

SUPREME COURT
OF BRITISH COLUMBIA
VANCOUVER REGISTRY

OCT 01 2009

ENTERED



IN THE SUPREME COURT OF BRITISH COLUMBIA

Action No. S093711
Vancouver Registry

IN THE MATTER of the *Judicial Review Procedure Act*, RSBC 1996, c. 241
And the *Freedom of Information and Protection of Privacy Act*, R.S.B.C. 1996, c. 165
(as amended), and in the matter of Order No. F09-06 of the Delegate of the
Information and Privacy Commissioner of British Columbia

BETWEEN:

UNIVERSITY OF BRITISH COLUMBIA

PETITIONER

AND:

OFFICE OF THE INFORMATION AND PRIVACY
COMMISSIONER FOR BRITISH COLUMBIA, STANLEY TROMP,
UBC PROPERTIES INVESTMENT LTD., DISCOVERY PARKS
INCORPORATED, UNIVERSITY OF BRITISH COLUMBIA FOUNDS,
UGCC HOLDINGS INC., UBC RESEARCH ENTERPRISES INC., B.C.
RESEARCH INC., AND UBC INVESTMENT MANAGEMENT TRUST

RESPONDENTS

ORDER

BEFORE

A JUDGE OF THE COURT

WEDNES day, the 30. day
of September, 2009.

ON THE APPLICATION of the University of British Columbia, without a
hearing and by consent;


THIS COURT ORDERS that:

1. The application for judicial review is granted;
2. The part of Order No. F09-06 of the Delegate of the Information and Privacy Commissioner of British Columbia, dated April 21, 2009, that requires the University of British Columbia to process Stanley Tromp's access requests for


records with respect to UBC Properties Investment Ltd., UBC Research Enterprises Inc. and UBC Investment Management Trust is set aside and remitted back for a hearing before the Information and Privacy Commissioner of British Columbia on the ground that the Delegate's reliance on Internet material that had not been put before him constituted a breach of procedural fairness; and

3. Each party will bear its own costs.

Consented to:


Counsel for the Petitioner

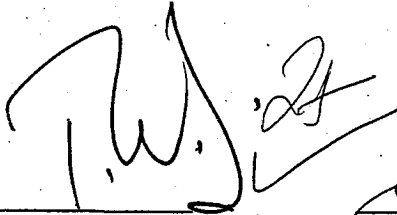
Stanley Tromp, self-represented


Counsel for the Information and
Privacy Commissioner for British
Columbia.


Counsel for UBC Properties
Investments Ltd.

* *see signatures attached*
Counsel for UBC Research
Enterprises Inc.

Counsel for UBC Investment
Management Trust



BY THE COURT.

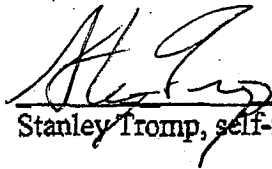

Registrar

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Consented to:

Counsel for the Petitioner



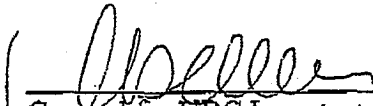
Stanley Tromp, self-represented



Counsel for the Information and Privacy Commissioner for British Columbia.


Counsel for UBC Properties Investments Ltd.

Counsel for UBC Research Enterprises Inc.



Counsel for UBC Investment Management Trust


By the Court:



Registrar

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Consented to:

Counsel for the Petitioner

Stanley Tromp, self-represented

Counsel for the Information and
Privacy Commissioner for British
Columbia.

CB Hurst

Counsel for UBC Properties
Investments Ltd.

Counsel for UBC Research
Enterprises Inc.

Counsel for UBC Investment
Management Trust

By the Court:

Registrar

attached signatures

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Counsel for the Petitioner

Stanley Tromp, self-represented

Counsel for the Information and Privacy Commissioner for British Columbia.

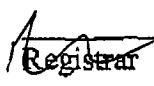
Counsel for UBC Properties Investments Ltd.

Counsel for UBC Research Enterprises Inc.



Counsel for UBC Investment Management Trust

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RESPONDENTS

ORDER

Lovett & Westmacott
#417-645 Fort Street
Victoria, BC
V8W 1G2
Tel: 250-480-7475