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**From:** Lane, Paul  
**Sent:** Friday, January 15, 2021 3:34 PM  
**To:** Mulrooney, Marcella  
**Subject:** Submission to ATIPPA Review

Hi Marcella,

As discussed, I have two issues which I would like to be reviewed through this process:

1. Currently, Nalcor and Oilco have exemptions from ATIPPA legislation as it relates to "commercially sensitive information". Under these provisions the head of these public policies can simply deny information requests citing commercial sensitivity with no requirement to provide rationale or justification, and there is no means to appeal. This was challenged a couple of years ago by former Premier Ball who stated he would release info on the "embedded contractors" associated to the Muskrat Falls project only be denied by the CEO of Nalcor. I totally understand the concept of commercial sensitivity and why it is in place, however I believe that Nalcor and Oilco should be required to provide a detailed rationale for any denial of information and that this should be appealable to the province's Privacy Commissioner. I believe that Justice Leblanc has made a similar recommendation in his report on the Muskrat Falls Inquiry.
2. I fully concur with the province's Privacy Commissioner that we should have Duty to Document Legislation. I believe that what we witnessed at the Muskrat Falls inquiry should justify this. It is well known throughout Govt that there are far too many verbal reports being made on any number of important matters in order to avoid having that information subject to ATIPPA requests. This must stop.

Thank you for the opportunity to bring my views forward on these matters.

Sincerely,

Paul Lane, MHA  
District of Mount Pearl-Southlands