

## Daryl Dolynny

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**From:** Glen Abernethy  
**Sent:** Tuesday, April 02, 2013 1:42 PM  
**To:** Daryl Dolynny; Ramie Wourms; Daryl Dolynny; Alfred Moses; Bob Bromley; Bob McLeod; David Ramsay; Frederick Blake; Jackie Jacobson; Jackson Lafferty; Jane Groenewegen; Kevin Menicoche; Michael Miltenberger; Michael Nadli; Norman Yakeleya; Robert Bouchard; Robert C McLeod; Robert Hawkins; Tom Beaulieu; Wendy Bisaro  
**Cc:** Doug Pon; Soledad Boado; Corinne Kruse; Ryan Strain; Robert Collinson; Daylyn Kakfwi; Rachel Marin; James Tolley; Morven MacPherson; Sue Tkachuk; Charlotte Digness; Hilda Camirand; Katherine Robinson; Kevin O'Keefe; Cynthia James; Tim Mercer; Stephen Dunbar  
**Subject:** RE: Review of Public Works and Services 2013-14 Main Estimates  
**Attachments:** image001.png; image002.png

Daryl,

Thanks for your follow up email.

As noted in my previous e-mail, the Access to Information and Protection of Privacy Act does not afford public bodies a discretion to disclose information that may affect the business interests of third parties without following the process prescribed by the Act. In this case the Act creates a "mandatory exception" to the public's right of access to information that could possibly harm the business interests of third party contractors, and copies of contracts could not be provided to an applicant unless the public body has complied with the requirement that a third party consultation be undertaken.

This process applies regardless of who may be seeking the information.

We have reviewed the Act, and there is no exception that allows a public body to provide this information to an MLA without proceeding through the formal "ATIPP" application. As such, we are unable to provide copies of contracts without there being a formal ATIPP application on a specific contract.

Should you have concerns about a specific contract, you can file an ATIPP application with the Department of Public Works and Services. The application form can be downloaded from the Department of Justice website: [http://www.justice.gov.nt.ca/ATIPP/atipp\\_forms.shtml](http://www.justice.gov.nt.ca/ATIPP/atipp_forms.shtml) and the contact person at PWS is Jhillian Adams.

Sincerely,

Glen Abernethy  
Minister of Public Works and Services

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**From:** Daryl Dolynny  
**Sent:** Monday, March 25, 2013 10:59 AM  
**To:** Glen Abernethy; Ramie Wourms; Daryl Dolynny; Alfred Moses; Bob Bromley; Bob McLeod; David Ramsay; Frederick Blake; Jackie Jacobson; Jackson Lafferty; Jane Groenewegen; Kevin Menicoche; Michael Miltenberger; Michael Nadli; Norman Yakeleya; Robert Bouchard; Robert C McLeod; Robert Hawkins; Tom Beaulieu; Wendy Bisaro  
**Cc:** Doug Pon; Soledad Boado; Corinne Kruse; Ryan Strain; Robert Collinson; Daylyn Kakfwi; Rachel Marin; James Tolley; Morven MacPherson; Sue Tkachuk; Charlotte Digness; Hilda Camirand; Katherine Robinson; Kevin O'Keefe; Cynthia James; Tim Mercer; Stephen Dunbar  
**Subject:** RE: Review of Public Works and Services 2013-14 Main Estimates

Minister Abernethy,

I think in the best interest of the regular members having the right to know such information, as I do not deem us to be considered "the public", I ask that you seek such third party release to proceed for full contract disclosure.

Thank you,

**Daryl Dolynny**

MLA - Range Lake

Legislative Assembly of the Northwest Territories

office (867) 669 - 2244

cell (867) 445 - 2000

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**From:** Glen Abernethy

**Sent:** Fri 3/22/2013 12:17 PM

**To:** Ramie Wourms; Daryl Dolynny; Alfred Moses; Bob Bromley; Bob McLeod; David Ramsay; Frederick Blake; Jackie Jacobson; Jackson Lafferty; Jane Groenewegen; Kevin Menicoche; Michael Miltenberger; Michael Nadli; Norman Yakeleya; Robert Bouchard; Robert C McLeod; Robert Hawkins; Tom Beaulieu; Wendy Bisaro

**Cc:** Doug Pon; Soledad Boado; Corinne Kruse; Ryan Strain; Robert Collinson; Daylyn Kakfwi; Rachel Marin; James Tolley; Morven MacPherson; Sue Tkachuk; Charlotte Digness; Hilda Camirand; Katherine Robinson; Kevin O'Keefe; Cynthia James; Tim Mercer; Stephen Dunbar

**Subject:** RE: Review of Public Works and Services 2013-14 Main Estimates

Daryl,

Thank you for forwarding your comment and request. I would ask that you please copy me on future correspondence to me to ensure a timely turn around.

On page 2219 of Hansard, for February 27, 2013, my Deputy Minister committed to providing a "typical sample contract" in response to questions from MLA Hawkins on terms and conditions on holdbacks. The language found in the sample contract provided is standard for construction contracts.

The *Access to Information and Protection of Privacy Act* creates a "mandatory exception" to the public's right of access to information that could possibly harm the business interests of contractors/businesses. This mandatory exception does not allow public bodies the discretion to disclose information, such as "completed copy" of a contract without undertaking a required third party consultation with a contractor or business, as required by the Act.

As such "completed copies" of contracts will not be distributed. If you are interested in an individual contract please let me know and we will seek third party consultation to release the contract as required under the Act.

Sincerely,

Glen Abernethy

MLA Great Slave

Minister of Justice

Minister of Human Resources

Minister of Public Works and Services

Minister Responsible for the PUB

Government of the Northwest Territories

P.O. Box 1320

Yellowknife, NT X1A 2L9

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Before printing, think green  
Avant d'imprimer, pensez à l'environnement

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If you have received this message in error, please delete it and any and all attachments to it and notify me immediately by replying to sender.

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**From:** Ramie Wourms

**Sent:** Tuesday, March 19, 2013 10:18 AM

**To:** Daryl Dolynny; Alfred Moses; Bob Bromley; Bob McLeod; David Ramsay; Frederick Blake; Jackie Jacobson; Jackson Lafferty; Jane Groenewegen; Kevin Menicoche; Michael Miltenberger; Michael Nadli; Norman Yakeleya; Robert Bouchard; Robert C McLeod; Robert Hawkins; Tom Beaulieu; Wendy Bisaro

**Cc:** Doug Pon; Soledad Boado; Corinne Kruse; Ryan Strain; Robert Collinson; Daylyn Kakfwi; Rachel Marin; James Tolley; Morven MacPherson; Sue Tkachuk; Charlotte Digness; Hilda Camirand; Katherine Robinson; Kevin O'Keefe; Cynthia James; Tim Mercer; Glen Abernethy; Stephen Dunbar

**Subject:** RE: Review of Public Works and Services 2013-14 Main Estimates

Good morning Daryl,

I noticed that the Minster and Stephen were not copied on your email.

I have forwarded this to them accordingly.

Thank you,

Ramie

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**From:** Daryl Dolynny

**Sent:** Sunday, March 17, 2013 2:56 PM

**To:** Ramie Wourms; Alfred Moses; Bob Bromley; Bob McLeod; David Ramsay; Frederick Blake; Jackie Jacobson; Jackson Lafferty; Jane Groenewegen; Kevin Menicoche; Michael Miltenberger; Michael Nadli; Norman Yakeleya; Robert Bouchard; Robert C McLeod; Robert Hawkins; Tom Beaulieu; Wendy Bisaro

**Cc:** Doug Pon; Soledad Boado; Corinne Kruse; Ryan Strain; Robert Collinson; Daylyn Kakfwi; Rachel Marin; James Tolley; Morven MacPherson; Sue Tkachuk; Charlotte Digness; Hilda Camirand; Katherine Robinson; Kevin O'Keefe; Cynthia James; Tim Mercer

**Subject:** RE: Review of Public Works and Services 2013-14 Main Estimates

Dear Minister Abernethy,

A "blank copy" of a construction contract with no signing dates or financial information is practically useless. When can regular members expect to see a copy of a "completed copy" of such contract?

Regards,

Daryl Dolynny

office (867) 669 - 2244  
cell (867) 445 - 2000



Please consider the environment before printing this e-mail and/or attachments.

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**From:** Ramie Wourms

**Sent:** Thursday, March 14, 2013 2:39 PM

**To:** Alfred Moses; Bob Bromley; Bob McLeod; Daryl Dolynny; David Ramsay; Frederick Blake; Jackie Jacobson; Jackson Lafferty; Jane Groenewegen; Kevin Menicoche; Michael Miltenberger; Michael Nadli; Norman Yakeleya; Robert Bouchard; Robert C McLeod; Robert Hawkins; Tom Beaulieu; Wendy Bisaro

**Cc:** Doug Pon; Soledad Boado; Corinne Kruse; Ryan Strain; Robert Collinson; Daylyn Kakfwi; Rachel Marin; James Tolley; Morven MacPherson; Sue Tkachuk; Charlotte Digness; Hilda Camirand; Katherine Robinson; Kevin O'Keefe; Cynthia James; Tim Mercer

**Subject:** Review of Public Works and Services 2013-14 Main Estimates

Good afternoon,

On behalf of Minister Glen Abernethy please find attached "*Review of Public Works and Services 2013-14 Main Estimates*".

Hard copies will not be distributed.

Thank you,

Ramie Wourms

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Ramie Wourms  
Executive Secretary to  
The Honourable Glen Abernethy  
Minister of Justice  
Minister of Human Resources  
Minister of Public Works & Services  
Minister Responsible for the Public Utilities Board  
MLA, Great Slave  
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Website: [www.gov.nt.ca](http://www.gov.nt.ca)



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