

ONTARIO COURT OF JUSTICE
(GENERAL DIVISION)
DIVISIONAL COURT

O'DRISCOLL, STEELE and WHITE JJ.

CORPORATION OF THE CITY OF TORONTO

Applicant

- and -

**DONALD HALE, INQUIRY OFFICER, OFFICE OF THE
INFORMATION AND PRIVACY COMMISSIONER/ONTARIO**

Respondent

E N D O R S E M E N T

[1] The application is dismissed. The question raised by this application for judicial review is whether the decision (Order M-195) of the Commissioner is patently unreasonable. John Doe v. Ontario (Information and Privacy Commissioner) (1993), 13 O.R. (3d) 767 at 783 (Div. Ct.) states that the Commissioner's decisions ought to be accorded a strong measure of curial deference.

[2] The Commissioner held that the information is not personal information unless the identity of an individual is contained in or revealed by the record itself. The Commissioner held that the sought after information is not "personal information" "about an identifiable individual."

[3] In our view, the conclusion reached in the September 29, 1993 order is not patently unreasonable.

[4] The application is dismissed.

[5] Counsel for the Commissioner does not ask for costs. No order as to costs.

Dated: October 25, 1994

"O'Driscoll J."