



Department of Environment
PO Box 2703, Whitehorse, Yukon Y1A 2C6

January 6, 2022

Applicant c/o
Access and Privacy Officer,
Corporate Information Management, ATIPP Office

RE: Final Response Access Request No. 21-430

Decision

The Department of Environment has searched the Deputy Minister's Office, Assistant Deputy Minister's Office, and the Climate Change Secretariat, and has identified 27 records responsive to Access Request No.21-430. The final response on the information is as follows:

Records Granted in Part

The Department of Environment is withholding the information relating to the request noted below:

All correspondence, including notes, briefing notes, emails, memoranda and meeting minutes, relating to BMC Minerals Ltd.'s Kudz Ze Kayah Project in Yukon ("KZK Project"), authored by or sent by any one of the following persons: John Bailey, Christine Cleghorn and Rebecca Turpin (Department of Environment). (Collective, the "Yukon Representatives") All correspondence, including notes, briefing notes, emails, memoranda and meeting minutes, relating to the KZK Project, sent to any one of the Yukon Representatives from any one of the following persons:

- The Honourable Jonathan Wilkinson, the Honourable Seamus O'Regan, Jean Francois Tremblay, Jeff Labonte, Rinaldo Jeanty, Emerson Vandenberg and Hilary Travis (Natural Resources Canada);
- The Honourable Melanie Joly, Paula Isaak, Margaret Buist, Lisa Dyer, Adrian Paradis, Carey Sibbald, Krista Magee and Galen Richardson (Canadian Northern Economic Development Agency);
- The Honourable Joyce Murray, the Honourable Bernadette Jordan, Timothy Sargent, David Carter, Helene Marquis and Jennifer Philips (Fisheries and Oceans Canada);
- Ayesha Chughtai (Prime Minister's Office of Canada; and
- Laura Cabott, Dale Eftoda, Bryony McIntyre, Lawrence Joe, Dennis Nicloux, Steve Karam, and Andrew Reid (Yukon Environmental and Socio-economic Assessment Board).

The time period of the records sought is November 1, 2020 to present.

We request copies of all records above, and we would prefer to receive digital copies if possible.
Timeframe: November 1, 2020 – November 25, 2021

The information severed has been listed in the attached Summary of Comments and granted in part pursuant the following sections under the Access to Information and Protection Privacy Act (ATIPP Act):

ATIPP Act Sections	Explanation
Section 67(3)(a)	The head of a responsive public body must not grant an applicant access to a Cabinet record.
Section 74(1)(a)	Advice or recommendations prepared by or for a public body or a minister.
Section 76(1)	Disclosure could harm relations between the Government of Yukon and another government or organization.
Section 70(1)	Disclosure of the information would be an unreasonable invasion of the third party's privacy.

The detailed sections supporting the decision to withhold the information are available online at https://laws.yukon.ca/cms/images/LEGISLATION/PRINCIPAL/2018/2018-0009/2018-0009_1.pdf.

There will be no charge to the applicant.

Right to Complain

Pursuant to section 66 of the ATIPP Act, you may complain to Yukon's Information and Privacy Commissioner in respect of this response within 30 business days of receiving this notice by contacting:

Yukon Information and Privacy Commissioner
3162 Third Avenue, Main Floor
Whitehorse, YT Y1A 1G3
Phone: (867) 667-8468
Email: intake@ombudsman.yk.ca
Fax: (867) 667-8469

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Contact Person in Department

If you feel that your request has not been answered completely or that you require further clarification, please contact Kelly Gruber, ATIPP Analyst at (867) 332-1057 or env-atipp@yukon.ca.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. Moreau', with a long horizontal flourish extending to the right.

Manon Moreau
Deputy Minister of Environment