

ALBERTA

**OFFICE OF THE INFORMATION AND PRIVACY
COMMISSIONER**

ORDER FOIP2026-06

February 3, 2026

CALGARY POLICE SERVICE

Case File Number 040848

Office URL: www.oipc.ab.ca

Summary: The Applicant made an access request under the *Freedom of Information and Protection of Privacy Act* (the FOIP Act) to the Calgary Police Service (the Public Body). The Public Body did not respond to the access request. The Adjudicator directed the Public Body to respond to the access request.

Statutes Cited: **AB:** *Freedom of Information and Protection of Privacy Act*, R.S.A. 2000, c. F-25, ss. 11, 72

I. BACKGROUND

[para 1] On March 31, 2025, the Applicant made an access request to the Calgary Police Service (the Public Body) under the *Freedom of Information and Protection of Privacy Act* (the FOIP Act).

[para 2] The Public Body did not respond to the request.

[para 3] The Applicant requested that the Commissioner review the Public Body's failure to respond to the access request.

[para 4] The Commissioner agreed to conduct an inquiry.

II. ISSUE: Did the Public Body comply with section 11 of the Act (time limit for responding)

[para 5] Section 11 of the FOIP Act creates a duty in a public body to respond to an applicant who has made an access request within 30 days of receiving the request. It states:

11(1) The head of a public body must make every reasonable effort to respond to a request not later than 30 days after receiving it unless

(a) that time limit is extended under section 14, or

(b) the request has been transferred under section 15 to another public body.

(2) The failure of the head to respond to a request within the 30-day period or any extended period is to be treated as a decision to refuse access to the record.

Unless a public body extends the time to respond under section 14, or transfers the access request under section 15, the failure to respond within 30 days is deemed to be a refusal of access to the record.

[para 6] In its submissions, the Public Body conceded that it has not yet responded to the access request. Far more than 30 days have passed since the Public Body received the access request. As a result, I must direct the Public Body to respond to the Applicant.

III. ORDER

[para 7] I make this order under section 72 of the FOIP Act.

[para 8] I order the Public Body to comply with its duty under section 11 of the FOIP Act and respond to the Applicant.

[para 9] I further order the Public Body to notify me in writing, within 50 days of receiving a copy of this order, that it has complied with it.

Teresa Cunningham
Adjudicator