

Ministry of Community
and Social Services

Ministry of Children and
Youth Services

Ministère des Services
sociaux et communautaires

Ministère des Services à l'enfance
et à la jeunesse



Freedom of Information and Protection of Privacy Unit
Business Planning and Corporate Services Division
880 Bay Street, 2nd Floor
Toronto ON M7A 2B6
Telephone: (416) 327-6101
Fax: (416) 326-2567

January 2, 2013

Mr. Chris Carter
60 Barthe Street
Chatham ON N7L 1T6

Re: Request CYS2012-0072

Dear Mr. Carter:

I am writing further to your access request made under the Freedom of Information and Protection of Privacy Act (the Act). You are requesting access to the following information:

A listing of any and all records (or if there isn't a listing of the records, I want a fee estimate for the records themselves) in the care and custody of the MCYS including, but not limited to, a list identifying the organizations and their staff or any others who attended that December 5 (?), 2012 "leadership development conference" held at the Grand Hotel on Jarvis St. in Toronto and reportedly paid for by the MCYS as reported in the news report linked immediately below (ps: I also want the agenda, list of speakers, topics of the speeches, any handouts that were distributed, the bill, again reportedly picked up by the MCYS, etc... for this event):

<http://www.torontosun.com/2012/12/05/cash-strapped-child-welfare-sector-puts-out-a-nice-spread-at-conference>

An initial review of the records indicates that it will cost an estimated \$404.00 to complete your request. The fee estimate is based on the following costs:

| | |
|--|-------------------|
| Search time: Eight hours @ \$30 per hour | = \$240.00 |
| Photocopy costs: 820 pages @ \$0.20 per page | = <u>\$164.00</u> |
| Total cost: | = \$404.00 |

.../cont'd

Although a final decision has not been made regarding access, Section 21–Personal Privacy, will likely apply to the records.

As the fee estimate is over \$100.00, a deposit is required equal to 50 per cent of the estimated fee (Regulation 460). Your request will continue once your fee deposit is received in the amount of \$202.00, payable to the Minister of Finance. Please send the deposit within 30 days or we will consider your request abandoned.

The Act provides that all or part of the fee can be waived if, in your opinion, the fee will cause you financial hardship or if the release of the record will benefit public health or safety. You may be required to provide proof to support any waiver claims. Please notify us as soon as possible if you wish to proceed with a request for a fee waiver. Enclosed is a copy of Section 57 of the Act pertaining to fees. If you disagree with any aspect of the fees, or wish to revise your request, please discuss the matter with us quoting the request number. Afterward, you may ask that this fee estimate be reviewed by the Information and Privacy Commissioner. The Commissioner can be reached at:

Information and Privacy Commissioner/Ontario
1400 - 2 Bloor Street East
Toronto ON M4W 1A8
(416) 326-3333

If you decide to appeal a decision to the Information and Privacy Commissioner, please provide the Commissioner's office with:

- 1) the request number assigned to the request;
- 2) a copy of this decision letter; and,
- 3) a copy of the original request you sent to this ministry.

Appeals to the Commissioner must also be accompanied by the appropriate fee. The fee is \$25.00 if you are appealing a request for access to a general record or \$10.00 for access to personal information.

You have 30 days from the date of this letter to request a review from the Commissioner.

Please contact Ben Johnson, Policy Analyst, at 416-327-2303, if you have any questions.

Sincerely,



Cate Parker
Manager

Enclosure

Fees

57. (1) A head shall require the person who makes a request for access to a record to pay fees in the amounts prescribed by the regulations for,

- (a) the costs of every hour of manual search required to locate a record;
 - (b) the costs of preparing the record for disclosure;
 - (c) computer and other costs incurred in locating, retrieving, processing and copying a record;
 - (d) shipping costs; and
 - (e) any other costs incurred in responding to a request for access to a record. 1996, c. 1, Sched. K, s. 11 (1).
- (2) REPEALED: 1996, c. 1, Sched. K, s. 11 (1).

Estimate of costs

(3) The head of an institution shall, before giving access to a record, give the person requesting access a reasonable estimate of any amount that will be required to be paid under this Act that is over \$25. R.S.O. 1990, c. F.31, s. 57 (3).

Waiver of payment

(4) A head shall waive the payment of all or any part of an amount required to be paid under subsection (1) if, in the head's opinion, it is fair and equitable to do so after considering,

- (a) the extent to which the actual cost of processing, collecting and copying the record varies from the amount of the payment required by subsection (1);
- (b) whether the payment will cause a financial hardship for the person requesting the record;
- (c) whether dissemination of the record will benefit public health or safety; and
- (d) any other matter prescribed in the regulations. R.S.O. 1990, c. F.31, s. 57 (4); 1996, c. 1, Sched. K, s. 11 (2).

Review

(5) A person who is required to pay a fee under subsection (1) may ask the Commissioner to review the amount of the fee or the head's decision not to waive the fee. R.S.O. 1990, c. F.31, s. 57 (5); 1996, c. 1, Sched. K, s. 11 (3).

Disposition of fees

(6) The fees provided in this section shall be paid and distributed in the manner and at the times prescribed in the regulations. 1996, c. 1, Sched. K, s. 11 (4).