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ANNUAL REPORT
RAPPORT ANNUEL

Manitoba Legislative
and Public Affairs

Affaires législatives
et publiques Manitoba

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**DEPUTY PREMIER
GOVERNMENT HOUSE LEADER
MINISTER OF LEGISLATIVE AND PUBLIC AFFAIRS**

Room 330
Legislative Building
Winnipeg, Manitoba R3C 0V8
CANADA

Her Honour the Honourable Janice Filmon, C.M., O.M.
Lieutenant Governor of Manitoba
Room 235 Legislative Building
Winnipeg, MB R3C 0V8

May It Please Your Honour:

I have the privilege of presenting for the information of Your Honour, the Annual Report of Manitoba Legislative and Public Affairs for the year ending March 31, 2021.

Respectfully submitted,

“Original signed by”

Honourable Kelvin Goertzen
Minister of Legislative and Public Affairs





**VICE-PREMIER MINISTRE
LEADER DU GOUVERNEMENT
À L'ASSEMBLÉE
MINISTRE DES AFFAIRES LÉGISLATIVES ET PUBLIQUES**

Bureau 330
Palais législatif
Winnipeg (Manitoba) R3C 0V8
CANADA

Son Honneur l'honorable Janice Filmon, C.M., O.M.
Lieutenante-gouverneure du Manitoba
Palais législatif, bureau 235
Winnipeg (Manitoba) R3C 0V8

Madame la Lieutenante-Gouverneure,

J'ai l'honneur de vous présenter, à titre d'information, le rapport annuel des Affaires Législatives et Publiques pour l'exercice qui s'est terminé le 31 mars 2021.

Le tout respectueusement soumis.

Le Ministre des Affaires Législatives et Publiques Manitoba,

« *Original signé par* »

L'honorable Kelvin Goertzen





Deputy Minister of Manitoba Legislative and Public Affairs
Room 42, Legislative Building, Manitoba, Canada R3C 0V8
www.manitoba.ca

Honourable Kelvin Goertzen
Minister of Legislative and Public Affairs
Room 330 Legislative Building
Winnipeg, MB R3C 0V8

Dear Minister Goertzen:

I am pleased to present the 2020/2021 Annual Report for the department of Legislative and Public Affairs for the fiscal year ending March 31, 2021.

Established on January 5, 2021, the newly formed ministry of Legislative and Public Affairs was delegated responsibility for the Regulatory Accountability Secretariat and Information and Privacy Policy Secretariat.

The report provides a summary of key results for Legislative and Public Affairs, including administering The Freedom of Information and Protection of Privacy Act and The Regulatory Accountability Act.

We will continue to work strategically to enhance access to information, increase opportunities for engagement and transform regulatory accountability for the benefit of all Manitobans.

It is an honour and a privilege to submit this report for the department of Legislative and Public Affairs.

Respectfully submitted,

“Original signed by”

Elliot Sims
Deputy Minister of Manitoba Legislative and Public Affairs





Sous-ministre des Affaires législatives et publiques du Manitoba
Palais législatif, bureau 42, Winnipeg (Manitoba) R3C 0V8, Canada
www.manitoba.ca

Monsieur Kelvin Goertzen
Ministre des Affaires législatives et publiques du Manitoba
Palais législatif, bureau 330
Winnipeg (Manitoba) R3C 0V8

Monsieur le Ministre,

Je suis heureux de vous présenter le rapport annuel 2020-2021 du ministère des Affaires législatives et publiques pour l'exercice financier se terminant le 31 mars 2021.

Créé le 5 janvier 2021, le tout nouveau ministère des Affaires législatives et publiques s'est vu confier la responsabilité du Secrétariat pour la responsabilisation en matière de réglementation et du Secrétariat de la politique d'accès à l'information et de protection de la vie privée.

Le rapport présente un sommaire des principaux résultats du ministère des Affaires législatives et publiques, dont l'administration de la Loi sur l'accès à l'information et la protection de la vie privée et de la Loi sur la responsabilisation en matière de réglementation.

Nous continuerons à travailler stratégiquement pour améliorer l'accès à l'information, accroître les possibilités de participation et transformer la responsabilité en matière de réglementation dans l'intérêt de tous les Manitobains.

C'est un honneur et un privilège de soumettre ce rapport pour le ministère des Affaires législatives et publiques.

Veillez agréer, Monsieur le Ministre, l'expression de mon profond respect.

Sous-ministre des Affaires législatives et publiques du Manitoba,

« *Original signé par* »

Elliot Sims

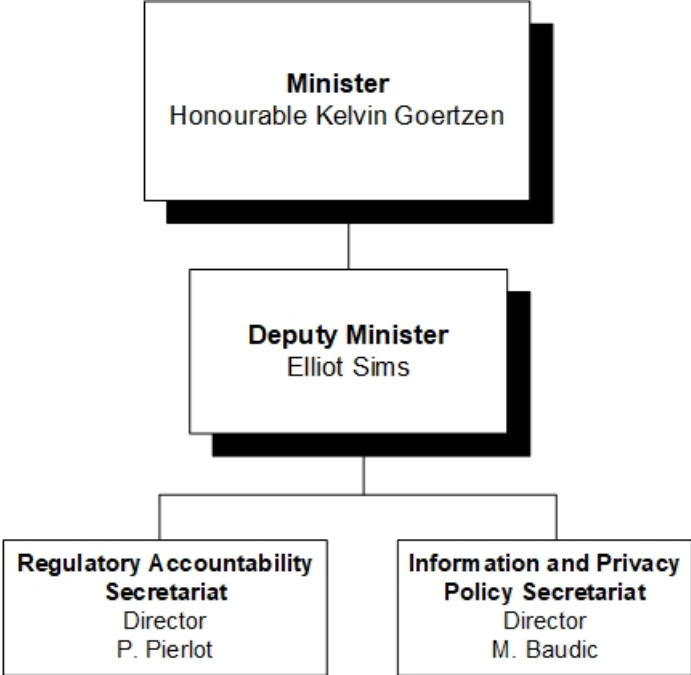


TABLE OF CONTENTS

Title	Page
Organizational Chart.....	1
Preface.....	2
Vision and Mission	2
Highlights	2
Préface.....	3
Vision et mission	3
Points marquants	3
Statutory Responsibilities	4
Legislative and Public Affairs	
Executive Support.....	5
Regulatory Accountability Secretariat	5
Information and Privacy Policy Secretariat.....	6
Part B Capital Investment	7
Financial Information Section.....	8
Part A: Expenditure Summary by Appropriation.....	9
Regulatory Accountability and Red Tape Reduction.....	10
The Public Interest Disclosure (Whistleblower Protection) Act.....	11

Legislative and Public Affairs

March 31, 2021



PREFACE

Report Structure

The Annual Report of Manitoba Legislative and Public Affairs' is organized in accordance with Manitoba Legislative and Public Affairs' appropriation structure as at March 31, 2021, which reflects the authorized appropriations approved by the Legislative Assembly.

In the financial tables throughout this report, "Authority" represents the authorized votes approved by the Legislative Assembly. The authorized votes includes both the Estimates of Expenditure and any Supplementary Estimates approved during the year. In addition, the "Authority" has been adjusted to include approved allocations from Enabling Appropriations and Main Appropriation virement transfers between appropriations within the department. For a full reconciliation of the Printed Estimates of Expenditure to the Authority please see the Expense Summary by Appropriation report in the Report on the Estimates of Expenditure and Supplementary Information.

Vision

A province where the policy-making process is open, transparent, comprehensive and inclusive for all Manitobans.

Mission

Improve the legislative process and government procedures to increase citizen engagement in policymaking and enhance public access to provincial records.

Highlights

In 2020/21, Manitoba Legislative and Public Affairs activities and achievements included:

- Assisting government departments and agencies to identify and remove 6,321 unnecessary regulatory requirements from statutes, regulations, policies and forms.
- Supporting government departments and agencies respond to 2,630 requests for access to information received under the Freedom of Information and Protection of Privacy Act during the period January 1 to December 31, 2020.

PRÉFACE

Structure de rapport

Le rapport annuel du ministère des Affaires législatives et publiques du Manitoba est organisé conformément à la structure des crédits du ministère des Affaires législatives et publiques du Manitoba au 31 mars 2021, qui tient compte des crédits autorisés approuvés par l'Assemblée législative.

Dans les tableaux financiers figurant dans le présent rapport, « Authority » représente les crédits autorisés approuvés par l'Assemblée législative. Les crédits autorisés comprennent le Budget des dépenses et tous budgets des dépenses supplémentaires approuvés au cours de l'année. De plus, la notion de crédit a été ajustée pour inclure les allocations approuvées provenant des crédits d'autorisation et les transferts de crédits du Budget des dépenses principal entre divers postes du ministère. Pour un rapprochement complet entre la version imprimée du Budget des dépenses et les crédits, veuillez consulter le sommaire des dépenses par poste budgétaire, qui figure dans le rapport sur le budget des dépenses et renseignements supplémentaires.

Vision

Une province où le processus d'élaboration des politiques est ouvert, transparent, exhaustif et inclusif pour tous les Manitobains.

Mission

Améliorer le processus législatif et les procédures gouvernementales pour accroître la participation du citoyen à l'élaboration des politiques et augmenter l'accès du public aux dossiers provinciaux.

Points marquants

En 2020-2021, les activités et les réalisations du ministère des Affaires législatives et publiques du Manitoba ont consisté notamment à :

- aider les ministères et organismes gouvernementaux à repérer et à supprimer 6 321 obligations administratives inutiles dans les lois, les règlements, les politiques et les formulaires;
- aider les ministères et organismes gouvernementaux à répondre aux 2 630 demandes d'accès à l'information reçues en vertu de la Loi sur l'accès à l'information et la protection de la vie privée au cours de la période du 1^{er} janvier au 31 décembre 2020.

STATUTORY RESPONSIBILITIES OF THE MINISTER OF LEGISLATIVE AND PUBLIC AFFAIRS

The Coat of Arms, Emblems and the Manitoba Tartan Act	C150
The Election Financing Act	E27
The Elections Act	E30
The Electoral Divisions Act	E40
The Freedom of Information and Protection of Privacy Act	F175
The Government House Act	G80
The Legislative Building Centennial Restoration and Preservation Act	L117
The Legislative Library Act	L120
The Lobbyists Registration Act	L178
The Referendum Act	R33.5
(This Act is not yet in force. It is to come into force on a date to be fixed by proclamation.)	
The Regulatory Accountability Act	R65

Legislative and Public Affairs

The department of Legislative and Public Affairs provides support and policy advice to the minister and deputy minister of Legislative and Public Affairs. In this fiscal year the department contained 2 branches - The Regulatory Accountability Secretariat (RAS) and The Information and Privacy Policy Secretariat (IPPS). RAS supports the Regulatory Accountability Committee of Cabinet, and leads initiatives to advance regulatory accountability. IPPS ensures public access to government records and the protection of personal information.

1 (a) Ministers' Salaries					
Expenditures by Sub-Appropriation	Actual	Authority		Variance	Expl. No.
	2020/2021	2020/2021	2020/2021	Over/(Under)	
	\$(000s)	FTEs	\$(000s)	\$(000s)	
Ministers' Salaries	11	1.00	11	-	
Total Sub-Appropriation	11	1.00	11	-	

1 (b) Executive Support					
Expenditures by Sub-Appropriation	Actual	Authority		Variance	Expl. No.
	2020/2021	2020/2021	2020/2021	Over/(Under)	
	\$(000s)	FTEs	\$(000s)	\$(000s)	
Salaries and Employee Benefits	-	9.00	153	(153)	
Other Expenditures	-	-	-	-	
Total Sub-Appropriation	-	9.00	153	(153)	

Key Results Achieved in the Regulatory Accountability Secretariat:

- Promoting regulatory modernization by departments and government agencies, in order to reduce unnecessary burdens on business and foster faster economic growth as Manitoba recovers from the pandemic.
- Managing the Manitoba Regulatory Consultation Portal, which enables all proposed regulations with regulatory requirements to be posted and available for public comment for a 45 day period as required by The Statutes and Regulations Act.
- Coordinating the Manitoba Forms and Policies Portal, which ensures that all government forms and policies are accessible to the public.
- Supporting departments and government agencies in regulatory accountability methodologies and techniques, and in the use of the Regulatory Accountability Database, Regulatory Accountability Impact Analysis and other analytical tools.
- Representing the Manitoba government at national fora, including the Canadian Free Trade Agreement's Regulatory Reconciliation and Cooperation Table, and other federal-provincial-territorial groups, such as the Committee on Regulatory Governance and Reform.
- Chairing the Provincial-Territorial Advisory Committee of the Standards Council of Canada and promoting the use of national and international standards in the development of statutes, regulations and policies.

2 (a) Regulatory Accountability Secretariat

Expenditures by Sub-Appropriation	Actual 2020/2021	Authority 2020/2021		Variance	Expl. No.
	\$(000s)	FTEs	\$(000s)	Over/(Under) \$(000s)	
Salaries and Employee Benefits	706	9.00	786	(80)	
Other Expenditures	210	-	311	(101)	
Total Sub-Appropriation	916	9.00	1,097	(181)	

Key Results Achieved in the Information and Privacy Policy Secretariat:

- Assisting over 340 public bodies to promote effective administration of The Freedom of Information and Protection of Privacy Act (FIPPA) through in-person and online training to employees of public bodies.
- Attaining target of 100 per cent of requests for access to Legislative and Public Affairs information within the legislated FIPPA timeframes.
- Providing advice to public bodies and members of the public regarding access to information and protection of privacy by responding to more than 1,000 inquiries directed to the FIPPA help desk.
- Conducting privacy impact assessments for departments and agencies, which involve reviewing compliance with the protection of privacy requirements of FIPPA.
- Providing legislative and policy direction on the administration of FIPPA, including the development of amendments to the statute and the Access and Privacy Regulation in conjunction with the statutory review of the Act.

2 (b) Information and Privacy Policy Secretariat

Expenditures by Sub-Appropriation	Actual 2020/2021	Authority 2020/2021		Variance	Expl. No.
	\$(000s)	FTEs	\$(000s)	Over/(Under) \$(000s)	
Salaries and Employee Benefits	342	5.00	373	(31)	
Other Expenditures	1,536	-	1,537	(1)	
Total Sub-Appropriation	1,878	5.00	1,910	(32)	

PART B CAPITAL INVESTMENT

Capital investment in Legislative and Public Affairs provides statutory funding for restoration and preservation of the Manitoba Legislative Building, Government House, and associated infrastructure on the grounds of the Legislative Precinct.

Part B - Capital Investment				
Expenditures by Sub-Appropriation	Actual 2020/2021 \$(000s)	Authority 2020/2021 \$(000s)	Variance Over/(Under) \$(000s)	Expl. No.
Other Equipment and Buildings	5,528	10,000	(4,472)	1
Total Sub-Appropriation	5,528	10,000	(4,472)	

Explanation:

1. Variance is due to COVID-19, which had a significant impact on the delivery of previously planned legislative and Public Affairs capital projects. COVID-19 caused periodic workforce slowdowns (i.e. COVID-19 exposures causing 14 day team quarantines) and supply chain issues that delayed receipt of materials. COVID-19 also limited provincial staff capacity as staff were redirected to work on COVID-19 specific capital requirements, such as vaccinations delivery sites.

FINANCIAL INFORMATION SECTION

Manitoba Legislative and Public Affairs

Part A: Expenditure Summary by Appropriation

for the fiscal year ended March 31, 2021 with comparative figures for the previous fiscal year (\$000s)

Authority 2020/2021	Appropriation	Actual 2020/2021	Actual 2019/2020	Increase (Decrease)	Explanation Number
	22- 1 EXECUTIVE				
11	(a) Ministers' Salaries	11	-	11	
	(b) Executive Support				
153	Salaries and Employee Benefits	-	-	-	
-	Other Expenditures	-	-	-	
164	Subtotal 22- 1	11	-	11	
	22- 2 CORPORATE SERVICES				
	(a) Regulatory Accountability Secretariat				
786	Salaries and Employee Benefits	706	413	293	
311	Other Expenditures	210	247	(37)	
	(b) Information and Privacy Policy Secretariat				
373	Salaries and Employee Benefits	342	364	(22)	
1,537	Other Expenditures	1,536	37	1,499	1
3,007	Subtotal 22- 2	2,794	1,061	1,733	
3,171	Total Expenditures	2,805	1,061	1,744	

Explanation Numbers:

1. Variance is due to funding the Manitoba 150 Legislative Building and Manitoba Heritage Initiatives.

Regulatory Accountability and Red Tape Reduction

Legislative and Public Affairs is committed to implementing the principles of regulatory accountability as set out in [The Regulatory Accountability Act](#). Through the Regulatory Accountability Secretariat, the department works with all government departments and agencies to facilitate the monitoring and analysis of government regulatory requirements to minimize their burden upon citizens and other stakeholders and to ensure their desired policy outcomes are achieved.

Regulatory Requirements

	April 1, 2020	March 31, 2021
Total number of regulatory requirements	0	107
Net change	-	0
Percentage change	-	0%

Additional information is provided in the 2020/2021 Manitoba Regulatory Accountability Report. A total of 107 regulatory requirements were transferred to the department of Legislative and Public Affairs in 2020/2021. Net change and percentage change do not include transfers.

The Public Interest Disclosure (Whistleblower Protection) Act

The Public Interest Disclosure (Whistleblower Protection) Act came into effect April 2007. This law gives employees a clear process for disclosing concerns about significant and serious matters (wrongdoing) in the Manitoba public service, and strengthens protection from reprisal. The Act builds on protections already in place under other statutes, as well as collective bargaining rights, policies, practices and processes in the Manitoba public service.

Wrongdoing under The Act may be: contravention of federal or provincial legislation; an act or omission that endangers public safety, public health or the environment; gross mismanagement; or knowingly directing or counselling a person to commit a wrongdoing. The Act is not intended to deal with routine operational or administrative matters.

A disclosure made by an employee in good faith, in accordance with The Act, and with a reasonable belief that wrongdoing has been or is about to be committed is considered to be a disclosure under The Act, whether or not the subject matter constitutes wrongdoing. All disclosures receive careful and thorough review to determine if action is required under The Act, and must be reported in a department's Annual Report in accordance with section 18 of The Act.

The following is a summary of disclosures received by Manitoba Legislative and Public Affairs for fiscal year 2020/2021.

Information Required Annually (as per Section 18)	Fiscal Year 2020/2021
The number of disclosures received and the number acted on and not acted on. <i>Subsection 18(2)(a)</i>	NIL
The number of investigations commenced as a result of a disclosure. <i>Subsection 18(2)(b)</i>	NIL
In the case of an investigation that results in a finding of wrongdoing, a description of the wrongdoing and any recommendations or corrective actions taken in relation to the wrongdoing, or the reasons why no corrective action was taken. <i>Subsection 18(2)(c)</i>	NIL