Re: Your request for access to information under Part 2 of The Freedom of Information and Protection of Privacy Act - FILE No 18 02 155

This letter is in response to your Application for Access under the Freedom of Information and Protection of Privacy Act submitted on February 7, 2018 in which you requested the following:

"Please provide data on sexual assaults and harassment on transit staff from January 1, 2013 to December 31, 2017 in Excel format.

If available, please provide all of the following information for each incident:
- date of incident
- general type of location of incident (bus, bus stop, train, train station, etc.)
- route, if applicable
- specific address of incident and GPS coordinates if available
- type of incident (exhibitionism, groping, voyeurism, etc.)
- gender of perpetrator
- was the perpetrator also a transit employee
- gender of victim
- outcome of incident (criminal charges, ban from transit system, none, etc.)

The records you requested do not exist. Accordingly, your request for access is refused under section 12(1)(c)(i) of the Act.

12(1) In a response under section 11, the head of the public body shall inform the applicant
   (c) if access to the record or part of the record is refused,
   (i) in the case of a record that does not exist or cannot be located, that the
       record does not exist or cannot be located

Our search of the Transit Control Centre database did not return information related specifically to sexual assaults and harassment on Transit staff because this is not a category tracked in the database. Categories tracked where this information may be found are Assault Emergency (not classified), Other Employee Threatened, Operator Threatened, and Emergency (not classified). Once reported to Winnipeg Police Service, Transit does not track or otherwise record resulting charges, prosecutions, or convictions.
Subsection 59(1) of The Freedom of Information and Protection of Privacy Act provides that you may make a complaint about this decision to the Manitoba Ombudsman. You have 60 days from the receipt of this letter to make a complaint on the prescribed form to:

Manitoba Ombudsman  
750 - 500 Portage Avenue  
Winnipeg, MB R3C 3X1  
1-204-982-9130  
1-800-665-0531

If you have any questions, please contact me at (204) 986-5728.

Sincerely,

Rose LeBleu, C.I.M.  
Access & Privacy Coordinator  
Winnipeg Transit

cc: Access and Privacy Office, City Clerk’s Department