

Quebec City, the 19<sup>th</sup> of February 2020

By email

**OBJECT :** Decision  
**Nd :** 61-01-201920

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Dear [Sir],

On the 3<sup>rd</sup> of February, we acknowledged receipt of your email received on the 31<sup>th</sup> of January 2020, which consists of a request for access made under the *Act respecting Access to documents held by public bodies and the Protection of personal information* (L.R.Q., chapter A-2.1) (the "Act").

In your email, you requested:

"[...]"

*From your heat pump rebate program, would you be able to provide the number of applicants per year, type of heat pumps installed (btu /hour, tons), total cost (pump + labour), total number of unit installed, for heat pump installation between 2016 and 2019?"*

In response to your request, we have identified the following documents under our Rénoclimat program (hereafter the "Program"):

**1) Number of applicants per year**

You will find below an extract (table) from our database, which lists the number of applicants by type, during the reference periods requested (2016 to 2019).

Année financière	Avant travaux	Après travaux
2015-2016	15 847	14 667
2016-2017	19 722	14 657
2017-2018	22 072	15 652
2018-2019	31 864	18 364

## **2) Type of heat pumps installed (btu /hour, tons)**

After verifications, we have not found any document related to this request. Therefore, paragraph 1(3) of section 47 of the Act must be applied.

*" 47. The person in charge must, promptly and not later than twenty days from the date the request was received,  
[...]*

*(3) inform the applicant that the agency is not in possession of the requested document or that full or partial access to the document cannot be granted to him;"*

## **3) Total cost (pump + labour)**

After verifications, we have found many receipts for every participant's records. Unfortunately, we do not compile this information in a database or a global document. Therefore, section 15 of the Act must be applied.

*"15. The right of access applies only to documents that can be released without requiring computation or comparison of information."*

## **4) Total number of units installed**

You will find below an extract (table) from our database, which indicates the number of applicants who have received a financial aid for a heat pump installation, during the reference periods requested (2016 to 2019).

2015-2016	2016-2017	2017-2018	2018-2019	2019-2020
9 204	10 645	13 946	12 398	21 578

Sincerely,

**Version originale signée**

*Mélanie Charlebois, Attorney at Law*  
The person in charge of the *Act respecting Access to documents held by public bodies and the Protection of personal information*  
for Transition énergétique Québec

## REVIEW NOTICE OF APPEAL

### REVIEW

#### a) Applications

Section 135 of the Act provides that every person whose request has been denied, in whole or in part, by the person in charge of access to documents or of protection of personal information or in the case where the time prescribed for processing the request has expired may apply to the Commission for a review of the decision.

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

The contact information of the Commission d'accès à l'information is the following:

QUEBEC CITY Office 2.36 525, boul. René-Lévesque E. Québec (Québec) G1R 5S9 Tel : (418) 528-7741 Fax : (418) 529-3102	MONTREAL Office 18.200 500, boul. René-Lévesque O. Montréal (Québec) H2Z 1W7 Tel : (514) 873-4196 Fax : (514) 844-6170
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#### b) Motives

The review application may concern any decision of the person in charge, the time for processing the request, the mode of access to a document or information, the fee payable and the application of section 9 (personal notes written on a document or to sketches, outlines, drafts, preliminary notes or other documents of the same nature).

#### c) Time limit

Applications must be addressed to the Commission d'accès à l'information within 30 days of the date of the decision or of the time granted to the person in charge for processing a request (section 135).

The Act specifies that the Commission may, for any serious cause, release the applicant from a failure to observe the time limit of 30 days (section 135).

## **APPEAL BEFORE THE COURT OF QUEBEC**

### **a) Applications**

Section 147 of the Act provides that a person directly interested may bring an appeal from the final decision of the Commission before a judge of the Court of Quebec on a question of law or jurisdiction.

The application for leave to appeal from an interlocutory decision may be lodged, with leave of a judge of that Court, from an interlocutory decision that will not be remedied by the final decision.

### **b) Time limit**

Section 149 of the Act provides that the notice of appeal must be filed at the office of the Court of Québec within 30 days after the date the parties receive the final decision of the Commission d'accès à l'information.

### **c) Procedure**

Section 151 of the Act provides that 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 Court of Québec.