

June 22, 2017

BY EMAIL

**Subject: Request for access to an administrative document addressed to MEES**  
**Our file : 16310/17-84**

The present is a follow up of your request of June 14, 2017, requesting access to documents concerning the results from the Uniform Ministerial Examinations for Secondary IV and V students from June 2015 to June 2016.

On June 20<sup>th</sup>, Martin Carbonneau from my service received by email the following precision about your request: « My access to information request was specifically for the success rates of both private and public schools for the English and French schools from June 2015-June 2016. »

The information requested for 2015 is made available. You can find it on the ministry Website following this link:

<http://www.education.gouv.qc.ca/references/publications/resultats-de-la-recherche/detail/article/resultats-aux-epreuves-uniques-de-juin/>

Accordingly to section 13 of the *Act respecting Access to documents held by public bodies and the Protection of personal information* (RLRQ, chapter A-2.1), we inform you that the results for 2016 is to-be made available in the next six months on the ministry Website, following the same URL.

According to section 51 of the Law, we inform you that you are entitled to ask for a review of this decision, before the Commission d'accès à l'information. Please find enclosed an explanatory note concerning the use of this right.

Sincerely yours,

Original signé

Ingrid Barakatt  
The person in charge of access to documents

IB/MC

Encl.

Édifice Marie-Guyart, 27<sup>e</sup> étage  
1035, rue De La Chevrotière,  
Québec (Québec) G1R 5A5  
Téléphone : 418-528-6060  
Télécopieur : 418-528-2028  
[www.education.gouv.qc.ca](http://www.education.gouv.qc.ca)

## NOTICE OF RECOURSE

(Pursuant to a decision rendered in accordance with the *Act respecting Access to documents held by public bodies and the Protection of personal information*)

### REVIEW

#### a) Power

Article 135 of the Act stipulates that every person whose request has been denied in whole or in part by the person in charge of access to documents or of the protection of personal information may apply to the Commission d'accès à l'information for a review of the decision. An appeal may also be brought for a failure to respond within the applicable time limit.

The application for review must be made in writing; it may state briefly the reasons for which the decision should be reviewed (article 137).

The Commission d'accès à l'information may be reached at the following addresses:

#### QUÉBEC

Commission d'accès à l'information  
Suite 2.36  
525, boul. René-Lévesque Est  
Québec (Québec) G1R 5S9

Phone : (418) 528-7741  
Fax : (418) 529-3102

#### MONTRÉAL

Commission d'accès à l'information  
Suite 18.200  
500, boul. René-Lévesque Ouest  
Montréal (Québec) H2Z 1w7

Phone : (514) 873-4196  
Fax : (514) 844-6170

#### b) Grounds

An application for review may be based on grounds pertaining to the decision, the time prescribed for processing the request, the mode of access to a document or information, the fees payable, or the application of Article 9 (personal notes written on a document, sketches, outlines, drafts, preliminary notes or other documents of the same nature which are not deemed to be documents held by a public body).

### **c) Time limit**

The application for review must be made to the Commission d'accès à l'information within thirty (30) days of the date of the decision or of the time granted by the Act to the person in charge for processing a request (Article 135).

The Act specifically provides that the Commission d'accès à l'information may, for any serious reason, release the applicant from a failure to respect the thirty-day time limit (Article 135).

## **APPEAL TO THE COUR DU QUÉBEC**

### **a) Power**

Article 147 of the Act stipulates that a person directly concerned may bring an appeal from a decision of the Commission d'accès à l'information before a judge of the Cour du Québec on any question of law or jurisdiction. However, an appeal from an interlocutory decision may only be brought with leave of a judge of the Cour du Québec. The judge shall grant leave if the interlocutory decision will not be remedied by the final decision.

### **b) Time limit**

Under Article 149 of the Act, the motion for leave to appeal must be filed in the office of the Cour du Québec, within thirty (30) days of receipt of the decision of the Commission d'accès à l'information by the parties.

### **c) Procedure**

Under Article 151 of the Act, the notice of appeal must be served on the parties and on the Commission within 10 days after its filing at the office of the Cour du Québec.