



Finance

Freedom of Information and Protection of Privacy
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November 9, 2016

Re: Application for Access under The Freedom of Information and Protection of Privacy Act (FIPPA) – Our File Numbers 64-16FIN to 66-16FIN.

Your FIPPA applications were received by Manitoba Finance on October 12, 2016 and seeks access to the following records:

64-16FIN

“A full itemization of the \$1,043,444 paid to 3870902 Manitoba LTD in the 2014-15 fiscal year. (Per 2014-2015 public accounts documents.)”

65-16FIN

“A full itemization of the \$2,133,072 paid to Public Capital Company as per the 2014-2015 payments to corporations.”

66-16FIN

“A full itemization of the \$781,935 paid to 4363141 Manitoba LTD in the 2014-15 fiscal year. (Per 2014-2015 public accounts documents.)”

Please be advised that the payments referenced in your requests represent the annual amount due for base rent, operating costs, property taxes and parking at leased facilities. Any further itemization of the expenses would reveal confidential lease terms that could harm the competitive financial position as well as future contractual negotiations of the third party landlords. It could also reasonably result in a financial loss to government and/or interfere with its contractual or other negotiations in the future. Accordingly, your requests are being refused under subsections 18(1)(b)(c)(i)(ii)(iii) and 28(1)(c)(i)(iii) of FIPPA.

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;