

British Columbia Ferry Services Inc.
Suite 500 – 1321 Blanshard Street
Victoria, BC V8W 0B7
Tel (250) 978-1502
Fax 1-866-846-0453
www.bcferries.com

January 13, 2020

Sent via email to: []

Our File: FOI-2019-012

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Dear []:

Re: Request under the *Freedom of Information and Protection of Privacy Act*

British Columbia Ferry Services Inc. (BC Ferries) received your request for access to records under the *Freedom of Information and Protection of Privacy Act* (the FOIPP Act) on February 5, 2019. Your request was as follows:

1. *A copy of the submission made by Western Pacific Marine in response to the 2010 Request for Proposal by B.C. Ferries (RFP 12-06-2010) for the provision of Marine Transportation Services between French Creek on Vancouver Island and False Bay on Lasqueti Island. (Note that this request is not for financial disclosure but for the undertakings made by WPM in response to the conditions and stipulations of the RFP.)*
2. *A copy of the contract entered into between B.C. Ferries and Western Pacific Marine with the effective date of April 1, 2012, and correspondence between the parties in respect of the contract.*
3. *A list of respondents to RFP 12-06-2010.*
4. *A copy of the contract between B.C. Ferries and Western Pacific Marine for the provision of walk-on passenger marine transportation service between and among Port McNeill (Vancouver Island), Alert Bay (Cormorant Island) and Sointula (Malcolm Island).*

On May 27, 2019, we provided you with our response to items two and three. This letter is in response to items one and four.

As you are aware, the third party whom BC Ferries consulted for this request applied to the Information and Privacy Commissioner (the Commissioner) for a review of our decision to partially disclose the records. As a result of mediation with the Commissioner's office, we are now able to provide partial access to the records, subject to the removal of the information that BC Ferries decided to withhold.

Enclosed please find copies of the records responsive to items one and four of your request.

BC Ferries has withheld information under section 17 of the FOIPP Act, where disclosure could reasonably be expected to harm our financial or economic interests, including information whose disclosure could result in undue loss or gain to a third party, or whose disclosure could reasonably be expected to harm the negotiating position of BC Ferries. Under section 21, we have withheld this same information because its disclosure could harm the business interests of the third party.

We have also withheld personal information whose disclosure would be an unreasonable invasion of privacy under section 22.

Thank you for your deposit of \$23.50 for this request, received on February 27, 2019. The final charge for this portion of your request is \$15.80. We have calculated this amount as follows:

Locating and retrieving the records	Less than 3 free hours provided in the FOIPP Act	No charge
Producing the record manually	0.25 hours @ \$30.00/hour	\$7.50
Scanned electronic copies of paper records	83 pages @ \$0.10/page	\$8.30
TOTAL		<u>\$15.80</u>

As noted previously, you have a credit of \$15.80 on file. As this charge is the same as your credit, the account for this request is settled.

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

Josée Magas, Information & Privacy Analyst
FOIPP Office