



DELEGATION OF POWERS, DUTIES AND FUNCTIONS

E-Health (Personal Health Information Access and Protection of Privacy) Act

Pursuant to section 49 of the *Freedom of Information and Protection of Privacy Act* (FIPPA), I delegate to each person who holds a position identified in the attached Delegate Schedule, the powers in the *E-Health (Personal Health Information Access and Protection of Privacy) Act* as set out in that schedule.

This delegation may be revoked, or amended from time to time, by an instrument signed by me.

This delegation is effective from the date below and ceases to be effective on the earlier of the date:

- it is revoked by a document signed by me;
- the delegate ceases to be employed in the OIPC; or
- the delegate begins a leave of absence or temporary assignment from the Office.

In the case of a leave of absence or temporary assignment, this delegation becomes effective again on the date on which the delegate resumes employment in the office.


This delegation overrides all delegations of the powers in the *E-Health (Personal Health Information Access and Protection of Privacy) Act* previously given to persons under FIPPA.

Date of Instrument:

April 1, 2018

Place Instrument Signed:

Victoria, British Columbia



Michael McEvoy
Information and Privacy Commissioner
for British Columbia

Freedom of Information and Protection of Privacy Act Delegations														
E-Health Act Delegations														
Section	Summary	FIPPA												
		Deputy Commissioner	S. Adjudicator & Adjudicator	Registrar of Inquiries	Director of Investigations	S. Investigator & Audit Manager	Director of Policy	S. Policy Analyst & Policy Analyst	Case Review Officer	Director of Comm.	Comm. Officer			
10(2)	Grant time Extensions	✓				✓	✓			✓				
35(1)(a)	Approval of research purpose	✓							✓					
35(2)	Approval of research purpose in relation to	✓							✓					
42(1)(a)	Conduct Investigations and audits to ensure compliance with any provision of FIPPA	✓	✓			✓	✓		✓	✓		✓		
42(1)(b)	Make an order described in s.58(3)	✓	✓			✓	✓		✓	✓				
42(1)(c)	Inform the public about FIPPA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
42(1)(d)	Receive comments from public about administration of FIPPA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
42(1)(e)	Engage in or commission research into anything affecting achievement of purposes	✓	✓			✓	✓		✓	✓		✓	✓	✓
42(1)(f)	Comment on implications for access or privacy of proposed legislative schemes or programs of public bodies	✓	✓			✓	✓		✓	✓		✓	✓	✓
42(1)(g)	Comment on implications for access or privacy of automated systems	✓	✓			✓	✓		✓	✓		✓	✓	✓
42(1)(h)	Comment on implications for privacy of data linking	✓	✓			✓	✓		✓	✓		✓	✓	✓
42(1)(i)	Authorize collection of personal information from sources other than the individual the information is about	✓	✓			✓	✓		✓	✓		✓	✓	✓
42(1)(j)	Bring to attention of public body failure to meet prescribed standards for fulfilling duty to assist applicants	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

Section	Summary	Deputy Commissioner	S. Adjudicator & Adjudicator	Registrar of Inquiries	Director of Investigations	S. Investigator & Audit Manager	Director of Policy	S. Policy Analyst & Policy Analyst	Case Review Officer	Director of Comm	Comm. Officer
42(2)	Investigate and attempt to resolve complaints	✓	✓		✓	✓	✓	✓	✓		
43	Authorization to disregard requests	✓	✓		✓						
44(1)(a)	Power to order attendance before the commissioner	✓	✓								
44(1)(b)	Power to order production of records the delegation of the power under s.44(1)(b) is subject to any request made under s. 49(1.1)(b)	✓	✓	✓	✓	✓	✓	✓	✓		
44(2)	Power to apply to the Supreme Court for an order directing compliance with orders under s.44(1)	✓	✓								
44(3.1)	Power to require a person to resolve their review or complaint as directed before the commissioner begins or continues the investigation or inquiry	✓	✓		✓	✓	✓	✓	✓		
44(4)	Requirement to view records in person	✓	✓		✓	✓	✓	✓	✓		
44(5)	Requirement to return records to the public body	✓	✓	✓	✓	✓	✓	✓	✓		
44.1	Maintenance of order at oral hearing	✓	✓								
47(2)	Exception to non-disclosure requirement for purposes of conducting investigation etc.	✓	✓	✓	✓	✓	✓	✓	✓		
47(4)	Disclose to AG information relating to an offense	✓									