

August 27, 2020

Cynthia Khoo
Research Fellow, Citizen Lab
Munk School of Global Affairs and Public Policy
University of Toronto
315 Bloor Street West
TORONTO ON M5S 0A7

Dear Cynthia Khoo:

Re: Access to Information Request CP 146-18G

The access to information request was received in this office on November 20, 2018, requesting access to:

"I am writing to file a request for records pursuant to section 5 of the Saskatchewan Freedom of Information and Protection of Privacy Act, SS 1990-91, c. F-22.01. Specifically, I am requesting the following:

1. All records - including but not limited to draft and final versions of policies, guidelines, meeting agendas, meeting minutes or notes, briefing notes, technical specifications, training documents, bulletins, memoranda, executive summaries, slide decks, handouts, handwritten notes, preparatory notes, notes from phone calls, faxes, reports, diagrams, studies, surveys, contracts, budgets, financial documents, and all internal and external correspondence, including e-mail - produced between January 1, 2013 to November 1, 2018, that contain discussion of or reference to the use of:

- a. Algorithms, algorithmic decision-making, algorithmic analytics, algorithmic analysis, or automated analysis;*
- b. Algorithmic risk assessment or algorithmic risk analysis;*
- c. Predictive analytics, predictive analysis, predictive modelling, predictive intelligence;*
- d. Machine learning, deep learning, neural networks, artificial intelligence, "big data" or data-driven intelligence;*
- e. Social media monitoring, social media analytics; and/or*
- f. Facial recognition.*

... 2

For the purpose of collecting, managing, analyzing, or assessing data and information related to monitoring, investigating, or responding to criminal activity, suspected criminal activity, and/or predicted criminal activity.

2. All records - including but not limited to draft and final versions of policies, guidelines, meeting agendas, meeting minutes or notes, briefing notes, technical specifications, training documents, bulletins, memoranda, executive summaries, slide decks, handouts, handwritten notes, preparatory notes, notes from phone calls, faxes, reports, diagrams, studies, surveys, contracts, budgets, financial documents, and all internal and external correspondence, including e-mail - produced between January 1, 2013 to November 1, 2018, that contain discussion of or reference to the use of:

Algorithms, algorithmic decision-making, algorithmic analytics, algorithmic analysis, or automated analysis:

- b. Algorithmic risk assessment or algorithmic risk analysis;*
- c. Predictive analytics, predictive analysis, predictive modelling, predictive intelligence;*
- d. Machine learning, deep learning, neural networks, artificial intelligence, "big data" or data-driven intelligence;*
- e. Social media monitoring, social media analytics; and/or*
- f. Facial recognition.*

For the purposes of making determinations about an offender or suspected offender, accused, defendant, prisoner, or convicted individual, including but not limited to for purposes of correctional services, remand, bail, sentencing, inmate security classification, risk assessment, or parole.

3. All records - including but not limited to draft and final versions of policies, guidelines, meeting agendas, meeting minutes or notes, briefing notes, technical specifications, training documents, bulletins, memoranda, executive summaries, slide decks, handouts, handwritten notes, preparatory notes, notes from phone calls, faxes, reports, diagrams, studies, surveys, contracts, budgets, financial documents, and all internal and external correspondence, including e-mail - produced between January 1, 2013 to November 1, 2018, that contain discussion of or reference to the use of:

- a. Proactive patrol management*
- b. Predictive policing*
- c. Proactive policing*
- d. Intelligence-led policing*
- e. Algorithmic policing*
- g. Predicting criminal "hot spots"*
- h. Policing algorithms*
- i. Evidence-based policing*
- j. Proactive patrol management."*

Our office would like to thank you for your continued patience as we processed this request and apologize for any inconvenience this may have caused.

Enclosed are records responsive to your request. Please note that, pursuant to section 8 of *The Freedom of Information and Protection of Privacy Act* (FOIP), some of the information contained in the attached records has been redacted pursuant to sections 13(2), 15(1)(e), 15(1)(m), 19(1)(c)(iii) and 29(1) (FOIP). For your information, I have included a reference to all above-noted sections of FOIP.

Some records were withheld from release as the material provided was obtained in confidence from a local authority, pursuant to section 13(2) of FOIP which states:

13(2) A head may refuse to give access to information contained in a record that was obtained in confidence, implicitly or explicitly, from a local authority as defined in the regulations.

A portion of the records were withheld from release as the material may reveal investigative techniques or security arrangements pursuant to sections 15(1)(e) and 15(1)(m) of FOIP, which states:

15(1) A head may refuse to give access to a record, the release of which could:

*...
(e) reveal investigative techniques or procedures currently in use or likely to be used;
...
(m) reveal the security arrangements of particular vehicles, buildings or other structures or systems, including computer or communication systems, or methods employed to protect those vehicles, buildings, structures, or systems.*

19(1) Subject to Part V and this section, a head shall refuse to give access to a record that contains:

*...
(c) information, the disclosure of which could reasonably be expected to:
...
(iii) interfere with the contractual or other negotiations of;*

A third party;

Personal information of other individuals has been removed in accordance with section 29(1) of FOIP, which states:

29(1) No government institution shall disclose personal information in its possession or under its control without the consent, given in the prescribed manner of the individual to whom the information relates except in accordance with this section or section 30.

If you would like to exercise your right to request a review of this decision, you may do so by completing a "Request for Review" form and forwarding it to the Saskatchewan Information and Privacy Commissioner within one year of this notice. Your completed form can be sent to #503 – 1801 Hamilton Street, Regina, Saskatchewan, S4P 4B4. This form is available at the same location which you applied for access or by contacting the Office of the Information and Privacy Commissioner at (306) 787-8350.

If you have any questions, please contact Amanda Kitkul, Supervisor, Access and Privacy at 306-798-0056.

Yours truly,

Luke McWilliams
Director of Privacy Protection Operations

Enclosure