

IN THE SUPREME COURT OF NOVA SCOTIA

Citation: Gaetz v. Nova Scotia (Attorney General), 2005 NSSC 215

Date: 20050804

Docket: SH 238767

Registry: Halifax

Between:

Clifford Perry Gaetz

Appellant

v.

Attorney General of Nova Scotia,
representing Department of Justice and
the Director of Maintenance Enforcement

Respondent

LIBRARY HEADING

Judge: The Honourable Justice Hilroy S. Nathanson

Heard: April 7, 2005, in Halifax, Nova Scotia

Subject: Freedom of Information - Provisions of the *Freedom of Information and Protection of Privacy Act*, S.N.S. 1993, c. 5, (“*FOIPOP Act*”), reviewed: s. 2(a)(i), s. 2(a)(iii), s. 2(b), s. 4(1), ss 4A(1) and (2)(j), ss. 5(1) and (2), s. 14(1), s. 14(2), s. 16, s. 42(6), s. 45(1)

Summary: **Appeal of partial disclosure of documents and records made by the Director of the Maintenance Enforcement Program and confirmation in part by the Review Officer.**

Issue: **The Director believed that certain of the records did not exist and that others could not be disclosed because of:**

- (1) **Solicitor-client privilege;**
- (2) **s. 14 of the *FOIPOP Act*; and**
- (3) **s. 32 of the *Maintenance Enforcement Act*.**

Result: **Appeal denied. The disclosure by the Director is confirmed.**

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.
QUOTES MUST BE FROM THE DECISION, NOT THIS LIBRARY SHEET.***