

Annual Report on the *Privacy Act* 2020–21

August 2021



Commission canadienne de sûreté nucléaire



Annual Report on the Privacy Act 2020-21

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General

The Canadian Nuclear Safety Commission (CNSC) regulates the use of nuclear energy and materials to protect health, safety, security and the environment; to implement Canada's international commitments on the peaceful use of nuclear energy; and to disseminate objective scientific, technical and regulatory information to the public.

The CNSC's mandate, derived from the *Nuclear Safety and Control Act*, involves four major areas:

- regulation of the development, production and use of nuclear energy in Canada to protect health, safety and the environment
- regulation of the production, possession, use and transport of nuclear substances, and the production, possession and use of prescribed equipment and prescribed information
- implementation of measures respecting international control of the development, production, transport
 and use of nuclear energy and substances, including measures respecting the nonproliferation of
 nuclear weapons and nuclear explosive devices
- dissemination of scientific, technical and regulatory information concerning the activities of the CNSC, and the effects on the environment and the health and safety of persons, of the development, production, possession, transport and use of nuclear substances

The CNSC also provides advice with respect to the implementation of the *Nuclear Liability and Compensation Act*, works in partnership with the Impact Assessment Agency to conduct impact assessments for nuclear projects subject to the *Impact Assessment Act, 2019*, and implements Canada's bilateral agreement with the International Atomic Energy Agency on nuclear safeguards verification.

Purpose of the Privacy Act

The purpose of the *Privacy Act* is to extend the laws of Canada that protect the privacy of individuals for personal information about themselves held by a government institution and provide individuals with a right of access to that information.

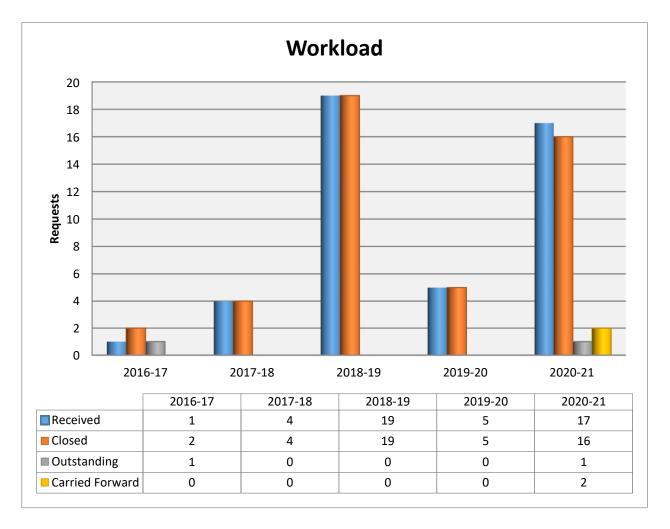
Tabling of the annual report

This annual report is prepared and tabled in Parliament in accordance with section 72 of the *Privacy Act*.

1. Statistical report I. Requests received under the Privacy Act

During the 2020–21 reporting period, the CNSC received 17 new requests pursuant to the *Privacy Act*. This represents a significant increase from the 5 requests received in 2019–20.

COVID-19 did not have any effect on the processing of *Privacy Act* requests during the period of April 1, 2020 to March 31, 2021.



II. Costs

During 2020–21, the CNSC Access to Information and Privacy (ATIP) Office incurred \$38,571 in salary costs and \$5,934 in goods and services costs to administer the *Privacy Act*.

See annex A for further statistical information.

2. Practices and procedures

At the CNSC, the IT Operations and Service Delivery Division (ITOSDD), within the Information Management and Technology Directorate (IMTD), administers the *Privacy Act*.

Privacy requests are received by the Records Office and forwarded to the ATIP Office within ITOSDD. The CNSC also receives privacy requests through the ATIP online request portal available through the Treasury Board Secretariat website. ATIP Office staff process the requests in consultation with the appropriate CNSC directorates and with external parties, where necessary.

The CNSC has one full-time employee who dedicates some of their time to activities related to the *Privacy Act*.

During 2020-21, the CNSC continued to concentrate on providing employee training on information management, the *Access to Information Act*, the *Privacy Act* and information security. This involved a presentation in February during Security Awareness Week on privacy breaches and the management of personal information with an attendance of approximately 108 participants. The ATIP Office also conducted several formal and informal training sessions for individuals, at divisional meetings and for functional specialists (Inspection Fundamentals training). On August 26, 2020, the Director General of IMTD sent out a message to all CNSC staff encouraging them to complete the Canada School of Public Service online course on your obligations regarding the *Privacy Act* (Access to Information and Privacy

Fundamentals I015). Additionally, the CNSC Human Resources Directorate, at the request of the ATIP Office, also added the online course to the list of mandatory training for all new staff. The ATIP Office continues working with the Corporate Security section providing ongoing training to staff regarding their obligations around safeguarding sensitive information, which includes personal information.

All training and awareness sessions, both formal and informal, focused on informing employees of their responsibilities under the legislation. ITOSDD offers an integrated training approach, emphasizing the connections between sound information management practices and an effective ATIP program. The ATIP Office also provides advice and support as required.

Documentation and training materials on the CNSC's ATIP program are available through the corporate intranet along with links to other materials, such as legislation, Treasury Board Secretariat policies and guidance documents, and a range of information management and guidance tools.

Where relevant, employees are informed about the Treasury Board Secretariat's *Directive on Privacy Impact Assessment*. The CNSC has implemented internal procedures to guide employees and consultants through the privacy impact assessment process. These procedures reflect changes to the *Privacy Act* policy suite. Governance and project management methodologies are in place within the Information Management and Technology Directorate to ensure that privacy considerations are identified and addressed throughout the entire system development cycle. The Senior ATIP Advisor and the Director of the ITOSDD participate actively in systems development initiatives.

In 2020–21, there were no internal audits conducted on the management of personal information at the CNSC.

3. Delegation of authority

The Governor in Council has delegated the authority to exercise the powers, duties and functions of the *Privacy Act* to the President of the CNSC. In turn, the President has designated the Vice-President of the Corporate Services Branch, the Director General of the Information Management and Technology Directorate, the Director of the IT Operations and Service Delivery Division and the Senior ATIP Advisor to exercise her powers, duties and functions, with respect to the *Privacy Act*.

See annex B for a copy of the instrument of delegation.

4. Complaints and appeals to the Federal Court

No complaints were registered with the Office of the Privacy Commissioner during the reporting period.

5. Privacy impact assessments

During the 2020–21 reporting period, there were no privacy impact assessments completed.

The CNSC posts summaries of completed privacy impact assessments on its <u>website</u> and forwards copies of completed privacy impact assessment reports to the Office of the Privacy Commissioner.

6. Disclosure under paragraphs 8(2)(e) or 8(2)(m) of the Privacy Act

The CNSC did not make any disclosures of personal information under paragraphs 8(2)(e) or 8(2)(m) of the *Privacy Act* during the reporting period.

7. Data matching activities

The CNSC has no new data matching and sharing activities to report for this reporting period.

8. Privacy breaches

No material privacy breaches at the CNSC were reported to the Treasury Board Secretariat or the Office of the Privacy Commissioner during the reporting period.

9. Compliance

The CNSC achieved a compliance rating of 100% for completed privacy requests closed within the legislated time frame in 2020-21. The ATIP Office has established a five-day service standard for subject matter experts to retrieve relevant records and obtain Director General sign-off. In addition, through training and awareness sessions, CNSC staff members were receptive to their obligations under the *Privacy Act*.

Annex A

Statistical Information



Statistical Report on the Privacy Act

Name of institution: Canadian Nuclear Safety Commission

Reporting period: 2020-04-01 to 2021-03-31

Section 1: Requests Under the Privacy Act

1.1 Number of requests

	Number of Requests
Received during reporting period	17
Outstanding from previous reporting period	1
Total	18
Closed during reporting period	16
Carried over to next reporting period	2

Section 2: Requests Closed During the Reporting Period

2.1 Disposition and completion time

Diamasitism of		Completion Time							
Disposition of Requests	1 to 15 Days	16 to 30 Days	31 to 60 Days	61 to 120 Days	121 to 180 Days	181 to 365 Days	More Than 365 Days	Total	
All disclosed	0	2	0	0	0	0	0	2	
Disclosed in part	0	5	0	6	1	0	0	12	
All exempted	0	0	0	0	0	0	0	0	
All excluded	0	0	0	0	0	0	0	0	
No records exist	2	0	0	0	0	0	0	2	
Request abandoned	0	0	0	0	0	0	0	0	
Neither confirmed nor denied	0	0	0	0	0	0	0	0	
Total	2	7	0	6	1	0	0	16	

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2.2 Exemptions

Section	Number of Requests	Section	Number of Requests	Section	Number of Requests
18(2)	0	22(1)(a)(i)	0	23(a)	0
19(1)(a)	0	22(1)(a)(ii)	0	23(b)	0
19(1)(b)	0	22(1)(a)(iii)	0	24(a)	0
19(1)(c)	0	22(1)(b)	0	24(b)	0
19(1)(d)	0	22(1)(c)	0	25	0
19(1)(e)	0	22(2)	0	26	11
19(1)(f)	0	22.1	0	27	9
20	0	22.2	0	27.1	0
21	0	22.3	0	28	0
	•	22.4	0		•

2.3 Exclusions

Section	Number of Requests	Section	Number of Requests	Section	Number of Requests
69(1)(a)	0	70(1)	0	70(1)(d)	0
69(1)(b)	0	70(1)(a)	0	70(1)(e)	0
69.1	0	70(1)(b)	0	70(1)(f)	0
	•	70(1)(c)	0	70.1	0

2.4 Format of information released

Paper	Electronic	Other
0	14	0

2.5 Complexity

2.5.1 Relevant pages processed and disclosed

Number of Pages	Number of Pages	
Processed	Disclosed	Number of Requests
3206	1481	14

2.5.2 Relevant pages processed and disclosed by size of requests

	Less Tha Pages Pro		_	-500 rocessed			1001-5000 Pages Processed		More Than 5000 Pages Processed	
Disposition	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed
All disclosed	2	18	0	0	0	0	0	0	0	0
Disclosed in part	3	35	8	1255	1	173	0	0	0	0
All exempted	0	0	0	0	0	0	0	0	0	0
All excluded	0	0	0	0	0	0	0	0	0	0
Request abandoned	0	0	0	0	0	0	0	0	0	0
Neither confirmed nor denied	0	0	0	0	0	0	0	0	0	0
Total	5	53	8	1255	1	173	0	0	0	0

2.5.3 Other complexities

Disposition	Consultation Required	Legal Advice Sought	Interwoven Information	Other	Total
All disclosed	0	0	1	0	1
Disclosed in part	6	2	3	0	11
All exempted	0	0	0	0	0
All excluded	0	0	0	0	0
Request abandoned	0	0	0	0	0
Neither confirmed nor denied	0	0	0	0	0
Total	6	2	4	0	12

2.6 Closed requests

2.6.1 Number of requests closed within legislated timelines

	Requests closed within legislated timelines
Number of requests closed within legislated timelines	16
Percentage of requests closed within legislated timelines (%)	100

2.7 Deemed refusals

2.7.1 Reasons for not meeting legislated timelines

	Principal Reason				
Number of Requests Closed Past the Legislated Timelines	Interference with Operations / Workload	External Consultation	Internal Consultation	Other	
0	0	0	0	0	

2.7.2 Requests closed beyond legislated timelines (including any extension taken)

Number of Days Past Legislated Timelines	Number of Requests Past Legislated Timeline Where No Extension Was Taken	Number of Requests Past Legislated Timelines Where an Extension Was Taken	Total
1 to 15 days	0	0	0
16 to 30 days	0	0	0
31 to 60 days	0	0	0
61 to 120 days	0	0	0
121 to 180 days	0	0	0
181 to 365 days	0	0	0
More than 365 days	0	0	0
Total	0	0	0

2.8 Requests for translation

Translation Requests	Accepted	Refused	Total
English to French	0	0	0
French to English	0	0	0
Total	0	0	0

Section 3: Disclosures Under Subsections 8(2) and 8(5)

Paragraph 8(2)(e)	Paragraph 8(2)(m)	Subsection 8(5)	Total	
0	0	0	0	

Section 4: Requests for Correction of Personal Information and Notations

Disposition for Correction Requests Received	Number
Notations attached	0
Requests for correction accepted	0
Total	0

Section 5: Extensions

5.1 Reasons for extensions and disposition of requests

		15(a)(i) Interferen	ce with operations	15 (a)(ii) (
Number of								
requests	Further review				Cabinet			15(b)
where an	required to				Confidence			Translation
extension	determine	Large volume of	Large volume of	Documents are	Section (Section			purposes or
was taken	exemptions	pages	requests	difficult to obtain	70)	External	Internal	conversion
7	0	1	0	0	0	0	6	0

.

5.2 Length of extensions

-		15(a)(i) Interferen	ce with operations	8	15 (a)(ii) Consultation				
Length of Extensions	Further review required to determine exemptions	Large volume of pages	Large volume of requests	Documents are difficult to obtain	Cabinet Confidence Section (Section 70)	External	Internal	15(b) Translation purposes or conversion	
1 to 15 days	0	0	0	0	0	0	0	0	
16 to 30 days	0	1	0	0	0	0	6	0	
31 days or greater								0	
Total	0	1	0	0	0	0	6	0	

Section 6: Consultations Received From Other Institutions and Organizations

6.1 Consultations received from other Government of Canada institutions and other organizations

Consultations	Other Government of Canada Institutions	Number of Pages to Review	Other Organizations	Number of Pages to Review
Received during the reporting period	0	0	0	0
Outstanding from the previous reporting period	0	0	0	0
Total	0	0	0	0
Closed during the reporting period	0	0	0	0
Carried over to the next reporting period	0	0	0	0

6.2 Recommendations and completion time for consultations received from other Government of Canada institutions

	N	Number of Days Required to Complete Consultation Requests									
Recommendation	1 to 15 Days	16 to 30 Days	31 to 60 Days	61 to 120 Days	121 to 180 Days	181 to 365 Days	More Than 365 Days	Total			
All disclosed	0	0	0	0	0	0	0	0			
Disclosed in part	0	0	0	0	0	0	0	0			
All exempted	0	0	0	0	0	0	0	0			
All excluded	0	0	0	0	0	0	0	0			
Consult other institution	0	0	0	0	0	0	0	0			
Other	0	0	0	0	0	0	0	0			
Total	0	0	0	0	0	0	0	0			

6.3 Recommendations and completion time for consultations received from other organizations

		Number o	of days re	quired to c	omplete c	onsultation	requests	i
Recommendation	1 to 15 Days	16 to 30 Days	31 to 60 Days	61 to 120 Days	121 to 180 Days	181 to 365 Days	More Than 365 Days	Total
All disclosed	0	0	0	0	0	0	0	0
Disclosed in part	0	0	0	0	0	0	0	0
All exempted	0	0	0	0	0	0	0	0
All excluded	0	0	0	0	0	0	0	0
Consult other institution	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0

Section 7: Completion Time of Consultations on Cabinet Confidences

7.1 Requests with Legal Services

	Fewer Than 100 Pages Processed		101-500 Pages Processed		501-1000 Pages Processed		1001-5000 Pages Processed		More than 5000 Pages Processed	
Number of Days	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed
1 to 15	0	0	5	0	1	0	0	0	0	0
16 to 30	0	0	0	0	0	0	0	0	0	0
31 to 60	0	0	0	0	0	0	0	0	0	0
61 to 120	0	0	0	0	0	0	0	0	0	0
121 to 180	0	0	0	0	0	0	0	0	0	0
181 to 365	0	0	0	0	0	0	0	0	0	0
More than 365	0	0	0	0	0	0	0	0	0	0
Total	0	0	5	0	1	0	0	0	0	0

7.2 Requests with Privy Council Office

	Fewer Than 100 Pages Processed		101–500 Pages Processed		501-1000 Pages Processed		1001-5000 Pages Processed		More than 5000 Pages Processed	
Number of Days	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed	Number of Requests	Pages Disclosed
1 to 15	0	0	0	0	0	0	0	0	0	0
16 to 30	0	0	0	0	0	0	0	0	0	0
31 to 60	0	0	0	0	0	0	0	0	0	0
61 to 120	0	0	0	0	0	0	0	0	0	0
121 to 180	0	0	0	0	0	0	0	0	0	0
181 to 365	0	0	0	0	0	0	0	0	0	0
More than										
365	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0	0

Section 8: Complaints and Investigations Notices Received

Section 31	Section 33	Section 35	Court action	Total
0	0	0	0	0

Section 9: Privacy Impact Assessments (PIA) and Personal Information Banks (PIB)

9.1 Privacy Impact Assessments

Number of PIA(s) completed 0

9.2 Personal Information Banks

Personal Information Banks	Active	Created	Terminated	Modified
	60	0	0	0

Section 10: Material Privacy Breaches

Number of material privacy breaches reported to TBS	0
Number of material privacy breaches reported to OPC	0

Section 11: Resources Related to the Privacy Act

11.1 Costs

Expenditures		Amount
Salaries		\$38,571
Overtime		\$0
Goods and Services		\$5,934
Professional services contracts	\$0	
Other	\$5,934	
Total		\$44,505

11.2 Human Resources

Resources	Person Years Dedicated to Privacy Activities
Full-time employees	0.381
Part-time and casual employees	0.000
Regional staff	0.000
Consultants and agency personnel	0.000
Students	0.000
Total	0.381

Note: Enter values to three decimal places.

Annex B

Delegation Order

Access to Information Act and Privacy Act Delegation Order

Arrêté sur la délégation en vertu de la *Loi sur l'accès à l'information* et de la *Loi sur la protection des renseignements personnels*

The President of the Canadian Nuclear Safety Commission, pursuant to section 95(1) of the *Access to Information Act* and section 73 of the *Privacy Act*, hereby designates the persons holding the positions set out in the schedule hereto, or the persons occupying on an acting basis those positions, to exercise the powers, duties and functions of the President as the head of the Canadian Nuclear Safety Commission, under the provisions of the Act and related regulations set out in the schedule opposite each position. This designation replaces all previous delegation orders.

En vertu de l'article 95(1) de la *Loi sur l'accès à l'information* et de l'article 73 de la *Loi sur la protection des renseignements personnels*, la présidente à la Commission canadienne de sûreté nucléaire délègue aux titulaires des postes mentionnés à l'annexe ci-après, ainsi qu'aux personnes occupant à titre intérimaire lesdits postes, les attributions dont elle est, en qualité de responsable de la Commission canadienne de sûreté nucléaire, investie par les dispositions de la Loi ou de son règlement mentionnées en regard de chaque poste. Le présent document remplace et annule tout arrêté antérieur.

Schedule/Annexe

Position/Poste	Privacy Act and Regulations/Loi sur la protection des renseignements personnels et règlements	Access to Information Act and Regulations/Loi sur l'accès à l'information et règlements
Vice-President, Corporate Services Branch/Vice-président, Direction générale des services de gestion	Full authority/Autorité absolue	Full authority/Autorité absolue
Director General, Information Management and Technology Directorate/Directeur général, Direction de la gestion et de la technologie de l'information	Full authority/ Autorité absolue	Full authority/ Autorité absolue
Director, Information Management Division/Directeur, Division de la Gestion de l'information	Full authority/ Autorité absolue	Full authority/ Autorité absolue
Senior ATIP Advisor/Conseiller principal de l'AIPRP	Full authority/ Autorité absolue	Full authority/ Autorité absolue

Daté, en la ville d'Ottawa, ce 30^e jour d'avril 2021 Dated, at the city of Ottawa, this 30th day of April 2021



X Rumina Velshi

Rumina Velshi Présidente/President Signed by: Velshi, Rumina

Commission canadienne de sûreté nucléaire Canadian Nuclear Safety Commission