

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

December 28, 2017

Our File: FOI-2018-010

Sent via email to: []
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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 July 6, 2017. Your request was for:

"The contract between British Columbia Ferry Services Inc. and Gdansk Shiprepair Yard "Remontowa" S.A. for the Spirit-Class mid-life upgrades, awarded in or about March 2016."

The records responsive to your request were sent in a consultation to a third party. Further to our letter of November 27, 2017, the third party had 20 business days to apply for a review of our decision regarding disclosure of the records. As the third party did not apply for a review, attached please find copies of the records responsive to your request.

The records contain information excepted from disclosure under the FOIPP Act. This information was severed so the remaining information could be disclosed. We have noted on the records which section of the FOIPP Act was relied on to sever the information.

Under section 21 of the FOIPP Act, we must refuse to disclose trade secrets, commercial, financial or technical information of or about a third party, supplied in confidence, whose disclosure could reasonably be expected to harm the competitive position or interfere significantly with the negotiating position of a third party, or result in similar information no longer being supplied to BC Ferries, or result in undue financial loss or gain to any person or organization. We have also withheld the same information under section 17, since its disclosure could reasonably be expected to harm the financial interests of BC Ferries. As part of this, such disclosure could reasonably be expected to harm our negotiating position, as well as result in undue financial loss or gain to third parties.

Additional technical, financial, and commercial information has been withheld under section 17 where disclosure could reasonably be expected to harm the financial interests or negotiating position of BC Ferries.

We have withheld information under section 15 of the FOIPP Act, where disclosure could reasonably be expected to harm the security of our communications or computer systems.

We have withheld signatures and other personal information as required by section 22 of the FOIPP Act, where the disclosure would be an unreasonable invasion of a third party's personal privacy.

Thank you for your deposit of \$83.00 for this request, received on July 21, 2017. The final charge for this request is \$45.06. We have calculated this amount, using our commercial applicant rate, as follows:

Locating and retrieving the records	Less than 3 free hours provided in the FOIPP Act	No charge
Preparing records for disclosure	0.5 hours @ \$48.52/hour	\$24.26
Scanned electronic copies of paper records	208 pages @ \$0.10/page	\$20.80
	Total	<u>\$45.06</u>
	Less deposit	\$83.00
	Refund owing	<u>\$37.94</u>

The charge is less than originally estimated. We will send a refund cheque for \$37.94, by separate letter once it is processed.

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

Carol Stoker
Manager, Information & Privacy
FOIPP Office