

VIA REGULAR MAIL

Rec'd
Nov-27-17

November 24, 2017

L.A. Liversidge
5700 Yonge Street, Suite 200
Toronto, ON
M2M 4K2

Kent Glowinski,
Director, Privacy Office
☎ (416) 344-1140 📠 (416) 344-5560
TTY/ATS : 1-800-387-0050
1-800-387-0750 (ext. 1140)
www.wsib.on.ca

Dear Mr. Liversidge:

RE: FIPPA Access Request #17-187

I am responding to your request, formally received September 28, 2017, under the *Freedom of Information and Protection of Privacy Act* (FIPPA), for a copy of all records with respect to the 2018 premium rate recommendations made to the Workplace Safety and Insurance Board (WSIB) Board of Directors (BOD) and any material presented to, or reviewed by, the BOD in consideration and approval of the 2018 premium rates linked to:

1. The 2018 premium rates originally announced/released at the September 20, 2017 WSIB Annual General Meeting (AGM) and uploaded/released on the WSIB's website later that morning (and removed from the website shortly thereafter); and
2. The amended 2018 premium rates uploaded/released on the WSIB's website late on September 21, 2017.

On October 10, 2017, Ashleigh Burnet, FOI Access Specialist, wrote to your assistant, Ms. Jennifer Miller, indicating that Ms. Diane Weber (Director, Chair's Office and Corporate Secretary) would be responding to Item 1 of the above request and providing you with copies of the records through the Chair's Office. As such, this formal decision only relates to the second item of your request.

Access is partially granted to the records responsive to your request. The WSIB is relying on section 13 ("advice to government") of FIPPA to exempt portions of the records, as releasing the redacted information would reveal advice or recommendations made to the BOD. Please note the reliance on this discretionary exemption is in line with *John Doe v. Ontario (Finance)*, 2014 SCC 36.

As a point of clarification, I have inserted red tabs in several of the records where the 2017 Funding Base of \$0.95 appears. Please note that this number is a typographical error in the originals, and the actual number is \$0.93.

I am responsible for the decision. You may ask for a review of this decision within thirty days of receiving this letter by writing to: Registrar, Information and Privacy Commissioner/Ontario, 2 Bloor

Street East, Suite 1400, Toronto, ON M4W 1A8.

If you decide to request a review of this decision, please provide the Commissioner's office with a copy of this letter and your request. In addition, you must send an appeal fee of \$25.00 to the Commissioner's office. Please include the fee with your letter of appeal; appeal fees should be in the form of either a cheque or money order, payable to the Minister of Finance.

Please feel free to contact me if you have any questions or concerns.

Yours truly,



Kent Glowinski

Enclosure

Index of Records

Doc. No.	General Description of Record	Page/Para No.	Release Yes/No	Section(s) Applied	Comments/Explanations
1	BOD – Rate Setting for 2018 – June 21, 2017	19 pages	Yes – In Part	13	Provides advice/recommendations
2	BOD – Rate Setting for 2018 – August 17, 2017	25 pages	Yes – In Part	13	Provides advice/recommendations
3	BOD – Rate Setting for 2018 – September 13, 2017	15 pages	Yes – In Part	13	Provides advice/recommendations Note: Slide deck #7 contains a typographical error – “2017 Funding – Base: \$0.95”
4	BOD – Rate Setting for 2018 – September 13, 2017 (rescinded and superseded)	15 pages	Yes – In Part	13	Provides advice/recommendations Note: Slide deck #7 contains a typographical error – “2017 Funding – Base: \$0.95”
5	BOD – Rate Setting for 2018 – September 21, 2017	6 pages	Yes – In Part	13	Provides advice/recommendations
6	2018 Premium Rate Discussion – Executive Committee – May 2017	32 pages	Yes – In Part	13	Provides advice/recommendations
7	Preliminary 2018 Rate Strategy and Premium Rate – Board of Directors – June 21, 2017	18 pages	Yes – In Part	13	Provides advice/recommendations
8	Preliminary Recommended 2018 Rate Strategy and Premium Rate – Board of Directors – August 17, 2017	24 pages	Yes – In Part	13	Provides advice/recommendations
9	Recommended 2018 Rate Strategy and Premium Rate – Board of Directors – September 13, 2017	14 pages	Yes – In Part	13	Provides advice/recommendations Note: Slide deck #7 contains a typographical error – “2017 Funding – Base: \$0.95”
10	Additional Recommended 2018 Premium Rate – Board of Directors – September 21, 2017	4 pages	Yes – In Part	13	Provides advice/recommendations