



Toronto Police Service

40 College Street, Toronto, Ontario, Canada. M5G 2J3
(416) 808-2222 FAX (416) 808-8202
Website: www.TorontoPolice.on.ca



Office of the Chief of Police

File Number:

November 11, 2022

Jessica Amaral
Law Clerk
926 College Street
Toronto, ON
M6H 4A4

Dear Jessica Amaral:

Your Client: Ogilvie, Hasani
RE: Incident on August 12, 2021

Further to our letter dated October 18, 2022, it has come to my attention that these records fall under section 52(3) of the Municipal Freedom of Information and Protection of Privacy Act (the Act) states,

52(3) Subject to subsection (4), this Act does not apply to records collected, prepared, maintained or used by or on behalf of an institution in relation to any of the following:

1. Proceedings or anticipated proceedings before a court, tribunal or other entity relating to labour relations or to the employment of a person by the institution.
2. Negotiations or anticipated negotiations relating to labour relations or to the employment of a person by the institution between the institution and a person, bargaining agent or party to a proceeding or an anticipated proceeding.
3. Meetings, consultations, discussions or communications about labour relations or employment-related matters in which the institution has an interest.

Please note it has been determined, upon further review of your request and the circumstances surrounding the incident involving your client, that the responsive records are currently related to a labour matter in which our institution has an interest. As such, disclosure of the responsive body worn camera audio/video record cannot be released at this time as the record currently falls outside the auspices of the Act.

The Coordinator is responsible for this decision.

If you have any questions regarding your file, please contact Analyst C. Braund at (416) 808-7209.

You may request a review of this decision* by the Information and Privacy Commissioner, by filing an appeal online at www.ipc.on.ca or by mail at 2 Bloor Street East, Suite 1400, Toronto, Ontario, M4W 1A8. You have 30 days to make this appeal.

In addition, you must send an appeal fee to the Commissioner's office. If your request was for your personal information, the appeal fee is \$10.00. The appeal fee for all other requests for information is \$25.00. If submitting by mail, please include the fee in your letter of appeal in the form of either a cheque or a money order made payable to the Minister of Finance.

If you would like to appeal this decision, please provide the Commissioner's office with the following:

- (a) the file number listed at the beginning of this letter;
- (b) a copy of this decision letter;
- (c) a copy of the original request for information which you sent to this institution; and
- (d) the reasons why you believe the records exist.

Yours truly,



Mr. P. McGee
Coordinator
Access and Privacy Section
Toronto Police Service

PM:cb

Note: 'Decision' in this context does not refer to a review of the opinions/contents/conclusions of records examined or material contained in the documents provided, but to the determination to grant or withhold access to all or portions of records.