

National Gallery Musée des beaux-arts of Canada du Canada

# **Annual Report**

# Access to Information Act

# April 1, 2018 to March 31, 2019

# **Table of Contents**

| Introduction  | 1 |
|---|---|
| Organization and Monitoring of the Access to Information and Privacy Activities | 2 |
| Interpretation of the Statistical Report on the Access to Information Act       | 3 |
| Training  | 8 |
| Policies  | 8 |
| Monitoring of Time to Process Access to Information Requests                    | 8 |
| Additional Information  | 8 |
| Appendix 1 – Access to Information Act Delegation Order                         |   |

Appendix 2 – Statistical Report on the Access to Information Act

# Introduction

# Purpose of the Access to Information Act

The purpose of the *Access to Information Act* is to extend the present laws of Canada to provide a right of access to information in records under the control of a government agency, in accordance with the principles that government information should be available to the public, that necessary exceptions to the right of access should be limited and specific, and that decisions on the disclosure of government information should be reviewed independently of government.

Section 72 of the *Access to Information Act* requires that the head of every government institution submit an annual report to Parliament on the administration of the *Act* during the financial year. This report describes how the National Gallery of Canada administered the *Access to Information Act* from April 1, 2018 to March 31, 2019.

# NGC Background

The National Gallery of Canada was founded in 1880 by the then-Governor General, the Marquess of Lorne, in concert with the Royal Canadian Academy of Arts. With the enactment of the 1913 *National Gallery of Canada Act*, the federal government assumed responsibility for the Gallery. The federal government continued its stewardship through successive Acts of Parliament, culminating with the *Museums Act* of July 1, 1990, which established the Gallery as a Crown corporation.

# NGC Mandate

As per the *Museums Act*, 1990, c. 5, the National Gallery of Canada's mandate is to develop, maintain, and make known, throughout Canada and internationally, a collection of works of art, both historic and contemporary, with special, but not exclusive, reference to Canada, and to further knowledge, understanding, and enjoyment of art in general among all Canadians.

# **Organization and Monitoring of the Access to Information and Privacy Activities**

Activities relating to the *Access to Information Act* are managed on a part-time basis by the Director, Corporate Secretariat and Ministerial Liaison, who serves as the National Gallery of Canada's (hereafter called "the Gallery") Access to Information and Privacy (ATIP) Coordinator, and to whom the Director and CEO has delegated all the powers, functions and duties of administering the *Access to Information Act*. A copy of the Delegation Order is attached as Appendix 1.

The ATIP Coordinator is assisted in these duties by the Executive Assistant and ATIP Administrative Officer, and by an external consultant who provides services on a project basis. The ATIP Coordinator is responsible for the following activities:

- processing requests under the Access to Information Act and Privacy Act;
- responding to consultation requests from other government institutions;
- providing ongoing advice and guidance to senior management and Gallery staff on access to information and privacy legislation, as well as other related matters;
- monitoring Gallery compliance with both *Acts*, regulations and relevant policies and procedures;
- acting, on behalf of the Gallery, in dealings with the Treasury Board Secretariat, the Offices of the Information and Privacy Commissioners, as well as other government institutions, regarding the application of the legislation as it relates to the Gallery;
- preparing annual reports to Parliament, in addition to other statutory reports and material that may be required by central agencies;
- coordinating the annual update to *Info Source* and advising the Treasury Board Secretariat annually of any updates to the Gallery's Personal Information Banks (PIBs);
- creating a governance structure to ensure that both *Acts* are respected by Gallery staff;
- promoting awareness of both *Acts*, regulations and relevant procedures throughout the Gallery; and
- participating in forums for the ATIP community, such as the Treasury Board Secretariat's ATIP Community Meetings, as well as working groups and training sessions on specific topics.

# Interpretation of the Statistical Report on the *Access to Information Act* (ATIA) for 2018-19

# Part 1: Requests under the Access to Information Act

This section provides information about the processing of requests under the *Access to Information Act*. Appendix 2 provides a statistical summary of the access to information requests received and/or finalized in 2018-19.

| Number of Requests                   | 2018-2019 | 2017-2018 | 2016-2017 |
|--------------------------------------|-----------|-----------|-----------|
| Received during the reporting period | 21        | 6         | 7         |
| Outstanding from previous period     | 1         | 3         | 1         |
| TOTAL (All requests)                 | 22        | 9         | 8         |

The number of requests in 2018-19 represents a tremendous increase in comparison to the volume during the two previous fiscal years; 144% over 2017-18 and 175% over 2016-17.

# Sources of Requests Received

The Gallery received twenty one formal requests for information under the *Act* during the reporting period: compared to the seven requests received in 2016-17, this represents an increase of 200%; and, compared to the six requests received in 2017-18, this represents an increase of 250%.

The 2018-19 requests came from the following sources:2018-192017-18

|                     | 2018-19 | 2017-18 | 2016-17 |
|---------------------|---------|---------|---------|
| Media               | 11      | 0       | 0       |
| Academia            | 1       | 1       | 0       |
| Business            | 0       | 2       | 3       |
| Organizations       | 0       | 2       | 1       |
| Public              | 2       | 1       | 2       |
| Decline to identify | 7       | 0       | 1       |
| Total:              | 21      | 6       | 7       |

The number of requests from *media* and requestors who *declined to identify* increased significantly, while those from *business* and *organizations* decreased slightly. The number of requests from *academia* and the *public* remained basically the same, as compared to the previous fiscal year.

# Informal Requests

For 2018-19, the number of informal requests received by the Gallery rocketed to eleven. As was the case in 2017-18 and 2016-17, the Gallery did not process any informal requests.

# Part 2: Requests Closed During the Reporting Period

# **Disposition of Requests**

Of the twenty two requests in 2018-19 (i.e., twenty-one formal requests received during the reporting period, plus one request that was carried over from the previous period), all twenty two requests were closed during the reporting period: none were carried over to the next reporting period.

Of the twenty two requests that were closed, the disposition was as follows:

- *All disclosed*: No request resulted in the granting of access to all of the records.
- *Disclosed in part*: Twelve requests resulted in the granting of access to portions of the records.
- *All exempted:* No request was received for which no records were released because all of the information requested qualified for exemption.
- *Nothing Disclosed*: Three requests were received for which no records were found.
- *Unable to Process*: No request was received that the ATIP Coordinator was unable to process.
- Abandoned: Seven requests were abandoned by the applicant.

# **Completion time**

Of the twenty two requests that were closed:

- three were completed within 1 to 15 days;
- three were completed within 16 to 30 days;
- four were completed within 31 to 60 days;
- six were completed within 61 to 120 days;
- five were completed within 121 to 180 days; and
- one took more than 365 days to complete.

# **Exemptions**

The 2018-19 Statistical Report identifies the number of requests for which specific types of exemptions were invoked. If the Gallery applied two different exemptions to a request, one exemption under each relevant section is reported. If the same exemption was claimed several times in the same request, it is captured only once in the statistics.

| Exemptions        | 2018-19 | 2017-18 | 2016-17 |
|-------------------|---------|---------|---------|
| invoked           |         |         |         |
| Section 16(2)     | 5       | 5       | 1       |
| Section 16(2)(c)  | 0       | 0       | 1       |
| Section 18(a)     | 4       | 3       | 0       |
| Section 18(b)     | 8       | 2       | 2       |
| Section 18(d)     | 0       | 1       | 0       |
| Section 19(1)     | 12      | 6       | 3       |
| Section 20(1)(b)  | 4       | 5       | 1       |
| Section 20(1) (c) | 5       | 3       | 2       |
| Section 20(1)(d)  | 0       | 1       | 1       |
| Section 21(1) (a) | 7       | 1       | 0       |
| Section 21(1) (b) | 8       | 2       | 0       |
| Section 22        | 0       | 0       | 1       |
| Section 23        | 1       | 1       | 0       |
| Section 24(1)     | 1       | 2       | 0       |
| Total:            | 55      | 32      | 12      |

The number of exemptions applied has increased significantly (by 58% and 458%) when compared to the previous reporting periods of 2017-18 and 2016-17, respectively.

#### **Exclusions**

The *Act* does not apply to published material pursuant to section 68 and to Confidences of the Queen's Privy Council pursuant to Section 69. In 2018-19, section 68 was invoked once, while section 69 was not invoked. For 2017-18 and 2016-17, neither of these exclusions were invoked.

# Format of Information Released

Of the twenty-two requests that were closed during the reporting period, seven were abandoned by the applicant, while no records were released for three other requests. For the twelve other requests:

- two resulted in the partial disclosure of information where paper copies of the records were provided;
- nine resulted in the partial disclosure of information electronically; and
- one resulted in the partial disclosure of information via a USB key (data storage device).

# **Relevant Pages Processed and Disclosed**

For the twelve requests where information was disclosed in part, the Gallery processed 5012 pages (compared to 4993 in 2017-18) and disclosed 4426 pages (compared to 4782 in 2017-18). Compared to the previous year, these figures represent a small increase of 0.38% for pages processed and a small decrease of 7.44% for pages disclosed. However, the 2018-19 volumes constitute a staggering increase in the number of pages processed and disclosed when compared to 2016-17 and previous years.

# Part 3: Extensions

Section 9 of the *Act* provides for the extension of the statutory time limits if third party consultations are necessary or if the request is for a large volume of records and processing the request within the original time would unreasonably interfere with the operations of the institution.

Twenty two extensions were required during the reporting period, compared to six during the prior year, an increase of 267%. The following extensions were required in 2018-19:

- four for 30 days or less;
- two of 60 days beyond the statutory deadline;
- seven of 120 days beyond the statutory deadline;
- two of 180 days beyond the statutory deadline;
- four of 365 days beyond the statutory deadline; and
- three of the 365 days or more beyond the statutory deadline

Four of the requests for which an extension was required closed beyond the statutory deadline due to a significant volume of work associated with processing this request, including:

- a high volume of requests received within the same period of time;
- a high volume of pages processed; and
- the requirement for external third-party consultation.

#### Part 4: Fees

The fees collected during the reporting period amounted to \$100.00.

# Part 5: Consultations Received from Other Institutions and Organizations

In addition to twenty two formal requests treated during the reporting period, the Gallery received four requests for consultation under the *Act* from other government institutions.

| Number of Consultations              | 2018-19 | 2017-18 | 2016-17 |
|--------------------------------------|---------|---------|---------|
| Received during the reporting period | 4       | 5       | 4       |
| Total                                | 4       | 5       | 4       |

The number of requests received for consultations in 2018-19 decreased by one request when compared to the number received during 2017-18, and remained the same as the volume for the 2016-17 reporting period.

For the four consultation requests from other Government of Canada Institutions in 2018-19, all were closed during the 2018-19 reporting period. One consultation resulted in a recommendation of "disclose entirely", while the three others resulted the recommendation to "disclose in part". The consultations required the review of 110 pages by the Gallery. Three of the consultation requests were completed within 16 to 30 days, while the fourth was closed within 60 days.

# Part 6: Completion Time of Consultations on Cabinet Confidences

There were no consultations on Cabinet confidences.

# Part 7: Complaints and Investigations

As was the case for the last five fiscal years, no complaints or investigations related to the withholding of information were carried into or received in 2018-19.

# Part 8: Court Action

As was the case for the last five fiscal years, there were no complaints concerning the Gallery that were subject to court action during the 2018-19 reporting period.

# Part 9: Resources Related to the Administration of the ATIA

#### Costs

For 2018-19, the cost directly associated with the administration of the *Access to Information Act* is estimated at \$94,766, an increase of 28.15%, when compared to the \$73,947 reported for the 2017-18 fiscal year, and an increase of 152%, when compared to the \$37,577 reported for the 2016-17 fiscal year.

# Human Resources

The Access to Information (ATI) function is estimated to have had 0.63 person years dedicated to it throughout 2018-19, an increase of 16.7% over the 0.54 FTE reported for 2017-18, and an increase of 250% over the 0.18 FTE reported for 2016-17.

The 0.63 FTE for 2018-19 consists of 0.36 FTE for full-time employees and 0.27 FTE for consultants and agency personnel.

# Training

There were no training activities provided to employees of the Gallery during the reporting period. Specific briefings with select staff to ensure the efficient and effective processing of specific ATI requests were held, as required.

The Director, Corporate Secretariat and Ministerial Liaison as well as the Executive Assistant and ATIP Administrative Officer, did not attend any formal or informal training during the reporting period. The Director did participate in several meetings of the Inter-Crown ATIP Coordinators.

# Policies

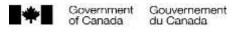
No new or revised institution-specific policies, guidelines or procedures related to access to information were implemented during the reporting period.

# **Monitoring of Time to Process Access to Information Requests**

Requests are monitored through a tracking log, which captures detailed information concerning the timeline of each request. As the Gallery receives a modest number of requests each year, its monitoring of the time required to process information requests is very accurate.

# **Additional Information**

Whenever possible, information is provided informally to the public. For example, both the Communications Division and Visitor Services respond to many requests for information from the media and the public, respectively. The Gallery's website also serves as a valuable source of information about the institutions, and its programs, services, and activities.



# Statistical Report on the Access to Information Act

| Name of institution: | The National Gallery of Canada |    |            |  |  |  |  |
|----------------------|--------------------------------|----|------------|--|--|--|--|
| Reporting period:    | 2018-04-01                     | to | 2019-03-31 |  |  |  |  |

Part 1: Requests Under the Access to Information Act

#### 1.1 Number of requests

|  | Number of Requests |
|--|--------------------|
| Received during reporting period           | 21                 |
| Outstanding from previous reporting period | 1                  |
| Total                                      | 22                 |
| Closed during reporting period             | 22                 |
| Carried over to next reporting period      | 0                  |

#### **1.2 Sources of requests**

| Source                    | Number of Requests |
|---------------------------|--------------------|
| Media                     | 11                 |
| Academia                  | 1                  |
| Business (private sector) | 0                  |
| Organization              | 0                  |
| Public                    | 2                  |
| Decline to Identify       | 7                  |
| Total                     | 21                 |

#### 1.3 Informal requests

| Completion Time  |   |   |   |   |   |       |    |
|--|---|---|---|---|---|-------|----|
| 1 to 15         16 to 30         31 to 60         61 to 120         121 to         181 to         More<br>Than 365         Total           Days         Days         Days         180 Days         365 Days         Days |   |   |   |   |   | Total |    |
| 8  | 1 | 1 | 1 | 0 | 0 | 0     | 11 |

Note: All requests previously recorded as "treated informally" will now be accounted for in this section only.

#### Part 2: Requests Closed During the Reporting Period

#### **Completion Time** More **Disposition of** 1 to 15 31 to 60 61 to 120 121 to 181 to 16 to 30 Than 365 180 Days 365 Days Days Days Days Days Total Requests Days All disclosed Disclosed in part All exempted All excluded No records exist Request transferred Request abandoned Neither confirmed nor denied Total

#### 2.1 Disposition and completion time

#### 2.2 Exemptions

| Section       | Number<br>of<br>Requests | Section    | Number<br>of<br>Requests | Section            | Number<br>of<br>Requests | Section            | Number<br>of<br>Requests |
|---------------|--------------------------|------------|--------------------------|--------------------|--------------------------|--------------------|--------------------------|
| 13(1)(a)      | 0                        | 16(2)      | 5                        | 18(a)              | 4                        | 20.1               | 0                        |
| 13(1)(b)      | 0                        | 16(2)(a)   | 0                        | 18(b)              | 8                        | 20.2               | 0                        |
| 13(1)(c)      | 0                        | 16(2)(b)   | 0                        | 18(c)              | 0                        | 20.4               | 0                        |
| 13(1)(d)      | 0                        | 16(2)(c)   | 0                        | 18(d)              | 0                        | 21(1)(a)           | 7                        |
| 13(1)(e)      | 0                        | 16(3)      | 0                        | 18.1(1)(a)         | 0                        | 21(1)(b)           | 8                        |
| 14            | 0                        | 16.1(1)(a) | 0                        | 18.1(1)(b)         | 0                        | 21(1)(c)           | 4                        |
| 14(a)         | 0                        | 16.1(1)(b) | 0                        | 18.1(1)(c)         | 0                        | 21(1)(d)           | 1                        |
| 14(b)         | 0                        | 16.1(1)(c) | 0                        | 18.1(1)(d)         | 0                        | 22                 | 0                        |
| 15(1)         | 0                        | 16.1(1)(d) | 0                        | 19(1)              | 12                       | 22.1(1)            | 0                        |
| 15(1) - I.A.* | 0                        | 16.2(1)    | 0                        | 20(1)(a)           | 0                        | 23                 | 1                        |
| 15(1) - Def.* | 0                        | 16.3       | 0                        | 20(1)(b)           | 4                        | 24(1)              | 1                        |
| 15(1) - S.A.* | 0                        | 16.4(1)(a) | 0                        | 20(1)(b.1)         | 0                        | 26                 | 0                        |
| 16(1)(a)(i)   | 0                        | 16.4(1)(b) | 0                        | 20(1)(c)           | 5                        |                    |                          |
| 16(1)(a)(ii)  | 0                        | 16.5       | 0                        | 20(1)(d)           | 0                        |                    |                          |
| 16(1)(a)(iii) | 0                        | 17         | 1                        |                    |                          | _                  |                          |
| 16(1)(b)      | 0                        |            |                          | -                  |                          |                    |                          |
| 16(1)(c)      | 1                        |            |                          |                    |                          |                    |                          |
| 16(1)(d)      | 0                        | * I.A.: In | ternational Affa         | airs Def.: Defence | e of Canada              | S.A.: Subversive A | ctivities                |

#### 2.3 Exclusions

| Section | Number of<br>Requests | Section  | Number of<br>Requests | Section         | Number of<br>Requests |
|---------|-----------------------|----------|-----------------------|-----------------|-----------------------|
| 68(a)   | 1                     | 69(1)    | 0                     | 69(1)(g) re (a) | 0                     |
| 68(b)   | 1                     | 69(1)(a) | 0                     | 69(1)(g) re (b) | 0                     |
| 68(c)   | 1                     | 69(1)(b) | 0                     | 69(1)(g) re (c) | 0                     |
| 68.1    | 0                     | 69(1)(c) | 0                     | 69(1)(g) re (d) | 0                     |
| 68.2(a) | 0                     | 69(1)(d) | 0                     | 69(1)(g) re (e) | 0                     |
| 68.2(b) | 0                     | 69(1)(e) | 0                     | 69(1)(g) re (f) | 0                     |
|         |                       | 69(1)(f) | 0                     | 69.1(1)         | 0                     |

#### 2.4 Format of information released

| Disposition       | Paper | Electronic | Other Formats |
|-------------------|-------|------------|---------------|
| All disclosed     | 0     | 0          | 0             |
| Disclosed in part | 2     | 9          | 1             |
| Total             | 2     | 9          | 1             |

#### 2.5 Complexity

#### 2.5.1 Relevant pages processed and disclosed

| Disposition of Requests         | Number of Pages<br>Processed | Number of Pages<br>Disclosed | Number of Requests |
|---------------------------------|------------------------------|------------------------------|--------------------|
| All disclosed                   | 0                            | 0                            | 0                  |
| Disclosed in part               | 5012                         | 4426                         | 12                 |
| All exempted                    | 0                            | 0                            |                    |
| All excluded                    | 0                            | 0                            | 0                  |
| Request abandoned               | 0                            | 0                            | 7                  |
| Neither confirmed nor<br>denied | 0                            | 0                            | 0                  |
| uerneu                          | 0                            | U                            | 0                  |

#### 2.5.2 Relevant pages processed and disclosed by size of requests

|                                    |                       | han 100<br>rocessed |                       | -500<br>rocessed   | 501-<br>Pages Pi      | 1000<br>rocessed   |                       | -5000<br>rocessed  |                       | an 5000<br>rocessed |
|------------------------------------|-----------------------|---------------------|-----------------------|--------------------|-----------------------|--------------------|-----------------------|--------------------|-----------------------|---------------------|
| Disposition                        | Number of<br>Requests | Pages<br>Disclosed  | Number of<br>Requests | Pages<br>Disclosed | Number of<br>Requests | Pages<br>Disclosed | Number of<br>Requests | Pages<br>Disclosed | Number of<br>Requests | Pages<br>Disclosed  |
| All disclosed                      | 0                     | 0                   | 0                     | 0                  | 0                     | 0                  | 0                     | 0                  | 0                     | 0                   |
| Disclosed in<br>part               | 8                     | 238                 | 3                     | 666                | 0                     | 0                  | 1                     | 3522               | 0                     | 0                   |
| All exempted                       | 0                     | 0                   | 0                     | 0                  | 0                     | 0                  | 0                     | 0                  | 0                     | 0                   |
| All excluded                       | 0                     | 0                   | 0                     | 0                  | 0                     | 0                  | 0                     | 0                  | 0                     | 0                   |
| Request<br>abandoned               | 7                     | 0                   | 0                     | 0                  | 0                     | 0                  | 0                     | 0                  | 0                     | 0                   |
| Neither<br>confirmed nor<br>denied | 0                     | 0                   | 0                     | 0                  | 0                     | 0                  | 0                     | 0                  | 0                     | 0                   |
| Total                              | 15                    | 238                 | 3                     | 666                | 0                     | 0                  | 1                     | 3522               | 0                     | 0                   |

#### 2.5.3 Other complexities

| Disposition              | Consultation<br>Required | Assessment of<br>Fees | Legal Advice<br>Sought | Other | Total |
|--------------------------|--------------------------|-----------------------|------------------------|-------|-------|
| All disclosed            | 0                        | 0                     | 0                      | 0     | 0     |
| Disclosed in<br>part     | 3                        | 0                     | 1                      | 0     | 4     |
| All exempted             | 0                        | 0                     | 0                      | 0     | 0     |
| All excluded             | 0                        | 0                     | 0                      | 0     | 0     |
| Request<br>abandoned     | 0                        | 0                     | 0                      | 0     | 0     |
| Neither<br>confirmed nor | 0                        | 0                     | 0                      | 0     | 0     |
| Total                    | 3                        | 0                     | 1                      | 0     | 4     |

#### 2.6 Deemed refusals

# 2.6.1 Reasons for not meeting statutory deadline

| Number of Requests Closed   |          | Principa          |              |       |  |  |  |
|-----------------------------|----------|-------------------|--------------|-------|--|--|--|
| Past the Statutory Deadline |          | External Internal |              |       |  |  |  |
| Past the Statutory Deadline | Workload | Consultation      | Consultation | Other |  |  |  |
| 4                           | 3        | 0                 | 1            | 0     |  |  |  |

#### 2.6.2 Number of days past deadline

| Number of Days Past<br>Deadline | Number of Requests<br>Past Deadline Where No<br>Extension Was Taken | Number of Requests<br>Past Deadline Where An<br>Extension Was Taken | Total |
|---------------------------------|---|---|-------|
| 1 to 15 days                    | 0   | 2   | 2     |
| 16 to 30 days                   | 0   | 0   | 0     |
| 31 to 60 days                   | 0   | 2   | 2     |
| 61 to 120 days                  | 0   | 0   | 0     |
| 121 to 180 days                 | 0   | 0   | 0     |
| 181 to 365 days                 | 0   | 0   | 0     |
| More than 365 days              | 0   | 0   | 0     |
| Total                           | 0   | 4   | 4     |

#### 2.7 Requests for translation

| Translation Requests | Accepted | Refused | Total |
|----------------------|----------|---------|-------|
| English to French    | 0        | 0       | 0     |
| French to English    | 0        | 0       | 0     |
| Total                | 0        | 0       | 0     |

#### Part 3: Extensions

#### 3.1 Reasons for extensions and disposition of requests

|   | 9(1)(a)                         | <b>9(1</b><br>Consu | 9(1)(c) |                       |
|---|---------------------------------|---------------------|---------|-----------------------|
| Disposition of Requests Where<br>an Extension Was Taken | Interference With<br>Operations | Section 69          | Other   | Third-Party<br>Notice |
| All disclosed   | 0                               | 0                   | 0       | 0                     |
| Disclosed in part                                       | 9                               | 2                   | 0       | 4                     |
| All exempted  | 0                               | 0                   | 0       | 0                     |
| All excluded  | 0                               | 0                   | 0       | 0                     |
| No records exist  | 0                               | 0                   | 0       | 0                     |
| Request abandoned                                       | 3                               | 3                   | 0       | 1                     |
| Total   | 12                              | 5                   | 0       | 5                     |

#### 3.2 Length of extensions

|                      | 9(1)(a)                         | <b>9(1</b><br>Consu | 9(1)(c) |                       |
|----------------------|---------------------------------|---------------------|---------|-----------------------|
| Length of Extensions | Interference With<br>Operations | Section 69          | Other   | Third-Party<br>Notice |
| 30 days or less      | 3                               | 0                   | 0       | 1                     |
| 31 to 60 days        | 2                               | 0                   | 0       | 0                     |
| 61 to 120 days       | 3                               | 1                   | 0       | 3                     |
| 121 to 180 days      | 1                               | 1                   | 0       | 0                     |
| 181 to 365 days      | 2                               | 2                   | 0       | 0                     |
| 365 days or more     | 1                               | 1                   | 0       | 1                     |
| Total                | 12                              | 5                   | 0       | 5                     |

# Part 4: Fees

|                    | Fee Co                | llected | Fee Waived or Refunded |        |  |
|--------------------|-----------------------|---------|------------------------|--------|--|
| <b>Fee Type</b>    | Number of<br>Requests | Amount  | Number of<br>Requests  | Amount |  |
| Application        | 20                    | \$100   | 2                      | \$10   |  |
| Search             | 0                     | \$0     | 0                      | \$0    |  |
| Production         | 0                     | \$0     | 0                      | \$0    |  |
| Programming        | 0                     | \$0     | 0                      | \$0    |  |
| Preparation        | 0                     | \$0     | 0                      | \$0    |  |
| Alternative format | 0                     | \$0     | 0                      | \$0    |  |
| Reproduction       | 0                     | \$0     | 0                      | \$0    |  |
| Total              | 20                    | \$100   | 2                      | \$10   |  |

#### 5 Part 5: Consultations Received From Other Institutions and Organizations

#### 5.1 Consultations received from other Government of Canada institutions and organizations

| Consultations                                     | Other<br>Government of<br>Canada<br>Institutions | Number of<br>Pages to Review | Other<br>Organizations | Number of<br>Pages to Review |
|---|--|------------------------------|------------------------|------------------------------|
| Received during reporting period                  | 4  | 110                          | 0                      | 0                            |
| Outstanding from the previous<br>reporting period | 0  | 0                            | 0                      | 0                            |
| Total   | 4  | 110                          | 0                      | 0                            |
| Closed during the reporting<br>period             | 4  | 110                          | 0                      | 0                            |
| Pending at the end of the<br>reporting period     | 0  | 0                            | 0                      | 0                            |

#### 5.2 Recommendations and completion time for consultations received from other **Government of Canada institutions**

|                           | Number of Days Required to Complete Consultation Requests |                     |                     |                      |                       | uests                 |                             |       |
|---------------------------|---|---------------------|---------------------|----------------------|-----------------------|-----------------------|-----------------------------|-------|
| Recommendation            | 1 to 15<br>Days   | 16 to<br>30<br>Days | 31 to<br>60<br>Days | 61 to<br>120<br>Days | 121 to<br>180<br>Days | 181 to<br>365<br>Days | More<br>Than<br>365<br>Days | Total |
| Disclose entirely         | 0   | 1                   | 0                   | 0                    | 0                     | 0                     | 0                           | 1     |
| Disclose in part          | 0   | 2                   | 1                   | 0                    | 0                     | 0                     | 0                           | 3     |
| Exempt entirely           | 0   | 0                   |                     | 0                    | 0                     | 0                     | 0                           | 0     |
| Exclude entirely          | 0   | 0                   | 0                   | 0                    | 0                     | 0                     | 0                           | 0     |
| Consult other institution | 0   | 0                   | 0                   | 0                    | 0                     | 0                     | 0                           | 0     |
| Other                     | 0   | 0                   | 0                   | 0                    | 0                     | 0                     | 0                           | 0     |
| Total                     | 0   | 3                   | 1                   | 0                    | 0                     | 0                     | 0                           | 4     |

| 5.3 Recommendations and completion time for consultations received from other |
|---|
| organizations   |

|                   | Number of Days Required to Complete Consultation Reque |                     |                     |                      |                       |                       | uests                       |       |
|-------------------|--|---------------------|---------------------|----------------------|-----------------------|-----------------------|-----------------------------|-------|
| Recommendation    | 1 to 15<br>Days  | 16 to<br>30<br>Days | 31 to<br>60<br>Days | 61 to<br>120<br>Days | 121 to<br>180<br>Days | 181 to<br>365<br>Days | More<br>Than<br>365<br>Days | Total |
| Disclose entirely | 0  | 0                   | 0                   | 0                    | 0                     | 0                     | 0                           | 0     |
| Disclose in part  | 0  | 0                   | 0                   | 0                    | 0                     | 0                     | 0                           | 0     |
| Exempt entirely   | 0  | 0                   | 0                   | 0                    | 0                     | 0                     | 0                           | 0     |

| Exclude entirely          | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
|---------------------------|---|---|---|---|---|---|---|---|
| Consult other institution | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other                     | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total                     | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

#### 6

# Part 6: Completion Time of Consultations on Cabinet Confidences

#### 6.1 Requests with Legal Services

|                |                       | han 100<br>rocessed | 101-500 Pages<br>Processed |                    | 501-1000<br>Pages Processed |                    | 1001-5000<br>Pages Processed |                    | More Than 5000<br>Pages Processed |                    |
|----------------|-----------------------|---------------------|----------------------------|--------------------|-----------------------------|--------------------|------------------------------|--------------------|-----------------------------------|--------------------|
| Number of Days | Number of<br>Requests | Pages<br>Disclosed  | Number of<br>Requests      | Pages<br>Disclosed | Number of<br>Requests       | Pages<br>Disclosed | Number of<br>Requests        | Pages<br>Disclosed | Number of<br>Requests             | Pages<br>Disclosed |
| 1 to 15        | 0                     | 0                   | 0                          | 0                  | 0                           | 0                  | 0                            | 0                  | 0                                 | 0                  |
| 16 to 30       | 0                     | 0                   | 0                          | 0                  | 0                           | 0                  | 0                            | 0                  | 0                                 | 0                  |
| 31 to 60       | 0                     | 0                   | 0                          | 0                  | 0                           | 0                  | 0                            | 0                  | 0                                 | 0                  |
| 61 to 120      | 0                     | 0                   | 0                          | 0                  | 0                           | 0                  | 0                            | 0                  | 0                                 | 0                  |
| 121 to 180     | 0                     | 0                   | 0                          | 0                  | 0                           | 0                  | 0                            | 0                  | 0                                 | 0                  |
| 181 to 365     | 0                     | 0                   | 0                          | 0                  | 0                           | 0                  | 0                            | 0                  | 0                                 | 0                  |
| More than 365  | 0                     | 0                   | 0                          | 0                  | 0                           | 0                  | 0                            | 0                  | 0                                 | 0                  |
| Total          | 0                     | 0                   | 0                          | 0                  | 0                           | 0                  | 0                            | 0                  | 0                                 | 0                  |

#### 6.2 Requests with Privy Council Office

|                | Fewer T<br>Pages Pr   | han 100<br>ocessed |                       | 101–500 Pages<br>Processed |                       | 501-1000<br>Pages Processed |                       | 1001-5000<br>Pages Processed |                       | More Than 5000<br>Pages Processed |  |
|----------------|-----------------------|--------------------|-----------------------|----------------------------|-----------------------|-----------------------------|-----------------------|------------------------------|-----------------------|-----------------------------------|--|
| Number of Days | Number of<br>Requests | Pages<br>Disclosed | Number of<br>Requests | Pages<br>Disclosed         | Number of<br>Requests | Pages<br>Disclosed          | Number of<br>Requests | Pages<br>Disclosed           | Number of<br>Requests | Pages<br>Disclosed                |  |
| 1 to 15        | 0                     | 0                  | 0                     | 0                          | 0                     | 0                           | 0                     | 0                            | 0                     | 0                                 |  |
| 16 to 30       | 0                     | 0                  | 0                     | 0                          | 0                     | 0                           | 0                     | 0                            | 0                     | 0                                 |  |
| 31 to 60       | 0                     | 0                  | 0                     | 0                          | 0                     | 0                           | 0                     | 0                            | 0                     | 0                                 |  |
| 61 to 120      | 0                     | 0                  | 0                     | 0                          | 0                     | 0                           | 0                     | 0                            | 0                     | 0                                 |  |
| 121 to 180     | 0                     | 0                  | 0                     | 0                          | 0                     | 0                           | 0                     | 0                            | 0                     | 0                                 |  |
| 181 to 365     | 0                     | 0                  | 0                     | 0                          | 0                     | 0                           | 0                     | 0                            | 0                     | 0                                 |  |
| More than 365  | 0                     | 0                  | 0                     | 0                          | 0                     | 0                           | 0                     | 0                            | 0                     | 0                                 |  |
| Total          | 0                     | 0                  | 0                     | 0                          | 0                     | 0                           | 0                     | 0                            | 0                     | 0                                 |  |

# Part 7: Complaints and Investigations

| Section 32 | Section 35 | Section 37 | Total |  |
|------------|------------|------------|-------|--|
| 0          | 0          | 0          | 0     |  |

Part 8: Court Action

| Section 41 | Section 42 | Section 44 | Total |  |
|------------|------------|------------|-------|--|
| 0          | 0          | 0          | 0     |  |

# 7 Part 9: Resources Related to the Access to Information Act

#### 9.1 Costs

| Expenditures  | Amount   |          |
|---|----------|----------|
| Salaries  |          | \$40,441 |
| Overtime  |          | \$0      |
| Goods and Services                                  |          | \$54,325 |
| <ul> <li>Professional services contracts</li> </ul> | \$53,252 |          |
| Other   | \$1,073  |          |
| Total   |          | \$94,766 |

#### 9.2 Human Resources

| Resources                        | Person Years Dedicated<br>to Access to Information<br>Activities |
|----------------------------------|--|
| Full-time employees              | 0.36   |
| Part-time and casual employees   | 0.00   |
| Regional staff                   | 0.00   |
| Consultants and agency personnel | 0.27   |
| Students                         | 0.00   |
| Total                            | 0.63   |

Note: Enter values to two decimal places.

The Director of the National Gallery of Canada, as designated head of the institution by virtue of Order-in-Council and pursuant to section 73 of the *Access to Information Act* (the *Act*) hereby designates the persons holding the positions set out herein or the persons occupying those positions on an acting basis, to exercise the powers, duties or functions of the Director as the head of a government institution, under the section or sections of the *Act* set out hereunder opposite each position.

| Position   | Access to Information Act    |  |  |  |
|--|------------------------------|--|--|--|
| Director, Corporate Secretariat<br>and Ministerial Liaison | 4(2.1)                       | Reasonable effort to assist, respond accurately and completely and provide timely access in the format requested |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 7(a)                         | Notice where access requested  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 7(b)                         | Giving access to record  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 8(1)                         | Transfer of request to another institution   |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 9                            | Extension of time limits   |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 11(2), (3), (4), (5),<br>(6) | Additional fees  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 12(2)                        | Language of access   |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 12(3)                        | Access in an alternative format  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 13                           | Exemption—Information obtained in confidence   |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 14                           | Exemption—Federal-provincial affairs   |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 15                           | Exemption—International affairs and defence  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 16                           | Exemption—Law enforcement and investigations   |  |  |

| Position   |       | Access to Information Act   |
|--|-------|---|
| Director, Corporate Secretariat<br>and Ministerial Liaison | 16.1  | Exemption—Records related to investigations, examinations and<br>audits of the Auditor General, the Commissioner of Official<br>Languages, the Information Commissioner and the Privacy<br>Commissioner |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 16.2  | Exemption—Records related to investigations by the Commissioner of Lobbying   |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 16.3  | Exemption—Records related to investigations, examinations or reviews under the Canada Elections Act   |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 16.31 | Exemption—Records related to investigations, under the Canada Elections Act   |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 16.4  | Exemption—Records related to investigations by the Public Sector<br>Integrity Commissioner  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 16.5  | Exemption—for records related to a disclosure under the Public<br>Servants Disclosure Protection Act  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 16.6  | Exemption—for records related to the National Security and intelligence Committee   |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 17    | Exemption—Safety of individuals   |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 18    | Exemption—Economic interests of Canada  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 18.1  | Exemption—Economic interest of the Canada Post Corporation,<br>Export Development Canada, the Public Sector Pension Investment<br>Board and VIA Rail Canada Inc.  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 19    | Exemption—Personal information  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 20    | Exemption—Third party information   |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 20.1  | Exemption—Third party information obtained by the Public Sector<br>Pension Investment Board   |

| Position   | Access to Information Act |   |  |  |  |  |
|--|---------------------------|---|--|--|--|--|
| Director, Corporate Secretariat<br>and Ministerial Liaison | 20.2                      | Exemption—Third party information obtained by the Canada Pension<br>Plan Investment Board                             |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 20.4                      | Exemption—Contracts of performing artists and identity of confidential donors to the National Arts Centre Corporation |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 21                        | Exemption—Operations of Government  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 22                        | Exemption—Testing procedures  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 22.1                      | Exemption—Audit working papers and draft audit reports  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 23                        | Exemption—Solicitor-client privilege  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 23.1                      | Exemption—Patent or trademark privilege   |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 24                        | Exemption—Statutory prohibitions  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 25                        | Severability  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 26                        | Exception—Information to be published   |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 27(1), (4)                | Third party notification  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 28(1), (2), (4)           | Third party notification  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 29(1)                     | Disclosure on recommendation of Information Commissioner  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 33                        | Advising Information Commissioner of third party involvement  |  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 35(2)                     | Right to make representations   |  |  |  |  |

| Position   | Access to Information Act |   |  |  |  |
|--|---------------------------|---|--|--|--|
| Director, Corporate Secretariat<br>and Ministerial Liaison | 37(4)                     | Access to be given to complainant   |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 43(1)                     | Notice to third party (application to Federal Court for review)   |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 44(2)                     | Notice to applicant (application to Federal Court by third party)   |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 52(2), (3)                | Special rules for hearings  |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 71(1)(2)                  | Exempt information severed from manuals   |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 72                        | Prepare annual report to Parliament   |  |  |  |
| Director, Corporate Secretariat<br>and Ministerial Liaison | 77                        | Responsibilities conferred on the head of the institution by the regulations made under section 77 which are not included above |  |  |  |

| Position   | Access to Information Regulations |                                  |
|--|-----------------------------------|----------------------------------|
| Deputy Director, Administration<br>and Chief Financial Officer | 6(1)                              | Transfer of request              |
| Deputy Director, Administration<br>and Chief Financial Officer | 7(2)                              | Search and preparation fees      |
| Deputy Director, Administration<br>and Chief Financial Officer | 7(3)                              | Production and programming fees  |
| Deputy Director, Administration<br>and Chief Financial Officer | 8                                 | Providing access to record(s)    |
| Deputy Director, Administration<br>and Chief Financial Officer | 8.1                               | Limitations in respect of format |

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Director and CEO, National Gallery of Canada