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THE LAW OF PRIVACY IN CANADA

McIsaac, Klein, Brown

Release No. 6, June 2022

Publisher's Special Release Note 2021

The pages in this work were reissued in May 2021 and updated to reflect that date in the release line. Please note that we did not review the content on every page of this work in the May 2021 release. We will continue to review and update the content according to the work's publication schedule. This will ensure that subscribers are reading commentary that incorporates developments in the law as soon as possible after they have happened or as the author deems them significant.

Changes to chapter and heading numbering may have occurred. Please refer to the Correlation Table in the front matter if you wish to confirm references.

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“The Law of Privacy in Canada” is a comprehensive and thorough treatment of the regulation of the collection and use of personal information in Canada. It is the only publication that includes everything lawyers and business professionals need to know about privacy from privacy protection to tackling issues such as public surveillance to the *Personal Information Protection and Electronic Documents Act* (PIPEDA). While the work focuses primarily on the domestic regulatory scene, the factors that have made privacy such a salient topic have also mandated the inclusion of similar developments in the regulation of the collection and use of personal information in the European Union and in the United States. Important areas of coverage include Technology and Privacy: Challenges and Solutions; Privacy Protection Under the Criminal Law; Privacy Protection in the Civil Context; Workplace Privacy; Health Privacy; Public Sector Regulation; Private Sector Regulation; and International Privacy Issues.

This release contains updates to the procedural summary appendix.

Highlights

- **Summary of Procedures for Accessing Government Information under the Federal *Privacy Act* and for Appealing Relevant Government Decisions** — The purpose of the federal *Privacy Act* (R.S.C. 1985, c. P-21) (“*PA*”) is to protect the privacy of all individuals present in Canada, irrespective of their citizenship status, with respect to their personal information held by a government institution and to provide individuals with a right of access to, and correction of, that information.
- **Summary of Procedures for Accessing Information and Protecting Personal Information under the Federal *Personal Information Protection and Electronic Documents Act* and for Appealing Organizations’ Relevant Decisions** — The purpose of the federal *Personal Information Protection and Electronic Documents Act* (S.C. 2000, c. 5) (“*PIPEDA*”) is to establish rules to govern the collection, use and disclosure of individuals’ personal information in the private sector which strike a balance between the individuals’ right to privacy and the need of organizations to collect, use and disclose personal information for reasonable purposes.
- **Summary of Procedures for Accessing Government Information under the British Columbia *Freedom of Information and Protection of Privacy Act* and for Appealing Relevant Government Decisions** — The purposes of the British Columbia *Freedom of Information and Protection of Privacy Act* (R.S.B.C. 1996, c. 165) (“*FIPPA*”) are to make public bodies more accountable to the public and to protect personal privacy by, among other things, (a) giving the public a right of access to records, (b) giving individuals a right of access to, and a right to request correction of, their personal information held by public bodies, and (c) preventing the unauthorized collection, use or disclosure of personal information by public bodies.

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