

File No.: 04-1000-20-2023-586

November 16, 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 September 19, 2023 under the *Freedom of Information and Protection of Privacy Act* for:

1. Number of vacancy tax notices issued in the following years:
 - a) 2023 for the vacancy reference period 2020;
 - b) 2021 for the vacancy reference period 2018; and
 - c) 2020 for vacancy reference period 2017.
 2. The following information regarding the vacancy reference periods 2017, 2018, 2019, 2020, 2021, 2022, and 2023, specifically:
 - a) Number of times a penalty under By-law section 2.7 was charged;
 - b) Number of times a penalty under By-law section 2.8 was charged;
 - c) Number of times a penalty under By-law section 8.4 was charged;
 - d) Number of times a vacancy tax that was due and payable remained unpaid as of the 10th business day of April; and
 - e) Number of times a vacancy tax that was due and payable remained unpaid as of the due date set out in the supplementary vacancy tax notice.
- Date range: January 1, 2017 to September 18, 2023.

All responsive records are attached.*

*Please note, the Vacancy Tax office has confirmed the following:

- there were no vacancy tax notices issued in response to points one a) through c);
- there were no charges in response to point two c);
- the response to point two d) is the same as point two a) (regarding section 2.7); and
- the response to point two e) is the same as point two b) (regarding section 2.8).

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 (#04-1000-20-2023-586); 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,

[Signed by Kevin Tuerlings]

Cobi Falconer, MAS, MLIS, CIPP/C
Director, Access to Information & Privacy
cobi.falconer@vancouver.ca
453 W. 12th Avenue Vancouver BC V5Y 1V4

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.

Encl. (Response Package)

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Responsive to point two a):

Count of penalties assessed for 2.7		
Charge	PENALTY	✓
BaN	(Multiple Items)	✓
Row Labels	Count of Amt	
2017	2,125	
2018	1,357	
2019	1,626	
2020	1,494	
2021	1,408	
2022	1,394	
Grand Total	9,404	

Responsive to point two b):

Count of penalties assessed for 2.8		
Charge	PENALTY	✓
BaN	(Multiple Items)	✓
Row Labels	Count of Amt	
2017	592	
2018	636	
2019	711	
2020	770	
2021	520	
2022	35	
Grand Total	3,264	

File No.: 04-1000-20-2023-586 – Due Diligence

December 6, 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 September 19, 2023 under the *Freedom of Information and Protection of Privacy Act* for:

1. **Number of vacancy tax notices issued in the following years:**
 - a) **2023 for the vacancy reference period 2020;**
 - b) **2021 for the vacancy reference period 2018; and**
 - c) **2020 for vacancy reference period 2017.**
 2. **The following information regarding the vacancy reference periods 2017, 2018, 2019, 2020, 2021, 2022, and 2023, specifically:**
 - a) **Number of times a penalty under By-law section 2.7 was charged;**
 - b) **Number of times a penalty under By-law section 2.8 was charged;**
 - c) **Number of times a penalty under By-law section 8.4 was charged;**
 - d) **Number of times a vacancy tax that was due and payable remained unpaid as of the 10th business day of April; and**
 - e) **Number of times a vacancy tax that was due and payable remained unpaid as of the due date set out in the supplementary vacancy tax notice.**
- Date range: January 1, 2017 to September 18, 2023**

Further to our initial response to you on November 16, 2023, our office has conducted a due diligence review of the data provided by the Vacancy Tax Branch. Staff have advised of the following:

- There were no vacancy tax notices issued in response to points one a) through c), as was noted in our previous response;
- However, there were supplemental notices issued:
 - 2023 for the vacancy reference period 2020: **30**
 - 2021 for the vacancy reference period 2018: **50**
 - 2020 for vacancy reference period 2017: **64**
- Regarding your inquiry about your previous FOI request (2023-360), staff confirmed there were **0** vacancy tax notices issued in 2022 for vacancy reference period 2019, but there were **138** supplemental notices.

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 (#04-1000-20-2023-586); 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,

[Signed by Cobi Falconer]

Cobi Falconer, MAS, MLIS, CIPP/C
Director, Access to Information & Privacy
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