



**OFFICE OF THE
INFORMATION and PRIVACY COMMISSIONER
for Prince Edward Island**

Public Body	Department of Education and Early Years
OIPC File No.	C/25/00162
Statute and Sections for Review	<i>Freedom of Information and Protection of Privacy Act</i> Sections: 12(1)(b) [public body may extend time to respond to a request for up to 30 days]
Decision #	D-25-009
Decision-Maker	Maria MacDonald, Deputy Commissioner
Date of Decision	September 16, 2025

Summary:

An Applicant asked the Commissioner to review the Department of Education and Early Year's decision to take a 30-day extension to respond to their access to information request. Commissioner Denise N. Doiron delegated the matter to the Deputy Commissioner.

The Deputy Commissioner refused to conduct an inquiry, pursuant to clause 64.1(b) of the *Freedom of Information and Protection of Privacy Act* (the "*FOIPP Act*") because the circumstances do not warrant a review. It is clear that the *FOIPP Act* authorizes the Department of Education and Early Years (the "Department") to take the 30-day extension.

Background:

On July 21, 2025, an Applicant asked the Department for records spanning an eight-year period that related to their three children's internet use at schools:

- History of detailed CIT use and student Google account logs for my three children [names of children];
- Complete history of sites visited, including all 3rd party platforms that are used at individual teacher's discretion. Any service, site or platform that was given personal information about my children;

- Details about what information was shared with which parties; for what purpose these services require personal data; whether it's stored on servers outside of Canada; what privacy risks do these 3rd party services pose to my children in the future?
- History logs for my children's Google Accounts. Log in/out reports, time spent using personal devices (Chromebooks) during the school day.

On August 13, 2025, the Department notified the Applicant that, under section 12 of the *FOIPP Act*, they were taking a 30-day extension to September 19, 2025, because there were a large number of records. On August 30, 2025, the Applicant requested a review of this extension.

Analysis:

Not all requests for review proceed to an inquiry. One of the first things we do when we receive a request for review about an extension is conduct a preliminary assessment on whether an inquiry is warranted. I review the information to consider whether the *FOIPP Act* authorized the Department to take an extension.

The scope of the access request is broad. Without requesting submissions from the Public Body, based on the wording of the access request, I am satisfied that there are a large number of records to search through, and/or a large number of responsive to this access request. I am also satisfied that such a search would unreasonably interfere with the operations of the Department. I am satisfied that clause 12(1)(b) of the *FOIPP Act* applies and authorizes the Department to take an extension.

Decision

Subsection 64.1(b) of the *FOIPP Act* gives us the authority to refuse to conduct an inquiry if the circumstances warrant us refusing to conduct an inquiry.

In my opinion, the circumstances warrant us refusing to conduct an inquiry because it is plain and obvious that an extension was authorized because there are a large number of records, and responding within the 30-days would unreasonably interfere with the Department's operations.

For these reasons, I am refusing to conduct an inquiry in this matter, pursuant to subsection 64.1(b) of the *FOIPP Act*



Maria MacDonald
Deputy Commissioner