

Authority:

Commission d'Accès à l'Information du Québec

Country/State:

Canada – Quebec

Case title:

Access to Police Investigation Report – Caregiver Status as Representative

Official citation:

2024 QCCAI 225

Date of decision:

2024

Relevant law:

Act Respecting Access to Documents Held by Public Bodies and the Protection of Personal Information (sections 94, 135)

Decision:

The Commission granted the application for review, ruling that the applicant, as a recognized caregiver and respondent, qualified as a representative of his sister under section 94 of the Act. With the exception of police codes, the information withheld by the Quebec City Police Service must be disclosed.

Key words:

Right to Information, access to police reports, personal information, caregiver, representative status

Case Summary**1. Facts**

The applicant requested access to an investigation report and calling card related to an incident on 7 August 2022 involving his sister.

The Quebec City Police Service denied access to the calling card and redacted certain details from the police report, including information about the applicant's sister and a paragraph about the incident.

The applicant lodged an application for review under section 135 of the Act Respecting Access.

2. Decision

The Commission recognized that, although the applicant did not hold written power of attorney, he acted as a caregiver and respondent for his sister, as acknowledged by the police who contacted him on the night of the incident.

This recognition conferred representative status under section 94 of the Act, entitling him to access the requested information.

The Commission ordered disclosure of the information, with the exception of police codes, affirming both the applicant's rights and the principles of access to information.

Note (Optional):

This case illustrates how the concept of representative status under the Quebec Access Act can extend to caregivers, strengthening their ability to request information to protect and support vulnerable individuals.

Resource:

Decision 2024 [2024qccai225.pdf](#)