

April 08, 2022

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

## Final Response ATIPP Access Request 21-428

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### Decision

The Executive Council Office searched the Deputy Minister's Office, Aboriginal Relations Division, Intergovernmental Relations and Corporate Programs Division, Major Projects Yukon branch and Intergovernmental Relations branch and identified records responsive to Access Request #21-428. Our final response on the information is as follows:

### Access Granted in Part

The Executive Council Office has provided partial access to information and records 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: Stephen Mills, Jasmina Randhawa, Brian Macdonald, Samantha Paterson, Keith Maguire and Sevn Bohnet (Executive Office). (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.

(Nov 01/20 – Nov 25/21)

**We would like to narrow the scope of request by excluding the Major Projects 'Program or Activity' (and its estimated responsive records of 9,894), as well as by excluding any and all duplicates of responsive documents contained within the remaining "Program or Activity" heads.**

**We would like to narrow Access Request 21-428 as follows:**

- excluding anything originating from BMC Minerals Ltd., or sent from or to BMC Minerals Ltd.; and**
- narrowing "all correspondence, including notes, briefing notes, emails memoranda and meeting minutes, relating to BMC Minerals Ltd.'s Kudz Ze Kayah Project ('KZK Project')" to only the correspondence that relates to the KZK Project's environmental and socioeconomic assessment.**

Information in Cabinet records has been withheld under section 67(3)(a) of the ATIPP Act as access must not be granted to Cabinet records as defined in section 67(1)(a), (c) and (f).

Personal information including email addresses and telephone numbers have been withheld under sections 70(1), of the ATIPP Act as disclosure would be an unreasonable invasion of third-party privacy.

Information related to login ID's and passwords has been withheld under section 72(1)(b)(vi) as disclosure could reasonably be expected to adversely affect the security of a communications system.

Information shared with legal counsel has been withheld under section 73(a) since it is subject to solicitor client privilege.

Information has been withheld under section 74(1)(a) as the disclosure would reveal advice and recommendations prepared by a public body for a public body or a minister.

Information provided by other governments or related to consultations and agreements with other governments has been withheld under section 76(1) as the disclosure could reasonably be expected to harm relations between the Government of Yukon and a First Nation government or the Government of Canada.

Note: Email attachments with extension.png are a result of file conversion within email signatures and have been removed as they are not attachments to the emails.

### **Final Costs**

Out of scope information, duplicate records and duplicate information attached to emails have been removed and have not been charged.

Total hours 24.3 processed at 50pages/hour

19.3 hours (24.3 hours less 5 free hours) @\$30/hour = \$579.00

- 1,216 pages granted in full or in part have been charged.

### **Right to Complain**

You have the right to make a complaint in respect of this response to the Yukon Information and Privacy Commissioner under Section 66 of the ATIPP Act, no later than 30 business days after you receive this response. To make a complaint, contact:

Yukon Information and Privacy Commissioner

3162 3<sup>rd</sup> Ave.

Whitehorse, YK Y1A 1G3

E-mail: [intake@yukonombudsman.ca](mailto:intake@yukonombudsman.ca)

Phone: (867) 667-8468; toll free (in Yukon) 1-800-661-0408 (ext. 8468)

### **Contact Person in Department**

If there are any questions, please contact Scott Tyrner, Access and Privacy Analyst for the Executive Council Office at (867) 667-9477 or [eco.atipp@yukon.ca](mailto:eco.atipp@yukon.ca)

Reviewed by:	Signatures:
Stephen Mills, Deputy Minister	