

What's Happening in Privacy and Access to Information Law

November 23, 2015

PART I: ACCESS TO INFORMATION

	Topic	Summary
1	Bill 8, <i>Public Sector and MPP Accountability and Transparency Act, 2014</i>	Record keeping amendments to <i>FIPPA</i> and <i>MFIPPA</i>
2	<i>Striking the Right Balance for Transparency: Recommendations to modernize the Access to Information Act</i>	Information Commissioner of Canada report
3	<i>Ontario (Community and Social Services) v John Doe, 2015 ONCA 107</i>	<i>FIPPA</i> ss. 14(1)(e) and 20 (health and safety); "disclosure to the world"
4	<i>Aecon Construction v Information and Privacy Commissioner of Ontario, 2015 ONSC 1392</i>	Company contract; <i>FIPPA</i> ss. 17 (third party info) and 18 (economic and other interests)
5	IPC Order PO-3520	Office of the Children's Lawyer; custody or control of the Ministry of the Attorney General
6	IPC Order PO-3514	HIV prosecutions; solicitor-client privilege
7	IPC Order MO-3130	Police employment contracts; <i>MFIPPA</i> ss. 6(1)(b) (closed meetings) and 14(1) (personal privacy)
8	IPC Order MO-3216	Police occurrence reports; <i>MFIPPA</i> s. 15(a) (information available to the public)
9	Long-Gun Registry	Information Commissioner of Canada investigation and constitutional challenge

PART II: PRIVACY – PRIVATE SECTOR

	Topic	Summary
10	Bill S-4, <i>Digital Privacy Act</i>	Amendments to <i>PIPEDA</i>
11	<i>Chandra v CBC, 2015 ONSC 5303</i>	Tort of intrusion upon seclusion
12	Canada's <i>Anti-Spam Legislation</i> Violations	Early CRTC decisions under <i>CASL</i>

PART III: PRIVACY – PUBLIC SECTOR

	Topic	Summary
13	Bill 113, <i>Police Record Checks Reform Act, 2015</i>	Rules for police record check disclosures
14	Ontario’s Street Check Regulation: <i>Collection of Identifying Information in Certain Circumstances - Prohibition and Duties</i>	Draft Regulation under the <i>Police Services Act</i> governing “Street Checks” or “Carding”
15	<i>de Pelham v Peel Regional Police Services, 2015 ONSC 6558</i>	Disclosure of pending drug and gun charges
16	IPC Privacy Complaint MC13-67	Publishing minor variance application online
17	<i>Liquor Control Board of Ontario v Vin De Garde Wine Club, 2015 ONSC 2537</i>	IPC order directing LCBO to stop collecting members’ personal information
18	Bill C-51, <i>Anti-terrorism Act, 2015</i>	CCLA and CJFE <i>Charter</i> challenge

PART IV: PRIVACY – HEALTH

	Topic	Summary
19	Bill 119, <i>Health Information Protection Act, 2015</i>	Amendments to <i>PHIPA</i>
20	<i>Hopkins v Kay, 2015 ONCA 112</i>	Tort of intrusion upon seclusion; class action

Speakers: **Bonnie Freedman**, Borden Ladner Gervais LLP
Mal Horoszko, Counsel, Access and Privacy Group, Ministry of Government and Consumer Services
Sherry Liang, Assistant Commissioner (Tribunal Services), Office of the Information and Privacy Commissioner of Ontario

Program Chair: **David Goodis**, Assistant Commissioner (Policy and Corporate Services), Office of the Information and Privacy Commissioner of Ontario