

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

March 30, 2016

Sent via email to: []

[]
[]

Our File: FOI-2016-032

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 information under the *Freedom of Information and Protection of Privacy Act* (the FOI/PP Act) on February 26, 2016. Your request was for:

- A) *A list of all individual payments made by N&J Mechanical Distributors (and its agents, representatives, or subsidiaries), to BC Ferries for the period of Jan. 1, 2014 to present day. Please include the dates, amounts in Canadian dollars, transaction numbers, and detailed reasons for payments;*
- B) *A list of all individual payments made to N&J Mechanical Distributors (and its agents, representatives, or subsidiaries) by BC Ferries for the period of Jan. 1, 2014 to present day. Please include the dates, amounts in Canadian dollars, transaction numbers, and detailed reasons for payments.*

We have notified you previously that BC Ferries does not have records responsive to item 'B' (payments made to N&J Mechanical Distributors Ltd.) of your request. This is our response for item 'A' (payments made by N&J Mechanical Distributors Ltd.).

On March 23, 2016, we provided a fee estimate of \$15.10 for a narrowed request of the amount paid by N&J Mechanical Distributors Ltd. for the *Queen of Chilliwack*. We also noted that BC Ferries cannot disclose the price it received for the *Queen of Chilliwack* as three other ferries are currently or are planned to be offered for sale in the near term, and BC Ferries needs to protect the competitive bid processes for those sales and maximize the price received for those ships.

By reply voicemail to BC Ferries the same day, you asked why you would pay a fee for a blanked-out page. On that basis, pursuant to section 17 of the FOI/PP Act, BC Ferries declines to provide access to the amount paid by N&J Mechanical Distributors Ltd. for the *Queen of Chilliwack* as its disclosure would reasonably be expected to harm BC Ferries' financial interests (section 17(1)), including resulting in undue financial loss or gain to a third party (section 17(1)(d)), and harming the negotiating position of BC Ferries (section 17(1)(f)). An excerpt of section 17 is attached for your information.

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 us at the address at the top of this letter or email us at foipp@bcferries.com.

Sincerely,

Original signed by

Jason Eamer-Goult
Manager, Regulatory & FOIPP