



Finance

Freedom of Information and Protection of Privacy
200-386 Broadway, Winnipeg, Manitoba R3C 3R6
T 204 945-3767 F 204 948-3558
www.manitoba.ca

November 1, 2016

Re: Application for Access under *The Freedom of Information and Protection of Privacy Act (FIPPA)* – Our File Number 62-16FIN.

Your FIPPA application was received by Manitoba Finance on October 3, 2016 and seeks access to the following records:

“All invoices, purchase orders and (receipts) submitted to and/or (received) by Brick’s Fine Furniture in the 2014-2015 fiscal year.

“An inventory of all products purchased from Brick’s Fine Furniture in the 2014-2015 fiscal year and its current whereabouts and usage.”

Please be advised that your request for access has been granted in part. Enclosed is the inventory of products purchased from Brick’s Fine Furniture in fiscal year 2014/15, with a total cost of \$30,228.27. The enclosure also includes information on the invoices and purchase orders that Manitoba Finance can provide. The actual records of invoices are being withheld under sections 18 and 28 of FIPPA.

The invoices/purchase orders would reveal confidential third party unit pricing that could harm the competitive financial position as well as future contractual negotiations of Brick’s Fine Furniture. Accordingly, the records have been protected under third party business interests under subsections 18(1)(b)(c)(i)(ii)(iii).

Because revealing the unit pricing could also reasonably result in a financial loss to government and/or interfere with its contractual or other negotiations in the future, the records are also protected under subsections 28(1)(c)(i)(iii).

Section 59(1) of FIPPA states that you may make a complaint about this decision respecting your application for access to the Manitoba Ombudsman. You have 60 days from the receipt of this letter to make a complaint on the prescribed form to:

Manitoba Ombudsman
750 – 500 Portage Avenue
Winnipeg MB R3C 3X1
(204) 982-9130 or 1-800-665-0531

Enc.

**Relevant provisions of
*The Freedom of Information & Protection of Privacy Act (FIPPA)***

Disclosure harmful to a third party's business interests

18(1) The head of a public body shall refuse to disclose to an applicant information that would reveal

- (b) commercial, financial, labour relations, scientific or technical information supplied to the public body by a third party, explicitly or implicitly, on a confidential basis and treated consistently as confidential information by the third party; or
- (c) commercial, financial, labour relations, scientific or technical information the disclosure of which could reasonably be expected to
 - (i) harm the competitive position of a third party,
 - (ii) interfere with contractual or other negotiations of a third party,
 - (iii) result in significant financial loss or gain to a third party,

Disclosure harmful to economic and other interests of a public body

28(1) The head of a public body may refuse to disclose information to an applicant if disclosure could reasonably be expected to harm the economic or financial interests or negotiating position of a public body or the Government of Manitoba, including the following information:

- (c) information the disclosure of which could reasonably be expected to
 - (i) result in financial loss to,
 - (iii) interfere with or prejudice contractual or other negotiations of, a public body or the Government of Manitoba;