

HURWITZ, Darrin

From: HURWITZ, Darrin
Sent: Monday, November 23, 2015 10:14 AM
To: [REDACTED]
Subject: Your Access Request 15-2859A
Attachments: r_15-187650 (final).pdf

[REDACTED]

I write further to your access requested received October 8, 2015 for the following records:

The incident report and after-action report regarding the serious injuries incident on the platform and tracks at 29th Avenue Skytrain Station on the evening of October 6, 2015.

I have attached the responsive report to this email. Please be advised that this report contains third party personal information collected as part of a law enforcement investigation. The VPD is required to withhold this information in accordance with section 22(3)(b) of the *Freedom of Information and Protection of Privacy Act*. We have considered the factors as set out in section 22(4) and 22(2) and have determined that no relevant factors exist that may offset the presumption of unreasonable invasion of third party privacy.

You may request that the Office of the Information and Privacy Commissioner review the VPD's response to your request. You will find information pertaining to the review process at www.oipc.bc.ca

Sincerely

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Freedom of Information and Protection of Privacy Act
[RSBC 1996] CHAPTER 165

Disclosure harmful to personal privacy

22 (1) The head of a public body must refuse to disclose personal information to an applicant if the disclosure would be an unreasonable invasion of a third party's personal privacy.

(3) A disclosure of personal information is presumed to be an unreasonable invasion of a third party's personal privacy if

(b) the personal information was compiled and is identifiable as part of an investigation into a possible violation of law, except to the extent that disclosure is necessary to prosecute the violation or to continue the investigation,

Full section located here: http://www.bclaws.ca/Recon/document/ID/freeside/96165_00