



Office of the
Information and Privacy
Commissioner of Alberta

June 9, 2010

Adjudicator determines Edmonton Police Service properly withheld some information but did not properly respond to part of an access request

An Adjudicator with the Office of the Information and Privacy Commissioner has determined the Edmonton Police Service properly withheld information that had been requested regarding extensions of investigations of alleged misconduct of officers with the Service. The Adjudicator also found that the Service did not properly respond to part of the applicant's access request.

The Applicant requested the names of officers involved in certain allegations, the particulars of the charges against them, and the written submissions made to the Edmonton Police Commission explaining delays in dealing with the investigations and the reasons for requesting time extensions to complete the investigations.

The Police Service withheld all of the information, citing certain sections of the *Freedom of Information and Protection of Privacy Act* (FOIP).

Following an inquiry into the matter, Adjudicator Wade Riordan Raaflaub determined that the Public Body had properly withheld the names of the officers in question, as those names were readily available in an online report. He also determined that EPS did not properly respond to the request for the particulars of the charges against the officers, as the publicly available report did not contain the information.

Riordan Raaflaub also ruled that the Public Body properly withheld written submissions to the Police Commission, as they could reveal the substance of deliberations of a meeting of the Commission that had been held, and that was authorized to be held, in camera.

For a copy of Order F2009-040, please visit our website at www.oipc.ab.ca

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