



# REQUEST FOR DECISION

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SUBJECT:	<b>Amending FOIP Act References in Policy</b>		
SUBMISSION TO:	REGULAR COUNCIL MEETING	REVIEWED AND APPROVED FOR SUBMISSION	
MEETING DATE:	July 8, 2025	CAO:	MANAGER:
DEPARTMENT:	CORPORATE SERVICES	DIR: EK	PRESENTER: SS
STRATEGIC PLAN:	Governance	LEG: SS	

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## RELEVANT LEGISLATION:

**Provincial** (cite) – Proclamation declared by Alberta Minister of Red Tape Reduction and Minister of Technology and Innovation

- *Access to Information Act* (SA 2024 cA-1.4). Proclaimed in force on June 11, 2025. The *Protection of Privacy Act* (SA 2024 cP-28.5) also comes into force. Repeals the *Freedom of Information and Protection of Privacy Act* (RSA 2000 cF-25).

**Council Bylaw/Policy** (cite) – N/A

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## RECOMMENDED ACTION:

**MOTION:** That Council direct Administration to amend all references of the *Freedom of Information and Protection of Privacy Act* to the *Access to Information Act* or *Protection of Privacy Act*, throughout all Greenview policies, to reflect updated legislation.

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## BACKGROUND/PROPOSAL:

On June 11, 2025, the *Access to Information Act* (ATIA) and *Protection of Privacy Act* (POPA), were proclaimed and came into force. The two new Acts replace the *Freedom of Information and Protection of Privacy Act* (FOIP Act).

The *Access to Information Act* (ATIA) allows any person a right of access to the records in the custody or under the control of a public body subject to limited and specific exceptions.

The *Protection of Privacy Act* (POPA):

- Controls the collection, use and disclosure of personal information by a public body.
- Allows individuals a right to request corrections to personal information about themselves that is held by a public body.
- Controls the creation, use and disclosure of data derived from personal information and non-personal data by a public body.
- Provides for independent reviews of decisions made by public bodies and the resolution of complaints.

With an aim of aligning Greenview's policies to reflect the change, Administration recommends an amendment declaring any policies referencing the *Freedom of Information and Protection of Privacy Act* (FOIP Act) be replaced by the *Access to Information Act* (ATIA) or the *Protection of Privacy Act* (POPA).

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**BENEFITS OF THE RECOMMENDED ACTION:**

1. The benefit of Council accepting the recommended motion ensures Greenview's policies reflect current provincial legislation and will allow Administration time to review and update all affected Greenview policies.

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**DISADVANTAGES OF THE RECOMMENDED ACTION:**

There are no perceived disadvantages to the recommended motion.

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**ALTERNATIVES CONSIDERED:**

**Alternative #1:** Council has the alternative to direct Administration to immediately review and update all affected policies; however, Administration does not recommend this action due to the length of time it will take Administration to review, update and then obtain Council's approval of the affected policies. During that period, Greenview's policies would not align with the legislative changes.

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**FINANCIAL IMPLICATION:**

There are no financial implications to the recommended motion.

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**STAFFING IMPLICATION:**

There are no staffing implications to the recommended motion.

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**PUBLIC ENGAGEMENT LEVEL:**

Greenview has adopted the IAP2 Framework for public consultation.

**INCREASING LEVEL OF PUBLIC IMPACT**

Inform

**PUBLIC PARTICIPATION GOAL**

Inform - To provide the public with balanced and objective information to assist them in understanding the problem, alternatives, opportunities and/or solutions.

**PROMISE TO THE PUBLIC**

Inform - We will keep you informed.

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**FOLLOW UP ACTIONS:**

Administration will review and update all affected policies and procedures with the correct privacy legislation reference.

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**ATTACHMENT(S):**

- Amending Privacy Legislation in Policies
- Ministers' Memos:
  - 13046 Memo to All Public Bodies
  - SARTR Min Memo June 2025