

File No. 04-1000-20-2023-792

January 4, 2024

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 writing in response to your request of December 18, 2023 under the ***Freedom of Information and Protection of Privacy Act (the Act)*** for:

Record of responses to the request for proposal from Paladin Security and Securiguard for COV Bid #PS20210888. Date range: Start of bid submissions to April 1, 2023.

Supply Chain Management has notified my office that you are a representative of one of the corporate entities that submitted a proposal/bid in response to these RFPs. As such, you have read and agreed to the submission conditions in the City of Vancouver's Request for Proposal (RFP), one of which is the following:

8.3 All City Information Confidential

(b) The Proponent now irrevocably waives all rights it may have by statute, at law or in equity, to obtain any records produced or kept by the City in evaluating its Proposal (and any other submissions) and now agrees that under no circumstances will it make any application to the City or any court for disclosure of any records pertaining to the receipt, evaluation or selection of its Proposal (or any other submissions) including, without limitation, records relating only to the Proponent.

This clause precludes using the Freedom of Information and Protection of Privacy legislation to request records covered under clause 8.3 of the standard RFP submission.

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 (#04-1000-20-2023-792); 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
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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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