

# REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

## Freedom of Information and Protection of Privacy Bylaw No. 2519, 2011

Consolidated for convenience purposes.  
Includes all amendments to the text up to:  
December 19, 2024

### Summary of Amendments

| <b>Bylaw No.</b> | <b>Adopted</b>    | <b>Amendment</b>  | <b>Purpose</b>  |
|------------------|-------------------|---|---|
| 2519.01          | May 21, 2015      | Housekeeping amendments   | Included removal of Maximum Fee Schedule (moved to Fees and Charges bylaw)    |
| 2519.02          | December 21, 2023 | Amend subsection 2.1; delete subsection 2.2; amend subsection 2.3; delete section 3 | Update the designation of FOI Head and remove reference to Coordinator        |
| 2519.03          | December 19, 2024 | Update Definitions section  | Delete Board and Coordinator definitions; Add Commercial Applicant definition |

## REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

### BYLAW NO. 2519, 2011

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**A bylaw for the administration of the *Freedom of Information and Protection of Privacy Act*.**

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**WHEREAS**, the *Freedom of Information and Protection of Privacy Act*, RSBC 1996, Chapter 165, as amended, requires that a local government, by bylaw:

- (a) must designate a person or group of persons as the Head of the regional district for the purposes of the *Act*;
- (b) may authorize any person to perform any duty or exercise any function under the *Act* as head of the regional district; and
- (c) may set any fees the regional district requires to be paid for providing the services described in section 75 of the *Act*.

**NOW THEREFORE** the Regional Board of the Regional District of Okanagan-Similkameen in open meeting assembled, enacts as follows:

#### **1.0 DEFINITIONS AND INTERPRETATION**<sup>1,2</sup>

**1.1** The definitions contained in Part 1 of the *Act* shall apply to this bylaw except where the context requires otherwise.

**1.2** In this bylaw:

**"Act"** means the *Freedom of Information and Protection of Privacy Act*, RSBC 1996, Chapter 165;

**"Commercial Applicant"** means a person who makes a request for access to a record to obtain information for use in connection with a trade, business, profession, or other venture for profit.

**"Head"** means the person designated as the Head of the Regional District under section 2 of this Bylaw.

**"Regional District"** means the Regional District of Okanagan-Similkameen.

**"Request"** means a request under section 5 of the *Act*.

#### **2.0 ADMINISTRATION**

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1 Bylaw No. 2519.01, 2015 adopted May 21, 2015

2 Bylaw No. 2519.03, 2024 adopted December 19, 2024

- 2.1** The Corporate Officer is designated as Head for the purposes of the Act;<sup>3</sup>
- 2.2** For the purposes of the Act, the Head shall act in their capacity for all regional district boards, fire departments<sup>2</sup>, commissions and committees of the Regional District.<sup>4</sup>

**3.0** **FEES**

An applicant making a request shall pay to the Regional District the fees set out in the Regional District of Okanagan-Similkameen Fees and Charges Bylaw for the purpose of:

- (a) locating, retrieving and producing the record;
- (b) preparing the record for disclosure;
- (c) shipping and handling the record;
- (d) providing a copy of the record.

**4.0** **REPEALS**

Bylaw No. 1538, 1994 is hereby repealed.

**5.0** **CITATION**

This bylaw may be cited for all purposes as the "Freedom of Information and Protection of Privacy Bylaw No. 2519, 2011".

**READ A FIRST, SECOND AND THIRD TIME** this 17<sup>th</sup> day of November, 2011.

**ADOPTED BY 2/3 OF THE VOTE** this 17<sup>th</sup> day of November, 2011.

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Chairman

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Chief Administrative Officer

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3 Bylaw No. 2519.02, 2023 adopted December 21, 2023

4 Bylaw No. 2519.02, 2023