

British Columbia Ferry Services Inc.
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Victoria, BC V8W 0B7
Tel (250) 978-1502
Fax 1-866-846-0453
www.bcferries.com

February 8, 2022

Sent via email to: []

[Our File: FOI-2022-026]

Dear []:

Re: Freedom of Information and Protection of Privacy Request

I am writing about your request for access to records under the *Freedom of Information and Protection of Privacy Act* (the FOIPP Act) sent on December 18, 2021. You originally requested copies of any correspondence, agreements, etc. between BC Ferries and Deep Water Recovery Ltd. and/or Union Bay Industries Ltd for the period January 1, 2016 to December 18, 2021. However, as a result of an email exchange with you, the following two modified items remain:

1. *Copies of any agreements between BC Ferries and Union Bay Industries Ltd. and /or Deep Water Recovery Ltd. (i.e., formal agreements, letter agreements, letter of intent, MOU, etc.). Time period June 1, 2018 to December 31, 2021. There would have to be a Letter of Intent or Memorandum of Understanding to start negotiations.*

These details are consistent with your request FOI-2022-025. We sent a fee estimate of \$10.30 for that request on January 4, 2022. Once payment of the deposit is received we will process that request.

2. *Is [website version redacted] public statement that he talked to BC Ferries leadership prior to completing the purchase of Union Bay Industries Ltd. (operator is Deep Water Recovery Limited) accurate? A simple "Yes" or "No" would suffice.*

We have decided to process your question as a request under the FOIPP Act and in particular, as a request for any record (e.g. notes, correspondence, etc.) that can answer your question above.

We have canvassed individuals currently in various leadership positions and they have not identified any records responsive to your request. As I indicated previously, the email accounts of former BC Ferries employees who might or might not have had responsive records have been deactivated and are non-recoverable. It is also possible that any discussion that might or might not have occurred was by telephone or other verbal communication, and no record may have been created. In any event, we are not able to confirm this and have not located any responsive record.

You can apply to the Information and Privacy Commissioner for a review of this response. You have 30 working days from receipt of this letter to request a review by writing to:

Office of the Information and Privacy
Commissioner for British Columbia
PO Box 9038, Stn. Prov. Govt.
Victoria, BC V8W 9A4
Facsimile: (250) 387-1696

If you request a review, please provide the Commissioner's office with a copy of this letter, a copy of your original request, and the reasons or grounds upon which you are requesting the review.

If you have any questions, please write or call our office at (250) 978-1502.

Sincerely,

Original Signed By

Jason Eamer-Goult
Director, Regulatory & FOIPP