

January 10, 2020

Jonathan Olfert
University of Alberta Students' Union
2-900 SUB, University of Alberta
Edmonton, AB T6G 2J7

Email: jonathan.olfert@su.ualberta.ca

Access Request: 2019-G-1622

Dear Jonathan Olfert:

Re: Freedom of Information and Protection of Privacy Act Request for records pertaining to any record of communication with UAlberta, NAIT, post-secondary student leaders, or COPPOA regarding proposal of or support for removal of the MNIF cap. As well as any document indicating that recommendations from any of the listed parties played a role in the Ministry's decision to remove the MNIF cap.

On December 18, 2019, the Service Alberta Freedom of Information and Protection of Privacy (FOIP) office on behalf of Advanced Education received your request for access to records. Under the Freedom of Information and Protection of Privacy (FOIP) Act every reasonable effort must be made to respond to a request within 30 calendar days after receiving it. However, in limited circumstances *the Act* provides that the time limit for responding to a request may be extended.

Your request involves a large number of records. Pursuant to section 14(1)(b) of *the Act*, a 30-day extension will allow Advanced Education to search for all records to completely process your request. The approval of this extension was made by the delegated decision maker for Advanced Education. We will respond to your request by February 18, 2020.

If you have any questions regarding this time extension, please call me at 780-643-2266.

Under section 65(1) of the Freedom of Information and Protection of Privacy Act, you may ask the Information and Privacy Commissioner to review [this decision]. To request a review, you must complete and deliver a Request for Review form within 60 days from the date of this notice to the Commissioner at:

410, 9925 – 109 Street
Edmonton, Alberta
T5K 2J8.

The form is available under the Resources tab on the Commissioner's website www.oipc.ab.ca or you can call 1-888-878-4044 to request a copy of the form.

If you request a review, please provide the Commissioner with a copy of your original request, any letters of clarification, a copy of this letter and the reason why you are requesting a review.

Yours truly,

A handwritten signature in black ink, appearing to read "Nichole Olenek". The signature is written in a cursive style with a large initial "N".

Nichole Olenek
Senior FOIP Advisor

Enclosure s.14, 65

Section 14 of the FOIP Act
Extending time limit for responding

14(1) The Head of a public body may extend the time for responding to a request for up to 30 days, or, with the Commissioner's permission, for a longer period if

- (a) the applicant does not give enough detail to enable the public body to identify a requested record ,
- (b) a large number of records are requested or must be searched and responding within the period set out in section 11 would unreasonably interfere with the operations of the public body,
- (c) more time is needed to consult with a third party or another public body before deciding whether to grant access to a record, or
- (b) a third party asks for a review under section 65(2) or 77(3).

(2) The Head of a public body may, with the Commissioner's permission, extend the time for responding to a request if multiple concurrent requests have been made by the same applicant or multiple concurrent requests have been made by 2 or more applicants who work for the same organization or who work in association with each other.

(3) Despite subsection (1), where the head of a public body is considering giving access to a record to which section 30 applies, the head of the public body may extend the time for responding to the request for a period of time necessary to enable the head to comply with the requirements of section 31.

(4) If the time for responding to a request is extended under subsection (1), (2), or (3), the head of the public body must tell the applicant

- (a) the reason for the extension,
- (b) when a response can be expected, and
- (c) the applicant may make a complaint to the Commissioner or to an adjudicator, as the case may be, about the extension

Section 65 of the FOIP Act
Right to ask for a review

65(1) A person who makes a request to the head of a public body for access to a record or for correction of personal information may ask the Commissioner to review any decision, act or failure to act of the head that relates to the request.

(2) A third party notified under section 31 of a decision by the head of a public body to give access may ask the Commissioner to review that decision.

(3) A person who believes that the person's own personal information has been collected, used or disclosed in contravention of Part 2 may ask the Commissioner to review that matter.

(4) The surviving spouse or adult interdependent partner or a relative of a deceased individual may ask the Commissioner to review a decision of a head of a public body under section 40(1)(cc) not to disclose personal information.

(5) This section does not apply

(a) to a decision, act or failure to act of the Commissioner when acting as the head of the Office of the Information and Privacy Commissioner,

(b) to a decision by the Speaker of the Legislative Assembly that a record is subject to parliamentary privilege, or

(c) if the person who is appointed as the Commissioner is, at the same time, appointed as any other officer of the Legislature, to a decision, act or failure to act of that person when acting as the head of that office.