

File No. 04-1000-20-2016-452

January 5, 2017

s.22(1)

Dear 5.22(1)

Re: Request for Access to Records under the Freedom of Information and Protection of Privacy Act (the "Act")

I am responding to your request of November 29, 2016 for:

All business-related letters, emails (including non-City of Vancouver servers), notes, notes of telephone conversation from and to Sarah Kirby-Yung and John Coupar with the Vancouver Aquarium staff and management (including John Nightingale and Clint Wright) from January 1, 2015 to November 29, 2016.

All responsive records are attached. Some information in the records has been severed, (blacked out), under s.22(1) of the Act. You can read or download this section here: http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/96165_00

Under section 52 of the Act you may ask the Information & Privacy Commissioner to review any matter related to the City's response to your request. The Act allows you 30 business days from the date you receive this notice to request a review by writing to: Office of the Information & Privacy Commissioner, info@oipc.bc.ca or by phoning 250-387-5629.

If you request a review, please provide the Commissioner's office with: 1) the request number assigned to your request (#04-1000-20-2016-452); 2) a copy of this letter; 3) a copy of your original request for information sent to the City of Vancouver; and 4) detailed reasons or grounds on which you are seeking the review.

Please do not hesitate to contact the Freedom of Information Office at foi@vancouver.ca if you have any questions.

Yours truly,

Barbara J. Van Fraassen, BA

Director, Access to Information City Clerk's Department, City of Vancouver

Encl.

:kt

To: "Chan, Cheryl" < Cheryl. Chan@vancouver.ca>

Date: 12/2/2016 5:01:30 PM

Subject: FOI

Re Aquarium FOI request.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone

Begin forwarded message:

From: "Kirby-Yung, Sarah" < Sarah.Kirby-Yung@vancouver.ca>

Date: November 25, 2016 at 11:44:05 PM PST

To: "Harper, Margo" < Margo:Harper@vancouver.ca>

Cc: "Bromley, Malcolm" < Malcolm.Bromley@vancouver.ca >, "Wilton, Shauna"

<Shauna.Wilton@vancouver.ca>, "Normann, Howard" <howard.normann@vancouver.ca>

Subject: Re: Aurora

Thank you for passing along right away. Incredibly sad.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone

On Nov 25, 2016, at 11:40 PM, Harper, Margo < Margo. Harper@vancouver.ca > wrote:

FYI

Sent from my iPhone

Begin forwarded message:

From: Charlene Chiang < Charlene.Chiang@vanaqua.org>

Date: November 25, 2016 at 10:51:04 PM PST

To: "Harper, Margo" < Margo. Harper@vancouver.ca >

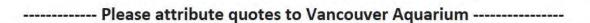
Subject: Aurora

\u8203 ?Hi Margo,

I'm sad to share that we lost Aurora tonight. Below is a statement that will be

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Charlene



It's with immense sadness that the Vancouver Aquarium shares the passing of 29-year-old beluga whale Aurora. As detailed last week and through daily updates on her condition, Aurora had been sick for the past two weeks, showing symptoms of abdominal cramping, loss of appetite and lethargy. Our marine mammal care team, under the guidance of head veterinarian Dr. Martin Haulena, and a host of veterinary specialists, pathologists, marine biologists and other experts from around-the-world, had been working relentlessly to provide treatment, investigate her symptoms, adjust her medication, and ensure she had therapeutic care.

After a determined around-the-clock effort by animal care staff and the veterinary team, she slipped away this evening surrounded by the people who loved her, some whom have cared for her since she first arrived in 1990. To our team, Aurora was a part of our family and her loss is absolutely heartbreaking. The marine mammal care team working night and day to care for her are our true heroes, even if we lost the battle.

Named after the aurora borealis, or northern lights, Aurora immediately won hearts and inspired generations of visitors, employees and volunteers with her curious nature and gentle personality. Along with the other belugas at the Aquarium, including her daughter Qila, Aurora taught millions about her incredible species and its rapidly changing ecosystem in the wild. The whales have contributed to studies on their physiology, hearing and acoustic abilities; provided baseline data for studies in the wild; and helped scientists discover unique vocalizations between beluga whale mothers and calves, called contact calls. This groundbreaking research began at Vancouver Aquarium in 2002; beluga whales Aurora and Qila contributed to those early studies.

The past two weeks have been extremely difficult and today's loss has left a hole in our hearts. On behalf of our team of 1,500 staff and volunteers, we'd like to thank everyone who has reached out to us with warm messages of support and offers of help. You've shared countless stories of how Aurora and Qila have impacted you and your family and we're grateful to everyone who has shared those connections with us.\u8203?

We will continue to investigate the cause or causes of Qila and Aurora's sudden illness — a necropsy will be conducted by Dr. Haulena tomorrow.

###

Charlene Chiang

Director of Communications
Vancouver Aquarium Marine Science Centre
Charlene.Chiang@vanaqua.org
d. 604 659 3453
c. 604 805 1786

The Vancouver Aquarium Marine Science Centre is a non-profit society dedicated to the conservation of aquatic life. www.vanaqua.org

INTERNAL RECORDS. PLEASE THEN DELETE THE ORIGINAL MESSAGE. THANK YOU

We enjoy talking to you – If you do not wish to receive further information from us (where applicable), please email PRIVACY@VANAQUA.ORG or write to our policy officer at Vancouver Aquarium, PO Box 3232 Vancouver, BC V6B 3X8 For more information about our privacy or anti-spam policies, please visit www.vanaqua.org

To: "Chan, Cheryl" < Cheryl.Chan@vancouver.ca> "Coupar, John" < John.Coupar@vancouver.ca>

Date: 12/2/2016 4:57:03 PM

Subject: FOI

Aquarium related email for FOI request.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone

Begin forwarded message:

From: Lance Barrett-Lennard < <u>Lance.Barrett-Lennard@vanaqua.org</u>>

Date: November 28, 2016 at 8:29:10 PM PST

To: "Kirby-Yung, Sarah" < Sarah.Kirby-Yung@vancouver.ca>

Subject: Re: thanks...and call?

Thanks for your message Sarah and sorry I didn't hear my phone when you called...too many layers I guess! Will try your cell tomorrow.

Best, Lance

Sent from my iPad

On Nov 28, 2016, at 16:39, Kirby-Yung, Sarah < Sarah.Kirby-Yung@vancouver.ca > wrote:

Hi Lance,

Thanks for reaching out. I left you a voicemail. You can call me at your convenience on my Park Board cell at 604-679-2725.

Regards,

Sarah

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone

On Nov 28, 2016, at 3:04 PM, Lance Barrett-Lennard < Lance.Barrett-Lennard@vanaqua.org > wrote:

Ooops...should have mentioned that my cell phone would be best: 604 659 3428---am heading offsite momentarily and will be away from the office most of tomorrow too.

L.

Lance Barrett-Lennard

Vancouver Aquarium Marine Science Centre d. 604 659 3428

From: Lance Barrett-Lennard
Sent: 28 November, 2016 3:03 PM
To: 'sarah.kirby-yung@vancouver.ca'

Subject: thanks...and call?

Hi Sarah

Thanks for the shout-out on CBC this morning (w.r.t the old polar bear enclosure)...much appreciated. Also, if you have time to give me a quick call today or tomorrow, I'd appreciate it—concerns some internal discussion in the research department about possible ways forward.

Best, Lance

Lance Barrett-Lennard

Head, Cetacean Research Program
Vancouver Aquarium Marine Science Centre
Lance.Barrett-Lennard@vanaqua.org

d. 604 659 3428

<image001.jpg>

The Vancouver Aquarium Marine Science Centre is a non-profit society dedicated to the conservation of aquatic life. www.vanaqua.org

CONFIDENTIALITY WARNING - THIS MESSAGE IS INTENDED ONLY FOR THE ADDRESSEE, IT MAY CONTAIN PRIVILEGED OR CONFIDENTIAL INFORMATION. ANY UNAUTHORIZED DISCLOSURE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY SO THAT WE MAY CORRECT OUR INTERNAL RECORDS. PLEASE THEN DELETE THE ORIGINAL MESSAGE. THANK YOU

We enjoy talking to you – If you do not wish to receive further information from us (where applicable), please email PRIVACY@VANAQUA.ORG or write to our policy officer at Vancouver Aquarium, PO Box 3232 Vancouver, BC V6B 3X8 For more information about our privacy or anti-spam policies, please visit www.vanaqua.org

To: "Chan, Cheryl" < Cheryl.Chan@vancouver.ca> "Coupar, John" < John.Coupar@vancouver.ca>

Date: 12/2/2016 4:50:24 PM

Subject: FOI Request

Aquarium correspondence as requested.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Begin forwarded message:

From: <<u>Sarah.Kirby-Yung@vancouver.ca</u>>
Date: November 28, 2016 at 4:53:19 PM PST

To: <john.nightingale@vanaqua.org>

Subject: Hello

Hello John,

Sorry we haven't been able to connect. I will give you a call tomorrow.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

To: "Chan, Cheryl" < Cheryl.Chan@vancouver.ca> "Coupar, John" < John.Coupar@vancouver.ca>

Date: 12/2/2016 4:59:06 PM

Subject: FOI request

Re FOI Aquarium request.

Sarah Kirby-Yung
Chair
Vancouver Board of Parks and Recreation

Sent from my iPhone

Begin forwarded message:

From: "Coupar, John" < John.Coupar@vancouver.ca >

Date: November 18, 2016 at 7:39:42 AM PST

To: "Kirby-Yung, Sarah" < Sarah.Kirby-Yung@vancouver.ca>

Subject: Fwd: Message from John Nightingale

John C. Coupar ,Commissioner Vancouver Board of Parks and Recreation 604 761 0795

Begin forwarded message:

From: John Nightingale < <u>John.Nightingale@vanaqua.org</u>>

Date: November 17, 2016 at 1:40:29 PM PST

To: Malcolm Bromley < malcolm.bromley@vancouver.ca >, "'John Coupar

(john.coupar@vancouver.ca)" <john.coupar@vancouver.ca>

Subject: Message from John Nightingale

Can you please forward to Sarah Kirby-Yung as well thanks

Malcolm, John & Sarah,

I want to provide you with an update. As you all know, the health and safety of our animals are our top priorities at Vancouver Aquarium. We have been monitoring Aurora's behaviours closely since yesterday and we are concerned about her current health.

Aurora appears to be displaying symptoms similar to Qila before she passed yesterday morning. What we know is that yesterday's necropsy with Qila did not result in any clear outcome as to why she suddenly died.

We are investigating all possible medical explanations but have not yet received important test results that may help. Under the leadership of Dr. Haulena, the marine mammal care team has been caring for Aurora around-

the-clock. She is currently in a hospital-like environment in our medical pool.

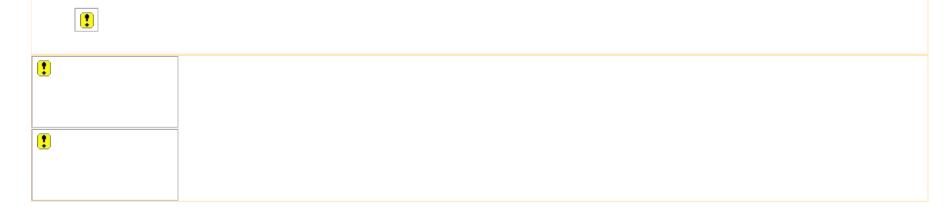
We are working with experts from around the world and flying in an additional professional expert from SeaWorld's veterinary team for assistance to ensure we have as many experts on the ground as possible exploring every option so that no stone is left unturned.

This is not the news I wanted to share with you today and many members of our team are doing everything they can. Our focus is on Aurora's care right now and I will provide you with regular updates as we learn more.

The Vancouver Aquarium is a non-profit society dedicated to the conservation of aquatic life. www.vanaqua.org

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We enjoy talking to you – If you do not wish to receive further information from us (where applicable), please email PRIVACY@VANAQUA.ORG or write to our policy officer at Vancouver Aquarium, PO Box 3232 Vancouver, BC V6B 3X8 For more information about our privacy or anti-spam policies, please visit www.vanaqua.org



To: "Bromley, Malcolm" < Malcolm.Bromley@vancouver.ca>

Date: 1/26/2016 11:07:14 AM

Subject: Fwd: Tweet by Daman Beatty on Twitter

FYI

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone

Begin forwarded message:

From: "Kirby-Yung, Sarah" < Sarah.Kirby-Yung@vancouver.ca>

Date: January 26, 2016 at 11:00:33 AM PST

To: "Harper, Margo" < Margo:Harper@vancouver.ca Subject: Fwd: Tweet by Daman Beatty on Twitter

Margo,

Wanted to ensure you are aware now that the film is public. And given this person has 11.6k followers.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone



Daman Beatty (@Beatler)

2016-01-25, 6:21 PM

Newly Released Documentary Exposes a Dark Side to Vancouver Aquarium animaljustice.ca/blog/newly-rel...

Download the Twitter app

Sent from my iPhone

From:	"Kirby-Yung, Sarah" <sarah.kirby-yung@vancouver.ca></sarah.kirby-yung@vancouver.ca>						
To:	"Harper, Margo" < Margo. Harper@vancouver.ca>						
Date:	1/27/2016 1:20:13 PM						
Subject:	Re:						
Yes I watched it. CTV did call Stuart McKinnon but he wasn't able to get back to them.							
Aquarium are entrenching into their position nothing is bad and nothing is wrong.							
Sarah Kirby-Yung							
Chair							
Vancouver Board of Parks and Recreation							
Sent from my iPhone							
On Jan 27, 2016, at 1:02 PM, Harper, Margo < Margo.Harper@vancouver.ca > wrote:							
Looks like Aaron Jasper was interviewed, but no current Commissioners for CTV story yesterday.							
Interesting, in talkback w reporter after piece, he reports that according to Aquarium, "no longer pursuing legal action" against Park Board.							
http://bc.ctvnews.ca/vancouver-aquarium-s-breeding-program-under-fire-in-new-documentary-1.2753600							
<pre><image005.png>Margo Harper Vancouver Park Board 2099 Bot. 604.257.8699 c. 604.657.350 margo.harper@vancouver.ca</image005.png></pre>	each Avenue						
f S							
9							

From:	"Kirby-Yung, Sarah" <sarah.kirby-yung@vancouver.ca></sarah.kirby-yung@vancouver.ca>				
To:	"Bromley, Malcolm" < Malcolm.Bromley@vancouver.ca>				
Date:	3/23/2015 12:16:42 PM				
Subject:	Re: Aquarium				
	<u>'</u>				
Hello Malcolm,					
Thank you for the update. I am pleased to see the Aquarium being responsive to input arising from the process last year, and look forward to receiving the reports.					
Regards,					
Sarah Kirby-Yung Vice-Chair Vancouver Board of Parks & Recreation					
Sent from my iPad					
> On Mar 23, 2015, at 11:14 AM, Bromley, Malcolm <malcolm.bromley@vancouver.ca> wrote:</malcolm.bromley@vancouver.ca>					
> Dear Commissioners,					
> Last Friday March 20 2015 I had a meeting with Mr Clint Wright ,General Manager of the Vancouver Aquarium. This was a follow up to correspondence I received earlier in March from Mr John Nightingale with respect to their future plans as they relate to cetaceans and general oversight.					
> The Aquarium is in the final stages of developing new or enhanced procedures and practices that are aimed at addressing some of the issues raised in 2014 at our public Board meetings dealing with cetaceans. I have provided some initial feedback and will be reconnecting with Clint in the near future to review their proposals. Once ready, I will process any necessary reports or updates through the Board for your information and approval as required.					
> I share this information to keep you aware of some of the work that is going on related to this important topic.					
> Please let me know if you have any questions.					
>					
> Regards,					
>					
> > Malcolm Bromley					
- Maicolli Diolilley					

> General Manager - Vancouver Park Board

From: "Harper, Margo" < Margo. Harper@vancouver.ca>

To: "Kirby-Yung, Sarah" <Sarah.Kirby-Yung@vancouver.ca>

"Bromley, Malcolm" < Malcolm.Bromley@vancouver.ca>

Date: 1/26/2016 11:18:31 AM Subject: RE: CTV News Story

Hi Sarah –

I know you are both enroute to the service awards. I just spoke to Malcolm on another issue before I saw this. Can I help you with this in any way Sarah? I know the reporter well, in fact I hired him. Don't like the increasing practice of approaching Commissioners directly as leaves you without support, logistical and otherwise.

I am going to contact Scott to determine his story focus and timelines and will not commit to any interview at this time. Will await direction on potential messaging, if any.

Margo

From: Kirby-Yung, Sarah

Sent: Tuesday, January 26, 2016 11:07 AM **To:** Bromley, Malcolm; Harper, Margo **Subject:** Fwd: CTV News Story

Malcolm,

Just called you. Please call me back as soon as you can.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone

Begin forwarded message:

From: Scott Roberts < <u>Scott.Roberts@bellmedia.ca</u>>

Date: January 26, 2016 at 11:05:40 AM PST

To: "'sarah.kirby-yung@vancouver.ca" <sarah.kirby-yung@vancouver.ca>

Subject: CTV News Story

Hi Sarah

Here's a link to the film....

http://uk.whales.org/blog/2016/01/vancouver-aquarium-uncovered

Scott Roberts | Anchor / Reporter

CTV VANCOUVER | Cell 604-340-5495 | scott.roberts@bellmedia.ca 969 Robson St. Vancouver, BC V6Z 1X5

http://w

@ScottRobertsCTV

To: s.22(1)

"Park Board GM's Office" <pbgmo@vancouver.ca>
"Chan, Chervl" <Chervl.Chan@vancouver.ca>

Date: 10/9/2015 12:03:51 AM

Subject: Re: Great Canadian Shoreline Cleanup Municipality Approval

Hello \$.22(1)

Thank you for you and your family's participation in the Great Canadian Shoreline Cleanup.

I am forwarding your inquiry to our General Manager's office to assist.

Regards,

Sarah Kirby-Yung Vice Chair Vancouver Board of Parks and Recreation

Sent from my iPhone

On Oct 7, 2015, at 8:09 AM, 5.22(1) wrote:

Dear Ms. Sarah Kirby-Yung,

My name is \$.22(1), and my family is volunteering to organize a cleanup at Stanley Park Second Beach as part of the Great Canadian Shoreline Cleanup, presented by Loblaw Companies Limited. I am contacting you to make sure that we have permission to access the location we are planning to clean. I would also like advice on how to dispose of the waste we collect during our cleanup.

A joint conservation initiative of the Vancouver Aquarium and WWF, the Shoreline Cleanup is about removing shoreline litter to help create healthy waters for everyone, including the wildlife and communities that depend on them. It is a participant-driven event whereby volunteers, such as our group, register to coordinate shoreline cleanup events in their local community.

It is our responsibility to arrange waste collection and ensure that the location registered is accessible to clean on the date chosen by our group. Please take a moment and let us know the following so that we can proceed with planning our cleanup.

My Event Details: [Stanley Park Second Beach] [October 24th, 2015 at 13:00]

- Cleanup location availability: Please let us know if the location we registered is available. If there are any
 concerns, please provide suggestions on how to proceed.
 - Waste removal instructions: We must determine the best method to dispose of the collected waste. Please let us know if you have an approved method and whom we should contact.

Thank you for taking the time to provide us with this important information. We are looking forward to hosting a local cleanup and discussing our event with you. For more information on this initiative, please visit the program website at ShorelineCleanup.ca or phone 1-877-427-2422.

Sincerely,

s.22(1)

Date: 1/26/2016 9:53:16 PM Subject: Re: Messaging re: Vancouver Aquarium Expose Sure thing Sarah. Let's talk tomorrow. Sent from my iPhone On Jan 26, 2016, at 7:32 PM, Kirby-Yung, Sarah < Sarah.Kirby-Yung@vancouver.ca > wrote: Margo, Let's discuss..... Sarah Kirby-Yung Chair Vancouver Board of Parks and Recreation Sent from my iPhone Begin forwarded message: From: Amber Sessions assessions@tourismvancouver.com Date: January 26, 2016 at 9:33:14 AM PST To: "john.coupar@vancouver.ca" <john.coupar@vancouver.ca>, "sarah.kirby-yung@vancouver.ca" <sarah.kirby-yung@vancouver.ca> Cc: Suzanne Raikes spuriar@tourismvancouver.com, Sonu Purhar spuriar@tourismvancouver.com, Subject: Messaging re: Vancouver Aquarium Expose Hi Sarah and John, Our CEO received the below email about a new Vancouver Aquarium expose. We have yet to decide if/how we will respond to s.22 ... but in the event we get media calls, or more emails from the general public, do you have any key messaging we should take into account when responding? We have also reached out to the Vancouver Aquarium. Hope you are both doing well. Amber **Amber Sessions** Manager, Communications Tourism Vancouver t: 604.631.2870 tourismvancouver.com --- Forwarded message ---From: 's.22(1) Date: Mon, Jan 25, 2016 at 9:32 PM -0800 Subject: Vancouver Aquarium - Expose To: "Ty Speer" < tyspeer@tourismvancouver.com> Hello There; This is an important documentary for Vancouver Tourism to be aware of. No doubt you are aware of the countless cases of tourism revenues being seriously eroded as a result of the bad publicity surrounding "attractions" that abuse wild animals. SeaWorld is a perfect example, and in fact, is linked to the Vancouver Aquarium. For those of us advocating for an end to the enslavement, exploitation and abuse of whales and dolphins, we are very grateful for this documentary. http://uk.whales.org/blog/2016/01/vancouver-aquarium-uncovered Heartbreaking, but so glad the enslavement, exploitation and abuse of whales and dolphins, a la Seaworld, is coming to light. Thanks, s.22(1) s.22(1) s.22(1)

From: "Harper, Margo" < Margo. Harper@vancouver.ca>

To: "Kirby-Yung, Sarah" <Sarah.Kirby-Yung@vancouver.ca>

To: "Harper, Margo" < Margo. Harper@vancouver.ca>

Date: 1/26/2016 5:03:53 PM

Subject: Re: RE: RE:

Ok, thanks much.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone

On Jan 26, 2016, at 1:34 PM, Harper, Margo < Margo. Harper@vancouver.ca > wrote:

He hasn't even called back. Not going to send anything unless he does. The attention span of TV reporters is very short. I am very familiar w the species.

From: Kirby-Yung, Sarah

Sent: Tuesday, January 26, 2016 1:29 PM

To: Harper, Margo **Cc:** Bromley, Malcolm **Subject:** Re: RE:

Hi Margo,

See tweak below.

Ok to not go on camera at moment/today.

Sarah Kirby-Yung

Chair

Vancouver Board of Parks and Recreation

Sent from my iPhone

On Jan 26, 2016, at 12:02 PM, Harper, Margo < <a href="margo-Margo

Slight change as per Malcolm in second bullet:

The matter of cetaceans in captivity has not been a priority for the current elected Park Board

From: Harper, Margo

Sent: Tuesday, January 26, 2016 12:00 PM

To: Kirby-Yung, Sarah

Cc: Bromley, Malcolm (Malcolm.Bromley@vancouver.ca)

Subject:

The care and management of cetaceans is the responsibility of our partners at the Vancouver Aquarium.

The precious Board had an extensive process on cetaceans in 2014.