

File No.: 04-1000-20-2023-328

June 19, 2023

s.22(1)

Dear s.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 May 30, 2023 under the *Freedom of Information and Protection of Privacy Act* for:

Record of the 3D computer model (in FBX format) that was included in the staff presentation that accompanied the report titled "New Park at Main Street and 7th Avenue – Concept Plan" (<https://parkboardmeetings.vancouver.ca/2023/20230529/REPORT-NewParkMain7th-ConceptPlan-20230529.pdf>) during the May 29, 2023 Park Board meeting. Date range: June 1, 2022 to May 29, 2023.

We have completed the search for responsive records for this request and no responsive records have been located.

The City confirms that the computer model itself is not a record as per the definition in Schedule 1 of the Act, "books, documents, maps, drawings, photographs, letters, vouchers, papers and any other thing on which information is recorded or stored by graphic, electronic, mechanical or other means, but does not include a computer program or any other mechanism that produces records".

Additionally, Park Board staff have confirmed the 3D models were not submitted to the Park Board in the design process, and are retained and owned by the consultant team, who are only obliged to submit renderings and 2D works.

Under section 52 of the Act, and within 30 business days of receipt of this letter, you may ask the Information & Privacy Commissioner to review any matter related to the City's response to your FOI request 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 (#04-1000-20-2023-328); 2) a copy of this letter; 3) a copy of your original request; and 4) detailed reasons why you are seeking the review.

Yours truly,

Kevin Tuerlings, FOI Case Manager, for

[Signed by Kevin Tuerlings]

Cobi Falconer, MAS, MLIS, CIPP/C
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If you have any questions, please email us at foi@vancouver.ca and we will respond to you as soon as possible. Alternatively, you can call the FOI Case Manager at 604-871-6584.

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