Financial Services Commission of Ontario
Commission des services financiers de l'Ontario

Ontario

SECTION:	Disclosure – By the Administrator
INDEX NO.:	D100-150
TITLE:	Disclosure of information provided to FSCO by an Administrator: Records marked "Privileged," "Private" or "Confidential" - PBA ss. 29, 30 - Freedom of Information and Protection of Privacy Act
APPROVED BY:	Superintendent of Financial Services
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EFFECTIVE DATE:	When published
REPLACES:	I150-700

This policy replaces I150-700 (Access to Information) as of the effective date of this policy.

Note: Where this policy conflicts with the Financial Services Commission of Ontario Act, 1997, S.O. 1997, c. 28 (FSCO Act), Pension Benefits Act, R.S.O. 1990, c. P.8 (PBA) or Regulation 909, R.R.O. 1990 (Regulation), the FSCO Act, PBA or Regulation govern.

Note: The electronic version of this policy, including direct access to all linked references, is available on FSCO's website at www.fsco.gov.on.ca. *All pension policies can be accessed from the* **Pensions** *section of the website through the* **Pension Policies** *link.*

FSCO frequently receives records that are marked "privileged," "private" or "confidential." While this indicates that the records contain privileged, private, or confidential information, FSCO is obligated to handle all records in accordance with legislation governing inspection or access to information requests.

Pension plan records an administrator provides to FSCO are subject to disclosure when a person specified in section 29(1) of the PBA makes a request to inspect records under section 30 of the PBA. The records available for inspection are set out under section 45 of the Regulation.

Records in FSCO's custody or under its control may be subject to disclosure when a person makes an access to information request under section 10 of the Freedom of Information and Protection of Privacy Act (FIPPA). Some exemptions to disclosure of information exist under FIPPA. For more information on FIPPA and the exemptions, please refer to the website of the Office of the Information and Privacy Commissioner.