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rdbettner@hydro.mb.ca

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August 23, 2012

Canadian Taxpayer's Federation - Manitoba Division  
1881 Portage Avenue  
P.O. Box 42123  
Winnipeg, MB R3J 3X7

**Attention: Colin Craig**

Dear Sir:

**RE: APPLICATION FOR ACCESS  
OUR FILE FOI 2012-45**

We are in reply to a request seeking:

A breakdown of \$4.28 million in community costs reimbursed to the Cree Nation Partners, including copies of actual receipts/invoices and any related memos/summaries.

This request replicates a request made in the latter part of 2009 which we replied to on October 13, 2009. Manitoba Hydro continues to be bound by confidentiality provisions of process agreements among the parties. As previously advised the details and back-up material are supplied to Manitoba Hydro on a confidential basis and are required to be kept confidential.

Pursuant to sub-section 18(1)(b) a mandatory exception to disclosure exists where a response to a request would reveal commercial, financial, labour relations, scientific or technical information supplied to the public body by a third party explicitly or implicitly on a confidential basis and treated consistently as confidential information by the third party.


In addition, Manitoba Hydro is also exercising its discretion under sub-section 21(1)(c.1) which provides that Manitoba Hydro may refuse to disclose information if the disclosure can reasonably be expected to harm relations between Manitoba Hydro and the counsel of a band as defined in *The Indian Act* or an organization performing government functions on behalf of one or more bands. In this case, the bands constituting the Cree Nation Partners.

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Sub-section 59(1) of *The Freedom of Information and Protection of Privacy Act* provides that you may make a complaint about this decision to the Manitoba Ombudsman. You have sixty (60) days from receipt of this letter to make a complaint on the prescribed form to:

Manitoba Ombudsman  
750 – 500 Portage Avenue  
Winnipeg, MB R3C 3X1  
204-982-9130 or 1-800-665-0531

Yours truly,

A handwritten signature in black ink, appearing to be 'R.D. Bettner', written over a horizontal line.

R.D. Bettner  
Access & Privacy Officer

RDB/kp