

Sport, Culture and Heritage Administration and Finance 3rd Floor, 213 Notre Dame Ave. Winnipeg, MB R3B 1N3 <u>www.manitoba.ca</u>

June 30, 2016

Dear

Re: Your request for access to information under Part 2 of The Freedom of Information and Protection of Privacy Act: SCH 433.16.

On May 5, 2016, Sport, Culture and Heritage received your request for access to the following records:

All materials provided to the current Minister of Sport, Culture and Heritage since the most recent provincial election, including but not limited to: advisory and briefing notes, house books and house preparation materials related to the transition of government.

Further to a letter to you dated May 18, 2016 from the Director of Information & Privacy Policy Secretariat, it is our understanding that it was agreed that your request would be satisfied if the department could provide the following:

'The transition binder prepared by the department and provided to a new Minister upon appointment that describes the department structure, responsibilities, priorities and critical issues, as well as any advisory notes, briefing notes or other materials provided to the minister by the date of the access request.'

On June 3, 2016, the Director of Information & Privacy Policy Secretariat notified you that the 30 day time period for responding to your request had been extended for an additional 30 days and that the department expected to respond to your request by July 4, 2016.

We are pleased to inform you that your request for access has been granted in part. For your convenience, we are attaching copies of records which we are able to provide under the Act.

We would note that we have considered certain records to be non-responsive or out of the scope of your request because they relate to issues and advice concerning Tourism or Consumer Protection. These two areas were transferred to the Department of Growth, Enterprise and Trade and the Department of Justice respectively.

We would also note that there a number of instances where records have been withheld or where they were required to be severed. These have been limited to situations where information falls under exceptions to disclosure provided in *The Freedom of information*

and Protection of Privacy Act as cited below:

Under the Act, we are obliged to withhold information where disclosing it would be harmful to a third party's business interests.

Disclosure harmful to a third party's business interests

- 18(1) The head of a public body shall refuse to disclose to an applicant information that would reveal
 - (b) commercial, financial, labour relations, scientific or technical information supplied to the public body by a third party, explicitly or implicitly, on a confidential basis and treated consistently as confidential information by the third party; or
 - (c) commercial, financial, labour relations, scientific or technical information the disclosure of which could reasonably be expected to
 - (i) harm the competitive position of a third party,
 - (ii) interfere with contractual or other negotiations of a third party,
 - (iii) result in significant financial loss or gain to a third party,

Under the Act, we are also obliged to withhold records or portions of records such as agenda items, submissions and briefing notes which are considered Cabinet confidences.

Cabinet confidences

<u>19(1)</u> The head of a public body shall refuse to disclose to an applicant information that would reveal the substance of deliberations of Cabinet, including

- (a) an agenda, minute or other record of the deliberations or decisions of Cabinet;
- (b) discussion papers, policy analyses, proposals, advice or similar briefing material submitted or prepared for submission to Cabinet;

Under the Act we may also protect information which if released could reasonably be expected to harm the economic, financial, contractual interests or other negotiations of the government or the public body.

Disclosure harmful to economic and other interests of a public body

28(1) The head of a public body may refuse to disclose information to an applicant if disclosure could reasonably be expected to harm the economic or financial interests or negotiating position of a public body or the Government of Manitoba, including the following information:

(c) information the disclosure of which could reasonably be expected to

- (i) result in financial loss to,
- (ii) prejudice the competitive position of, or

(iii) interfere with or prejudice contractual or other negotiations of,

a public body or the Government of Manitoba;

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 notice to make a complaint on the prescribed form to:

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

'In the interest of the Manitoba Government's commitment to openness and transparency, this response letter along with the responsive records will be made available on our proactive disclosure website. Any personal or other confidential information belonging to you or a third party will be removed prior to disclosure.'

If you have any questions, please contact myself at 3rd Floor – 213 Notre Dame Ave, Winnipeg, MB R3B 1N3 or at (204) 945-2233.

Sincerely,

David Paton Access and Privacy Officer



MANITOBA TOURISM, CULTURE, HERITAGE, SPORT AND CONSUMER PROTECTION

BRIEFING

MINISTER'S

APRIL 2016



Medium and Longer Term Issues



SPORT, CULTURE AND HERITAGE

PROPOSED BRIEFING SCHEDULE

Tourism Secretariat and Travel Manitoba

Culture Heritage Programs and Administration - including Culture Policy Review

Arts Branch

Public Library Services/Archives/Legislative Library

Historic Resources and Cultural Infrastructure

Sport Secretariat and Sport Manitoba - including Investors Group Field

Communications Services/Translation Services/Information Privacy and Policy Secretariat

Consumer Protection Office and related legislation

Residential Tenancies Branch/Residential Tenancies Commission/Office of the Registrar-General and Teranet/Claimant Advisor Office and Automobile Injury Compensation Appeal Commission

Vital Statistics



SPORT, CULTURE, AND HERITAGE

DEPARTMENT RESPONSIBILITIES

The department supports:

- economic development and community vibrancy through the support of Travel Manitoba and community travel grants and by providing funding and consultation services to support community arts, heritage and library programs, including funding for the major arts and cultural organizations;
- provincial sport organizations to ensure growth, development and promotion of amateur sport in the province;
- government operations through the provision of public communications support, translation services, legislative library services and support for departments in administering the Freedom of Information and Protection of Privacy Act (FIPPA);
- direct public services such as access to government information, a call centre for public inquiries, Provincial Archives and Hudson's Bay Company Archives and through the work of the Consumer Protection division, provides for a fair and equitable market place for consumers and businesses, tenants and landlords, advocacy for claimants impact by automobile injury, as well as the Vital Statistics agency.

Tourism Secretariat oversees development and implementation of the government's tourism policies and collaborates with other provincial departments, and federal and municipal government contacts to support the development of effective tourism policies and programs. The Secretariat administers the annual operating funding for Travel Manitoba, six regional tourism associations, two francophone tourism organizations, one Indigenous organization as well as project grants for rural/northern/indigenous initiatives and product development (the Tourism Secretariat has moved to the Department of Growth, Enterprise and Trade).

Culture and Heritage Programs Division provides funding and consultative services to organizations throughout Manitoba in support of the development of community arts, heritage, library programs and services; supports statutory agencies to develop the arts and cultural industries; and regulates the protection and preservation of significant aspects of Manitoba's heritage. The division includes the Arts Branch, Historic Resources Branch, Public Library Services Branch, and the Major Agencies, Policy and Planning Unit.

Sport Secretariat provides funding to Sport Manitoba to support the growth, development and promotion of amateur sport in Manitoba. The agency's funding umbrella includes funding and programming support to over 70 provincial sport organizations. Sport Manitoba's Sport for Life Centre (S4LC) construction is now well underway, with Phase II in progress, and has been identified as the signature capital legacy project for the 2017 Canada Summer Games, which Winnipeg is hosting July 28 to August 13, 2017.

Communications Services Manitoba (CSM) works with government departments to deliver accurate, timely and useful public information about government programs and services to Manitobans, including purchasing communication services, answering public inquiries and distributing the Manitoba Gazette, laws and regulations. The division's mandate is to work with departments to deliver information about government programs and services to Manitobans in an accountable, cost-effective and consistent manner.

Provincial Services Division delivers corporate information management programs and makes government information accessible to the public. The division supports access to government's information through records management, written and oral translation, depository library programs, and preservation of public and private records. Areas include Translation Services, Information and Privacy Policy Secretariat, Archives of Manitoba, Legislative Library, Hudson's Bay Company Archives and Government Records.

The **Consumer Protection Division**, under the direction of Assistant Deputy Minister Gail Anderson, is responsible for eight Branches, Offices and Commissions (Research and Planning, Consumer Protection Office, Residential Tenancies Branch, Claimant Advisor Office, Office of the Registrar General, Automobile Injury Compensation Appeal Commission, and Residential Tenancies Commission. The division also oversees one Special Operating Agency - Vital Statistics Agency **(the Consumer Protection Division has moved to the Department of Justice).**

Administration and Finance provides financial and information technology services to the department as well as to Children and Youth Opportunities, in accordance with the Financial Administration Act and policy directives issued by Treasury Board, the Provincial Comptroller and Business Transformation and Technology. The division also provides corporate services in response to statutory requirements governing applications under FIPPA and appointments to the department's boards and agencies.





Privacy Policy Secretariat are currently reporting to Debbie MacKenzie and the Archives of Manitoba and the Legislative Library are Due to the vacancy in the position of Executive Director of Provincial Services, Translation Services and the Information and currently reporting to Veronica Dyck.

This document is a Cabinet confidence as defined in subsection 19(1) of The Freedom of Information and Protection of Privacy Act

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SPORT, CULTURE AND HERITAGE ORGANIZATIONAL STRUCTURE

Tourism Secretariat's primary partner is Travel Manitoba, which takes the lead with its industry sector partners to market and promote Manitoba's tourism opportunities. When Travel Manitoba became a Crown agency in 2005, the secretariat was created to oversee development and implementation of the government's tourism policies, harmonize tourism investments with overall governmental policy priorities, administer the Travel Manitoba Act and grant support for Travel Manitoba and other tourism organizations, and collaborate across provincial departments on tourism policies and programs. The secretariat also represents the provincial government in federal/provincial-territorial activities related to tourism and collaborates on regional, national and international initiatives where appropriate.

Key personnel: Michelle Wallace, Executive Director, Tourism Secretariat since November 2012. Before that she was the Director of Advertising and Program Promotion at Communications Services Manitoba.

Colin Ferguson, President and CEO, Travel Manitoba. Colin was appointed CEO in January 2011.

*The Tourism Secretariat has moved to the Department of Growth, Enterprise and Trade.

Culture and Heritage Programs Division is comprised of the following areas:

Arts Branch supports and stimulates the growth, development and sustainability of Manitoba arts and cultural industries with the goal to promote and enhance the creativity, identity and well-being of Manitobans and accelerate the arts' contribution to the economic viability and global profile of the province.

Historic Resources Branch encourages the conservation and re-adaptive use of heritage resources and supports communities and individuals in their efforts to identify, protect and celebrate their heritage as part of economic vitality and quality of life.

Public Library Services Branch is responsible for a policy strategy for the creation, and progressive development of a network of community-supported public library service providers, including service to remote districts and improving access to local library services for Aboriginal communities and persons with disabilities.

Major Agencies, Policy and Planning Unit provides direction and expertise in the following areas: major agency relations and funding, strategic planning, policy development, program design and development, inter/intra-governmental initiatives, research and financial comptrollership.

Key personnel: Veronica Dyck, Assistant Deputy Minister since August 2009. Before that she was the Executive Director for the MB4Youth Division.

Sport Secretariat provides financial assistance and policy support to Sport Manitoba, the agency that delivers and implements initiatives designed to support, promote and develop amateur sport in Manitoba. In addition, the Manitoba Combative Sports Commission is a reporting entity to the department. The secretariat provides staffing and operational support to the commission. The secretariat also provides assistance and advice regarding efforts to attract sporting events of any stature to Manitoba.

Key Personnel: Mike Benson, Executive Director since April 2010. Before that he was the Assistant Director of the Olympics Secretariat, when the Olympics were held in Vancouver.

Communications Services Manitoba provides communications support including media relations, creative development, strategic communications planning, web and social media support and services, competitive procurement of communications services, emergency communications, a call centre and Statutory Publications. It is a centralized entity of government.

Key Personnel: Debbie MacKenzie, Assistant Deputy Minister since June 2011. Debbie has been with CSM, formerly known as the Information Resources Division (IRD) since it was created in 1991.

Provincial Services Division is comprised of the key areas listed below:

Translation Services provides quality cost-effective translation, interpretation and terminology management services, in English and in French, to all departments, the Legislative Assembly, the courts, special operating agencies, Crown agencies and other arm's length government entities. These services help departments and agencies to deliver services and fulfill the requirements of *The Manitoba Act* and the French Language Services Policy. Debbie MacKenzie oversees this area.

IPPS works closely with government departments, agencies and public bodies and provides training, advice, guidance and coordination of certain requests under *The Freedom of Information and Protection of Privacy Act* (FIPPA). Debbie MacKenzie oversees this area.

Archives of Manitoba and Legislative Library support access to government's information through records management, depository library programs and the preservation of public and private sector records. The department also operates the Hudson's Bay Company Archives. Veronica Dyck oversees these areas.

Consumer Protection Division includes several complex functions and responsibilities, as well as maintaining registries of vital events. Areas are:

Research and Planning provides assistance to the ADM and Division through research and analysis; assists in the development of legislation/regulations and coordinates consultations.

The Consumer Protection Office performs a number of key functions to protect Manitoba consumers including licensing payday lenders, vendors, direct sellers and collection agents; facilitating the resolution of disputes between consumers and businesses; investigating complaints involving breaches of consumer protection legislation and, where appropriate, issuing compliance orders, levying administrative penalties, or refer matters to Justice for prosecution; providing information and education to Manitoba consumers and businesses about consumer legislation and marketplace issues.

Residential Tenancies Branch resolves disputes between landlords and tenants through mediation and/or adjudication; reviews applications for rent increases above the annual rent increase guideline set by government, or objections to increases by tenants; and provides information to landlords, tenants and others with regard to The Residential Tenancies Act, The Life Leases Act and the tenancy provisions of The Condominium Act.

Claimant Adviser Office assists claimants in considering an appeal to the Automobile Injury Compensation Appeal Commission with respect to a MPI bodily injury claim.

The Office of the Registrar General oversees the operation by Teranet Manitoba of the land and personal property registration systems.

Automobile Injury Compensation Appeal Commission is the means of appeal for Manitobans who disagree with a bodily injury compensation decision made by MPI. It is completely independent of MPI and costs are recovered from MPI.

Residential Tenancies Commission hears appeals from decisions and Orders made by the Residential Tenancies Branch. Decisions can be appealed to the Court of Appeal, with leave, only on a question of law or jurisdiction. The Commission's decisions regarding rent regulation are final orders and not subject to appeal.

Vital Statistics Agency is a Special Operating Agency that maintains the provincial registry for births, marriages, deaths, stillbirths and common-law relationships; registers clergy and marriage commissioners as marriage ceremony officiates; registers marriage licence issuers; issues marriage licences and recognizes religious denominations for purposes under The Marriage Act; registers legal changes of name; registers adoptions; and processes applications for orders authorizing disinterment under *The Public Health Act*.

Key personnel: Gail Anderson, Assistant Deputy Minister of the division since January 2015. Before that, she was the Director of the Consumer Protection Office.

*The Consumer Protection Division has moved to the Department of Justice.

Administration and Finance provides shared services to this department and to Children and Youth Opportunities. Through Financial Services and Information Technology Services branches, the division supports corporate management of the departments' financial and information resources and assists the departments in meeting the legislative and policy requirements of central agencies of government.

Key Personnel: David Paton has been the department's Executive Financial Officer since 1990. A career government employee, he is responsible for managing financial, information technology and human resource services to diverse program areas.

NOTE: Civil Service Commission is responsible for leading all activities related to Human Resource Management. Four Human Resource Service Centres provide staffing and labour relations services to groups of government departments. The Human Resource Service Centres are responsible for ensuring that the hiring of new employees and the relationship of departments with existing employees are in accordance with relevant provisions of the Civil Service Act, and regulations and collective agreements.

SPORT, CULTURE AND HERITAGE BOARDS and AGENCIES

(The Minister is Responsible for 21 Boards)

Please note that the Department is no longer is responsible for the following boards and agencies marked with (*)

*Automobile Injury Compensation Appeal Commission hears appeals regarding bodily injury compensation decisions from MPI. All members are appointed by Order-in-Council (OIC) by the Province. There is no maximum number of board members.

Brandon Centennial Auditorium Board operates a centre for the performing arts serving Brandon and western Manitoba. Members are appointed by OIC. Three of seven members are appointed by the Province.

Centre culturel franco-manitobain responds to the cultural needs of Manitoba's French language community. All members are appointed by OIC by the Province.

*Funeral Board of Manitoba issues licenses, permits and certificates of qualification to funeral directors and embalmers under The Funeral Directors and Embalmers Act. The board is also responsible for reviewing public complaints concerning the funeral profession. Members are appointed by OIC. Six members are appointed by the Province. The VSA Director is the Chair.

*Landlord and Tenant Advisory Committee advises the Minister about the administration of The Residential Tenancies Act. The Minister appoints three landlords and three tenants, plus an alternate for each.

Manitoba Arts Council promotes the study, enjoyment, production and performance of works of art through grants, scholarships or loans. All members are appointed by OIC by the Province.

Manitoba Centennial Centre Corporation maintains and enhances designated properties and facilities available to organizations and individuals involved in the visual and performing arts. All members are appointed by OIC by the Province.

Manitoba Combative Sports Commission regulates all contests or exhibitions of boxing and mixed martial arts, including the licensing and supervision of ring officials, boxers and promoters. All members are appointed by OIC by the Province.

Manitoba Film and Sound Recording Development Corporation fosters the growth of the film and sound recording industries in Manitoba and establishes programs designed to provide financial and other assistance to these industries. All members are appointed by OIC by the Province.

Manitoba Film Classification Board supplies information about films and videos that will assist the public in making informed viewing choices. Board members are appointed by OIC.

Manitoba Film Classification Appeal Board adjudicates an appeal of any decision or order from the Manitoba Film Classification Board. The Minister appoints on a case-by-case basis.

Manitoba Heritage Council advises the Minister about matters under The Heritage Resources Act. All members are appointed by OIC by the Province.

Manitoba Museum serves as an educational institution, establishes and maintains a museum and a planetarium, exhibits collections and conducts related research. All members are appointed by OIC. Seven of fourteen members are appointed by the Province.

Public Library Advisory Board advises and makes recommendations to the Minister about matters relating to the Public Libraries Act. All members are appointed by OIC by the Province.

***Residential Tenancies Commission** hears appeals of decisions or orders of the director under The Residential Tenancies Act between landlords and tenants. All members are appointed by OIC by the Province and there is no maximum amount.

Sport Manitoba is responsible for implementing provincial sport policy and provides resources and funding to recognized organizations in the amateur sport system and for specific sport development initiatives. Five of sixteen members are, including the Chair and Vice-Chair, are appointed by the Province through a Cabinet Submission only.

**Travel Manitoba* fosters development, growth and diversity in the tourism industry in Manitoba by marketing the province as a desirable tourist destination, providing appropriate visitor and information services, stimulating tourism growth and competitiveness, and enhancing public awareness of tourism. All 15 members are appointed by OIC by the Province.

*Venture Manitoba Tours Ltd. oversees the operation of Falcon Lake Golf Course. All members are appointed by a shareholders resolution by the Province.

*Vital Statistics Advisory Board provides advice about the Vital Statistics Agency's strategic operations and on changes to its mandate, structure, business practices and finances. The Assistant Deputy Minister of Consumer Protection chairs, the Minister appoints two customer representatives, two representatives external to government, and one agency staff representative. The VSA director is an ex-officio.

Winnipeg Art Gallery promotes and cultivates art, establishes and maintains the Winnipeg Art Gallery and an art library, conducts exhibits, preserves works of art and facilitates education. Three members are appointed by OIC by the Province.

SPORT, CULTURE AND HERITAGE STRATEGIC PRIORITIES



Culture and Heritage Programs Division

- Generate sustainable economic growth around Manitoba's unique identity and attributes
- Increase community capacity to improve the well-being of Manitobans
- Enhance public access to knowledge and information
- Engage Manitobans in sharing and making use of the province's cultural and heritage resources
- Build Manitoba's identity and reputation as a centre of artistic excellence

Sport Secretariat

- Continue to work with Sport Manitoba to develop the Sport for Life Centre as the signature legacy project for the 2017 Canada Games.
- Pursue opportunities to recognize Manitoba athletes for their contributions to sport
- Host major national and international sports events such as the 2017 Canada Summer Games and, potentially, the 2023 World Police and Fire Games.
- Collaborate with Children and Youth Opportunities and other stakeholders to facilitate the government's increased resource commitment to Aboriginal sport and recreation
- Support Sport Manitoba's delivery of the Manitoba Action Plan for Sport and the Pathway to the Podium program

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Communications Services Manitoba

- Improve content and format on the department's website to provide more and better access to information about programs and services, expand access in both official languages, and to increase awareness about the rights and responsibilities of consumers, businesses, tenants and landlords.
- Develop or procure service to allow Manitoba Government Inquiry officers to respond to Manitobans via text
- Support and/or lead the development of government apps for smart phones using the residents' portal, 511 or other sources of information
- Use social media to increase public awareness about the rights and responsibilities of tenants and landlords
- Continue adapting the government's website based on phone and email inquiries and web searches

Archives/Legislative Library

- Further develop the Keystone descriptive database to offer online access to digitized copies of selected records of the Archives of Manitoba/ Hudson's Bay Company Archives
- Improved access to, and stewardship of, the government's documentary knowledge resources and repositories
- Work with Manitoba and the Manitoba Library Consortium to digitize community histories, and consider other initiatives

FIPPA

 Build capacity to support departmental records management and respond to requests for information through *The Freedom of Information and Protection of Privacy Act* (FIPPA)



This document is a Cabinet confidence as defined in subsection 19(1) of The Freedom of Information and Protection of Privacy Act *The Consumer Affairs Division has moved to the Department of Justice.



BRIEFING MATERIALS

TOURISM, CULTURE, HERITAGE, SPORT AND CONSUMER PROTECTION

SUBJECT: Culture Overview

ISSUE: Manitoba's Cultural Sector - Size, Scope and Significance

CRITICAL BACKGROUND:

Manitoba's cultural sector represents an important resource in the province that fulfills multiple policy imperatives. It has a positive effect on economic growth, global trade, tourism, health, individual and community well-being, education, and youth retention. It enhances Manitoba's reputation in the national and international eye as a creative cultural centre and as a desirable place to live, work, play or visit.

Culture's Role in Economic Development

- Culture is significant business in Manitoba. Culture's direct impact on GDP in 2010 was more than \$1.42 billion or 2.9% of the total Manitoban economy. Our cultural and creative industries provided over 22,000 jobs or 3.4% of all jobs in the province (*Statistics Canada, 2010 CSA data*).
- This impact is nearly equivalent to crop and animal production combined (\$1.5 billion). Culture also outperformed the following sectors in 2010:
 - Utilities (including hydropower) \$1.2 billion;
 - Food manufacturing \$1.2 billion;
 - Accommodation and Food Services \$931 million; and
 - Oil and gas extraction \$803 million (Manitoba Bureau of Statistics)
- Culture can play a significant role in the province's growth strategy for the coming decade. In addition to being a source of high-quality skilled jobs, culture attracts businesses, visitors and new residents, contributing to increased tax revenues. The arts and cultural offerings of a region are often considered by companies and workers when deciding where to relocate. Culture is a catalyst for and a fundamental cornerstone of the tourism industry and it is a necessary antecedent for all innovation. It is also a strong factor in youth retention, and helps prepare young Manitobans with the skills necessary to thrive in the knowledge economy.

Culture and Innovation

 Public innovation strategies typically focus on support for the commercialization of innovative products (referred to as innovation-to-market strategies). The foundation required for the creation of innovative products is supported by a deep immersion in creative and imaginative environments.

Social Benefits

 Cultural activities support social cohesion and community engagement. Cultural engagement has been linked to improved outcomes on numerous indicators of scholastic achievement as well as individual and community wellbeing.

- Cultural activity helps people develop pride in their regions and their local traditions. It builds a sense of belonging and connection.
- Cultural activities improve perceptions of marginalized groups.
- Cultural activities improve healthy living for seniors and people in long-term care and can reduce feelings of isolation.

Benefits to Youth

- Among youth, the arts enhance academic achievement, build self-confidence and resiliency.
- Cultural engagement and experience helps young people acquire skills needed to succeed in the knowledge economy.
- Arts and culture helps retain young people in the province by providing quality jobs in an exciting place to live and raise a family.

Scope of Manitoba's Cultural Sector

Manitoba's cultural sector includes the Arts, Creative Industries, Heritage, and Libraries. Each of these sub-sectors relies on two critical resources: Cultural Infrastructure and the Cultural Labour Force.

- Arts
 - Community arts are open to the public and offer accessible opportunities for participation in arts and cultural activities. They strive to build skills and arts literacy as well as celebrate and promote understanding, awareness and/or appreciation of a community's heritage, culture, and identity. Community arts include arts classes, workshops, music festivals, adjudicated shows, community festivals, etc.
 - Professional arts include individual artists and professional arts organizations. A professional artist has specialized training in the art form, is recognized as such by peers (artists working in the same artistic tradition), demonstrates a commitment to a significant amount of time to creation, and has a history of public presentation, performance or publication. Professional arts organizations are engaged in the creation, presentation and/or exhibition of the arts. They contribute to the development of their art form and/or the development of professional artists. Professional arts include writing, live performing, painting, and sculpting, etc.
- Creative Industries are those directly involved in the commercialization of cultural products and services; have an industrial or sector-wide approach towards job creation, training and employment; and demonstrate a critical mass of activity that enables the province to compete with other jurisdictions within and outside of Canada.
 - Craft and Visual Arts comprised of the sale, marketing and distribution of visual art and fine crafts by mostly Manitoban artists and artisans (including but not

limited to paintings, sculpture, pottery, multi-media, photography, fibre arts and drawings). Manitoba has over 50 galleries, approximately 25 commercial galleries and nine not-for-profit galleries also engaged in sales.

- Film and television are screen-based media including more than 50 film, television, animation and digital media production companies. They produce content for feature films, animation and visual effects as well as television or web-based programs that are created in partnership with, sold, or licensed to distributors and broadcasters worldwide.
- The Interactive Digital Media (or "New Media") sector develops products with an interactive graphical user interface that are meant to educate, entertain, engage, and inform in some way. Examples include websites, video games, digital learning products, social media, and mobile applications. Manitoba is home to approximately 103 New Media companies who support 436 full-time employees and 126 part-time individuals.
- Music includes the creation, production, marketing, distribution, performance and sale of music including the global export of Manitoba music.
- Publishing includes the creation, publication, and dissemination of literature with primarily Canadian and Manitoba content in either book or magazine format. Manitoba has18 book publishers (two French, 16 English) and more than 30 magazine publishers.
- Libraries are important public spaces, open to all, that support the sharing of resources through various media "to meet the educational, information and personal development needs"¹ of the public. There are 58 public library systems in Manitoba with 124 branch operations including four pilot library services in partnership with Indigenous communities and 13 serving designated bilingual communities. Despite progressive service establishment efforts over time, approx. 150,000 Manitoba residents remain without access to library service today; including 69 First Nation and 49 Northern Affairs communities, and 40 Rural Municipalities.
- Archives Archival materials are permanent records created or received by a
 person, family, or organization, public or private, preserved because of the enduring
 value of the information they contain or as evidence of the functions and
 responsibilities of their creator, especially those maintained using the principles of
 provenance, original order, and collective control. What distinguishes archives from
 libraries is that the material is irreplaceable.
- Heritage is that which an individual, organization, community or government determines to have value, as an inheritance from the past, as a legacy for current and future generations as well as the efforts to safeguard and preserve these resources. Physical heritage is often defined as immovable (sites, buildings, landmarks, landscapes, etc.) where conservation of a sense of place is defined as moveable (objects that can be housed in archives, libraries, museums, etc.) for collection, study, care, interpretation and display.

¹ <u>http://www.ifla.org/files/assets/hq/publications/archive/the-public-library-service/publ97.pdf</u>

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- Museums are defined by UNESCO as a "non-profit-making, permanent institutions in the service of society and its development, and open to the public, which acquire, conserve, research, communicate and exhibit, for purposes of study, education and enjoyment, material evidence of people and their environment". Manitoba has over 166 community and signature museums with total annual visitation of 760,232 (2014), and one provincial museum, The Manitoba Museum, with total annual visitation of 565,044 (2015).
- Heritage Buildings There are 125 properties designated as of provincial significance. Municipalities have also been assisted in protecting an additional 391 properties under the enabling powers in The Heritage Resources Act.
- Heritage Sites 200 provincial heritage site markers have been erected:
 14 archaeological sites, 11 for events, 46 for individuals, 15 for settlement/ethnic groups, and 40 for points of interest.
- Archaeological resources are described as those found beneath the ground.

Each of these subsectors relies on the following critical resources:

- Cultural Infrastructure the physical assets, specifically buildings and spaces, necessary to support the full spectrum of cultural sector activities.
 - Manitoba is facing increased challenges in maintaining, renewing and upgrading its own cultural infrastructure, including those that carry a legislated mandate. Many of these facilities are reaching 50 years old and possibly the end of their lifespan. Chronic underfunding and reductions in recent years have compromised the ability of their stewards to properly update, maintain and repair these unique facilities. Technological advances, changing practices, modern fire/safety codes, and legislation of new collective standards for accessible infrastructure, mean these and other cultural facilities in the province face becoming more and more out of date. Examples:
 - The department's \$1.8M cultural infrastructure fund has been reduced to \$99.0, impacting both the Centre culturel franco-manitobain and the Manitoba Centennial Centre Corporation properties managed on behalf of the province.
 - The Manitoba Museum's \$300.0 annual allocation towards gallery renewal and \$50.0 towards its annual maintenance and repair was eliminated.

Cultural Labour Force

- The artist sector and cultural labour workers are the least understood and the least represented in Labour Market Information.
- Most work is micro-enterprise, with high rates of self-employment, free-lancing, term or contract work.
- Artists and cultural workers are highly educated but earn less than the average Canadian.
- Manitoba is a leader in supporting training for Arts and Cultural workers through its Sector Council Program.

- The cultural sector benefits from a significant and committed volunteer labour force. 39% of volunteers have been with the same organization for at least five years. Between 2004 and 2013, there was a 23% increase in the number of arts and culture volunteers across Canada, compared with a 7% increase in total volunteers. Each volunteer gave, on average 120 hours of time, which is more than the average hours volunteered in any other type of organization (*General Social Survey on Giving, 2013*, Statistics Canada).
- In Manitoba, four percent of the population volunteers for an arts and culture organization. This is second highest proportion in the country behind only British Columbia and Saskatchewan at five percent (*General Social Survey on Giving*, 2013, Statistics Canada).

Challenges

Three major factors currently impacting the cultural sector include:

- Technological transformation Digital media is transforming every step in the cultural value chain from creation and production to storage and preservation to marketing and distribution to sales and consumption. This transformation presents both challenges and opportunities.
- Demographic changes Manitoba's population is increasing in size, diversity and age. Each of these changes correlates with an increased need for cultural programming.
- Fiscal environment Demand for increased access to cultural programming is outpacing government's ability to respond.

Contact: Veronica Dyck (204-945-4078) Date: April 18, 2016



Provincial Support to the Cultural Sector (,000)







Total of 373.05 FTEs for the department with a vacancy rate of 22%, at February 29, 2016

Tourism (5.00 FTE)	•Branches: •Tourism Secretariat •Travel Manitoba •\$9,103.0	Information Resources (149.10 FTE)	 Branches: Communication Services Information Privacy & Policy Translation Services Archives of Manitoba
Culture & Heritage (55.65 FTE)	 Branches: Major Agency, Policy and Planning Unit Arts Branch Manitoba Arts Council Public Library Services Historic Resources \$39,210.0 	Consumer Protection (124.30 FTE)	 Legislative Library \$11,596.0 Branches: Administration and Research Consumer Protection Office Residential Tenancies Claimant Adviser Office Automobile Injury Compensation Appeal Commission Residential Tenancies Commission Office of the Registrar General Vital Statistics Agency (SOA) \$11,359.0
Sport (3.00 FTE)	Branches: Sport Secretariat Sport Manitoba \$12,090.0		
Executive Support & Finance (36.00 FTE)	 Branches: Offices of the Minister & Deputy Minister Financial and Administrative Services Film Classification Board \$2,915 		
		Amortization & Interest	•\$237.0

*Includes \$5,262 of funds recovered from other departments

This document is a Cabinet confidence as defined in subsection 19(1) of The Freedom of Information and Protection of Privacy Act



*Includes \$1,827.6 of funds recovered from other departments

This document is a Cabinet confidence as defined in subsection 19(1) of The Freedom of Information and Protection of Privacy Act



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SPORT, CULTURE AND HERITAGE POLICY OR FINANCIAL PRESSURES



Culture and Heritage Programs Division

 Culture Policy Review: Three major factors are having a profound impact on the culture sector: the fiscal environment, digital transformation, and demographic changes. The development of a new Culture Strategy will ensure that the Manitoba's priorities are clear, that government resources are focused accordingly, and the government support effectively maximizes the economic and social benefits of the sector.

The scope of the strategy will encompass the following six areas of focus: arts, creative industries, cultural heritage, cultural infrastructure, indigenous culture and public libraries. The development process will be conducted in four phases over the coming year:

Partners in the strategy development process include: an external Advisory Committee of 18 members who will act as a reference group to provide feedback at key points during the process and internal participants from within government to provide domain specific expertise and knowledge of key issues and trends.

 Cultural and Heritage Deficit: Funding for culture and heritage through the department or the Manitoba Arts Council (MAC) has stagnated over the past decade. Such a prolonged period without funding increases in the face of steadily increasing operating costs has amplified the stress on individual organizations. The department has seen an unprecedented number of organizations that require extraordinary support to stave off insolvency or manage financial instability.

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Static funding levels also represent lost opportunities to respond to new or innovative programming, to accommodate new clients and growth in the community, or to adjust to a rapidly-changing environment.

Capital Infrastructure Projects: Major capital infrastructure projects have been approved including: The Manitoba Museum - commitment of \$10M for "Bringing our Stories Forward", the second stepping stone towards their \$160M major capital renewal plan; Winnipeg Art Gallery - commitment of \$15M towards the new \$60M Inuit Art Centre:

\$5M for the performing arts centre component expansion of the Steinbach multiplex facility.

commitment of

Cultural Capital Funding: TCHSCP's cultural capital program was reduced from \$1.8M to \$98.7, diminishing the department's ability to respond to capital needs of Manitoba's cultural infrastructure at a time when these aging assets are approaching 50 years old. Buildings affected include the provincially-owned Centennial Concert Hall, The Manitoba Museum, Centre Cultural Franco-Manitobain, Artspace and the Winnipeg Art Gallery and Brandon Concert Hall. Without a solution to this issue, these public-use facilities will slide into increasing disrepair or the operating agencies will incur significant deficits.


To date, the department has received the following sesquicentennial requests: Canada Scene (National Centre for the Arts), Canada Place (British Columbia), SEVEC's Youth Exchange, and SESQUI.

Sport Secretariat

- 2023 World Police and Fire Games Bid Process: A bid committee is currently in the process of submitting a bid application to host the 2023 World Police and Fire Games (WPFG). The initial bid application, letter of intent and \$5.0 bid deposit will be hand delivered by April 4, 2016, to the WPFG headquarters in San Diego, California by the Bid Committee co-chairs. If the bid application is well-received, Winnipeg will be invited to host a site visit in late August or early September 2016. The Premier provided the bid committee with a letter of support.
- If Winnipeg moves to the site visit phase, the Bid Committee will require some financial assistance from both the City of Winnipeg and the Province.

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addition to funding the work of the Bid Committee, both the City and Province will be asked to provide overall funding to support the planning and staging of the games if the bid is successful.

In

- 2023 WPFG: As noted, if the bidding for the 2023 WPFG proceeds funding will be needed on near immediate basis to support the planning and execution of site visit in late summer or early fall. At the same time the department will need to secure conditional approval that Manitoba will provide funding support should the 2023 Winnipeg bid be successful.
- Major Sport Event Acquisition: The department has no source of funds for major sport event acquisition and hosting. The Sport Secretariat has a modest event hosting and acquisition program with a budget of \$61.7 and some bingo allocations that are also used to support event hosting. But these grant funds and bingos are designed to assist with smaller requests to assist provincial sport organizations in host regional or national sport championships. The funding support for these types of smaller scale events ranges from \$3.0 - \$15.0.
- For anything that requires a higher level of provincial support, the department must seek Treasury Board approval to pursue other potential sources such as the Urban Development Initiatives fund. The lack of any dedicated funding or a defined Major Event Acquisition Program does at times put Manitoba at a disadvantage when

competing with other jurisdictions for major events. The economic output of events like the FIFA 2015 Women's World Cup and the 2015 Grey Cup have proven that on a pure financial basis Manitoba recoups its investment through provincial tax revenue. The overall benefits however to Manitoba's tourism industry resonate on many levels.



This document is a Cabinet confidence as defined in subsection 19(1) of The Freedom of Information and Protection of Privacy Act

BRIEFING MATERIALS

TOURISM, CULTURE, HERITAGE, SPORT AND CONSUMER PROTECTION

SUBJECT: Cultural Capital

ISSUE:

Reductions to the cultural capital program

CRITICAL BACKGROUND:

- The cultural capital program has been reduced by nearly 95 per cent over the past several years, from \$1.8M to \$98.7, diminishing the department's ability to respond to capital needs of Manitoba's cultural infrastructure at a time when these aging assets are approaching 50 years old.
- The Province's five major cultural facilities include: Centre culturel francomanitobain (CCFM), Manitoba Centennial Centre Campus (MCCC), The Manitoba Museum (TMM), the Western Manitoba Centennial Auditorium (WMCA) and Winnipeg Art Gallery (WAG). While TMM, WAG and WMCA have government appointed members on the Board, the MCCC and CCFM are Crown agencies, operate government-owned cultural facilities, valued conservatively at \$150M, and are part of the Government Reporting Entity (GRE).
- TMM is part of the Manitoba Centennial Centre campus and owned by the Province. The provincial contribution to TMM for new or renewed exhibits, classrooms and equipment may be funded under Part A. Any expansion to the building is to be funded under Part B authority, recorded on the Province's books and subject to amortization and interest.
- Without a solution to this issue, these public-use facilities will slide into increasing disrepair or the operating agencies will incur significant deficits.

Considerations:

 Reinstatement of \$1.5M to the cultural capital program would be required to minimally address capital maintenance and repair needs. Additional resources for larger capital projects have been made available through the Building Manitoba Fund (BMF), Urban Development Initiatives (UDI) and Rural Economic Development Initiatives (REDI) and the various federal-provincial infrastructure programs. This could continue for large-scale projects, but is not sustainable for urgent capital maintenance required in several key areas.

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> Contact: Veronica Dyck (204-945-4078) Date: April 18, 2016



SPORT, CULTURE AND HERITAGE

COMMUNITY CONTACTS

Tourism Secretariat

*The Tourism Secretariat has moved to the Department of Growth, Enterprise and Trade.

Travel Manitoba Venture Manitoba Tours Ltd

Eastern Manitoba Tourism Association Interlake Tourism Association Parkland Tourism Association Pembina Valley Central Plains Tourism Association Tourism North Tourism Westman

Tourism Winnipeg CDEM Enterprise Riel/Tourisme Riel Eastside Aboriginal Sustainable Tourism Inc (EAST Inc) Waabanong Anishinaabe Interpretive and Learning Centre Inc

Manitoba Tourism Education Council Bed and Breakfast Manitoba Manitoba Hotel Association Manitoba Lodges & Outfitters Association

Culture and Heritage Programs Division

Centre culturel franco-manitobain Manitoba Arts Council Manitoba Centennial Centre Corporation Manitoba Film and Sound Development Corporation Manitoba Heritage Council

Public Library Advisory Board The Manitoba Museum Western Manitoba Centennial Auditorium Bob Sparrow, Chair Jim Baker, Chair

Regional tourism associations Konrad Narth, Chair Jacques Bourgeois, Chair Bev Potten, Chair Mark Ratzlaff, President

Joe Cote, Chair Tanis Chalmers, Chair

Destination development organizations Dayna Spiring, CEO Edmund Labossiere, Chair Aurele Foidart, Chair William Young, Chair

Wes Moneyas, Chair

Provincial industry associations/organizations Warren Sawatzky, Chair Bill Martin, President Josette Roch, Chair Paul Conchatre, President

Julién Bedard, Chair Aimee Craft, Chair Angela Mathieson, Chair Diane Gray, Chair

Sharon Reilly, Presiding Member

Rick Walker, Chair Scott Craig, Chair Jeff Harwood, Chair Winnipeg Art Gallery

Sport Secretariat

Sport Manitoba

2017 Summer Games Host Society

MCSC

Ernest Cholakis, Chair

Laurel Read, Interim CEO Jeffrey Palamar, Board Chair

Co-Chairs Mariette Mulaire and Hubert Mesman Jeff Hnatiuk, CEO

William Tibbs, Chair Joel Fingard, Executive Director

Consumer Affairs Division

*The Consumer Affairs Division has moved to the Department of Justice.

Professional Property Managers Association	Frank Koch-Schulte, President
Winnipeg Rental Network and/or Winnipeg Social Planning Council	Lisa Spring of West Central Women's Resource Centre
Social Planning Council of Winnipeg Association of Canadian Travel Agencies	Kate Kehler, Executive Director Mary Jane Hiebert, Manitoba and Nunavut Regions, Chair
Canadian Payday Loan Association	Hon. Stan Keyes, President
Canadian Federation of Independent Business	Elliot Sim, Director of Provincial Affairs
Manitoba Home Builders' Association	Mike Moore, President
New Home Warranty Program of Manitoba Inc.	Lori Crandell, Chief Operating Officer
Association of Manitoba Municipalities	Chris Goertzen, President
Manitoba Funeral Services Association	Michael Gibbens, President
Manitoba Used Car Dealer Association	Nick Roberts, Executive Director
Manitoba Motor Dealer Association	Geoff Sine, Executive Director

SPORT, CULTURE AND HERITAGE SCHEDULED EVENTS

May 4 - 6, 2016, Manitoba Libraries Conference, Winnipeg

May 25 – 27, 2016, 2017 Canada Games Mission Staff Meetings: This is the first of two Mission Staff meetings (commonly referred to as the M1 Meeting) that the 2017 Host Society will conduct. Mission staff from all 13 provinces and territories will gather to be briefed on all of the logistical details for the 2017 Games. This includes everything from sport venues, transportation, medical services to the athlete's village at the University of Manitoba. Mission staffs are essentially the managers that run the provincial/territorial teams.

The department has no specific function at M1 but it is anticipated the Minister will be invited to bring greetings at some point during the two-day meetings.

May 30, 2016, 2016 Winnipeg Tourism Awards of Distinction, Fairmont Winnipeg

June 1, 2016, Tourism Westman 13th annual Tribute to Tourism Awards and Gala, Carberry Community Centre

June 8 – 9, 2016, F-P/T Ministers of Sport, Physical Activity and Recreation (SPAR) Conference, Lethbridge, Alberta:

The F-P/T SPAR Minister Conferences are normally held every two years – to align with the opening ceremonies for the Canada Summer or Winter Games. Alberta offered to host this 2016 conference and they will co-chair with Minister Qualtrough. Given all of the elections since the 2015 conference there are many new faces at the F-P/T table and all agreed a 2016 meeting would be appropriate. While the SPAR table includes responsibilities for physical activity (which involves participation by the Public Health Agency of Canada) and recreation, historically Manitoba has always had the Minister with the sport portfolio represent Manitoba at this F-P/T table.

As the host of the next conference and the 2017 Canada Games, the department strongly recommends the Minister attends the June 2016 Lethbridge conference. Department staff and the Deputy will brief the Minister and prepare whatever briefing materials are required as further details unfold.

July 5-6, 2016, Federal-Provincial-Territorial Ministers Responsible for Culture Meeting, Victoria, BC

November 2016, Federal/Provincial/Territorial Meeting of Minister's Responsible for Consumer Protection, Ottawa, Ontario.



SPORT, CULTURE AND HERITAGE

STATUTORY RESPONSIBILITIES OF THE MINISTER (The Minister is responsible for 46 Statutes)

Please note that the Minister is no longer is responsible for the following Statutory Acts marked with (*)

The Amusements Act (Except Part II)

Provides a comprehensive procedure for the classification and regulation of films and provides for the dissemination of information to residents of the province concerning the nature and content of films and the regulation of video games.

The Archives and Recordkeeping Act

Provides for the establishment of the Archives of Manitoba. The Archives of Manitoba promotes effective management of government records to support accountability and government administration, and preserves and makes available records of the Manitoba government, Crown corporations, the Courts, the Legislative Assembly, local public bodies, the Hudson's Bay Company, and Manitoban individuals and organizations.

The Arts Council Act

Provides for the establishment of the Manitoba Arts Council whose aim is to promote the study, enjoyment, production and performance of the arts.

* The Business Practices Act

Prohibits suppliers (persons retailing or leasing goods, manufacturing or distributing goods) from committing an unfair business practice, provides examples of unfair business practices and outlines measures for administration and enforcement. Administered by the Consumer Protection Office.

* The Cemeteries Act

Outlines requirements for cemeteries and crematories, including licensing, requirement for perpetual care funds and offences. Administered by the Funeral Board of Manitoba.

The Centre culturel franco-manitobain Act

Provides for the establishment of a board to manage le Centre culturel francomanitobain.

* The Change of Name Act

Outlines the requirements for individuals who wish to change their name. Administered by the Vital Statistics Agency.

The Coat of Arms, Emblems and the Manitoba Tartan Act

Designates and provides authorization for the use of symbols and emblems such as the coat of arms and tartan.

The Combative Sports Act (formerly the Boxing Act)

Provides for the establishment of the Manitoba Combative Sports Commission (MCSC) formerly the Manitoba Boxing Commission. The Commission regulates all contests or exhibitions of professional boxing and mixed martial arts, including the licensing and supervision of ring officials, boxers and promoters.

* The Condominium Act

Governs the creation of a condominium and operation of a condominium corporation.

* The Consumer Protection Act

Sets out protection for consumers in many areas, including disclosure of cost of credit, direct sales, payday loans, cell phone contracts and motor vehicle repairs. Requires some businesses to be licensed. Administered and enforced by the Consumer Protection Office.

* The Foreign Cultural Objects Immunity from Seizure Act

Provides for the protection of culturally-significant objects from legal action while on temporary display in Manitoba.

The Freedom of Information and Protection of Privacy Act

Provides Manitobans with certain rights of access to records held by departments and other public bodies, as well as protection for their personal information collected by public bodies. Allows individuals to correct information about themselves and provides for independent review of access and privacy decisions.

* The Funeral Directors and Embalmers Act

Outlines the regulatory framework for funeral directors, embalmers and funeral homes. Administered by the Funeral Board of Manitoba.

The Heritage Manitoba Act

Provides for the establishment of the Heritage Manitoba Foundation to hold, preserve and manage heritage properties given in trust to the Crown and provides the province with an option to acquire and manage public donations.

The Heritage Resources Act

This act establishes the Manitoba Heritage Council which provides for the designation and protection of municipal and provincial heritage sites and structures. It also designates and provides statutory protection of significant heritage objects and found human remains.

* The Housing and Renewal Corporation Act [clause 44(k)]

The Housing and Renewal Corporation Act continued The Manitoba Housing and Renewal Corporation (MHRC, established in 1967, a crown corporation intended to implement social housing initiatives) as a body corporate under the management and control of its board of directors as directed and controlled by the act. Subsection 44(k) of the act is a regulatory power respecting the establishment of a residential tenancies

This document is a Cabinet confidence as defined in subsection 19(1) of The Freedom of Information and Protection of Privacy Act repair program for the purpose of remedying the effect of contravention by landlords of their obligations to maintain and repair rental units as set out in section 59 of *The Residential Tenancies Act*.

* The Hudson's Bay Company Land Register Act

The Hudson's Bay Company Land Register Act authorizes the creation of copies of the plans of survey of the Hudson's Bay Company on the Red River and the River Assiniboine and of the register book created in connection with those plans (which copies have the same force and validity as the originals) and it further authorizes the deposit and retention of the plans and the register in the Winnipeg Land Titles Office.

* The Income Tax Act (section 10.4-Manitoba Book Publishing Tax Credit)

Provides for the book publishing tax credit to support industry expansion through a refundable income tax credit equal to 40 per cent of eligible Manitoba labour costs and an additional 15 per cent bonus for books printed on forest-friendly paper.

The International Interests in Mobile Equipment Act (Aircraft Equipment)

Enables the application in Manitoba of the Convention in International Interests in Mobile Equipment and the Protocol to the Convention. These establish a legal framework for international security interests in mobile equipment and create an international registry for the protection of those interests.

* The Landlord and Tenant Act

Relates to rights and obligations of landlords and tenants except those in residential tenancies.

The Legislative Library Act

Provides for a library service to meet the needs of the Members of the Legislative Assembly and for the administration of legal deposit for all publications produced by the Manitoba government.

* The Life Leases Act

Outlines requirements for life leases and includes disclosure requirements, rules related to pre-lease payments and entrance fees, cancellation rights, rights of assignment, reserve funds and annual reporting. It is administered by the Residential Tenancies Branch.

The Manitoba Centennial Centre Corporation Act

Provides for the establishment of a board to manage the operations of the Manitoba Centennial Centre Corporation.

The Manitoba Film and Sound Recording Development Corporation Act

Provides for the establishment of the Manitoba Film and Sound Recording Development Corporation (known as Manitoba Film and Music), a statutory corporation of government, whose mandate is to provide programs offering financial investments, grants and other related services to the film/video and sound recording industries.

The Manitoba Museum Act

Provides for the establishment of the Manitoba Museum Board whose objectives are to establish and maintain a museum and planetarium.

* The Manitoba Public Insurance Corporation Act [sections 174.1 to 174.4 (Claimant Adviser Office) and sections 175 to 185 (Automobile Injury Compensation Appeal Commission)]

Creates the Claimant Adviser Office, whose mandate is to advise appellants and assist them with their appeals and also creates the Automobile Injury Compensation Appeal Commission, the quasi-judicial body that hears appeals from decisions of the MPI Internal Review Office related to injuries sustained in a motor vehicle accident.

* The Marriage Act

Outlines the requirements for the solemnization of marriage by clergy and marriage commissioners and requirements for a marriage licence. Administered by the Vital Statistics Agency.

* The Mortgage Act [Part III]

Establishes requirements regarding reverse mortgages, including disclosure and a cooling off period. The Consumer Protection Office administers this part of the act.

* The New Home Warranty Act

Ensures new homes built for sale are covered against defects for materials, labour, design and structure. The legislation and accompanying regulations will come into effect January 1, 2017.

* The Personal Investigations Act

Requires consent before a personal investigation can be conducted, lists what can be included in a person report, provision for a person to request from personal reporting agency information about what is on their file, as well as the ability to protest information on a file and request that an alert be placed on a file or removed. The Consumer Protection Office administers the legislation.

* The Personal Property Security Act

Establishes a registry for registration of interests in property other than land and establishes legal priorities of such interest. Administered by The Property Registry.

* The Prearranged Funeral Services Act

Requires those selling prearranged funeral services to be licensed, provides for a cooling off period and what happens on cancellation of a plan. Lists organizations authorized to hold prearranged trust funds. Currently administered by the Public Utilities Board, but soon to be transferred to the Funeral Board of Manitoba.

The Professional Home Economists Act

Establishes the Manitoba Association of Home Economists to regulate home economists. The government's role of appointing two members to the board is being eliminated under Bill 39, *The Government Efficiency Act* (Various Acts Amended or Repealed to Consolidate Boards and Agencies and Eliminate Government Appointments).

The Public Health Act [the Bedding and Other Upholstered or Stuffed Articles Regulation (Manitoba Regulation 78/2004)]

Requires manufacturers of upholstered or stuffed articles offered for sale in Manitoba to be licensed. Administered by the Consumer Protection Office.

The Public Libraries Act

Provides for the establishment of public libraries in Manitoba, regulations pertaining to libraries, grants, and the Public Library Advisory Board. Provides authority for municipalities to levy a tax and establish a regional library.

The Queen's Printer Act

Mandates the appointment of the Queen's Printer and provides for the publication and distribution of the Manitoba Gazette, acts and bills; provides for the authority to arrange contracts for government departments for publishing, advertising and communication services; and manages and protects Crown copyright in legislative and other government materials on behalf of government.

The Real Property Act

Establishes the system for registration of title to and interests in land in Manitoba. Once a title is issued, it is backed by the province. An assurance fund is created to pay for loss due to error or the operation of the act. Administered by The Property Registry.

The Registry Act

Establishes the system for recording interests in land in Manitoba (the old system). The province does not guarantee interests recorded in this system.

The Residential Tenancies Act

Outlines rules related to residential tenancies in Manitoba, including rights and responsibilities of landlords and tenants, and regulates rent increases. Establishes the Residential Tenancies Branch and the Residential Tenancies Commission to resolve and adjudicate residential tenancies disputes and rent regulation matters.

The Special Survey Act

Outlines when a special survey can be conducted and the procedures to be followed. Administered by The Property Registry.

The Surveys Act (Part I)

The Surveys Act Part 1 regulates surveyors as defined in The Land Surveyors Act in reference to their perpetuation of the survey fabric in Manitoba and the manner in which they may certify copies of their field work. Part 1 also defines the responsibilities of local government and the public to protect and make survey monuments accessible to surveyors and the protection of land owners when their rights may be affected by perpetuation of lost corners.

The Title to Certain Lands Act

First passed in 1955, this act empowered the District Registrars of the various land titles offices in the province to amend the certificates of title to certain lands (sometimes called swamplands) to include a reservation of mines and minerals in favour of the Province of Manitoba following the Supreme Court of Canada decision in <u>District</u> <u>Registrar, Portage la Prairie</u> v. <u>Superior Oil & Hiebert, 1954, 3 D.L.R. 705.</u>

The Trade Practices Inquiry Act

Enables the minister to hold an inquiry into a trade in Manitoba and enables price regulation in any trade, business, industry, profession or occupation in Manitoba.

The Travel Manitoba Act

The act establishes "Travel Manitoba" as a corporation, consisting of the directors of the board appointed by the Lieutenant-Governor-in-Council. The role of Travel Manitoba is to foster development, growth and diversity in Manitoba's tourism industry.

The Vital Statistics Act

Provides for the registration of births, stillbirths, adoptions, marriages, common-law relationships and deaths, and establishes the Office of the Director of Vital Statistics to administer the act.

SPORT, CULTURE AND HERITAGE

ACRONYMS

2017 CSGHS	2017 Canada Summer Games Host Society
ACI ADPS AICAC AMM	Aboriginal Cultural Initiatives Arts Development Project Support Automobile Injury Compensation Appeal Commission Association of Manitoba Municipalities
BPA	The Business Practices Act
CAC CAMVAP CAO CATP CCFM CDEM CFCS CFDC CGC CFDC CGC CMC CPA CPO CRTC CSG	Consumers' Association of Canada (Manitoba Division) Canadian Motor Vehicle Arbitration Plan Claimant Adviser Office Commonwealth Air Training Plan Museum Centre culturel franco-manitobain Conseil de développement économique des municipalités bilingues Community Financial Counselling Service Canadian Fossil Discovery Centre Canada Games Council Consumer Measures Committee The Consumer Protection Act Consumer Protection Office Canadian Radio-television and Telecommunications Corporation Canada Summer Games
EAST Inc	Eastside Aboriginal Sustainable Tourism Inc.
FBM FCAC	Funeral Board of Manitoba Financial Consumer Agency of Canada
FPT	Federal/Provincial/Territorial
HGP HPADI HRB	Heritage Grants Program High Performance Athlete Development Initiative (funded program) Historic Resources Branch
ISED	Industry, Science and Economic Development

LTAD	Long Term Athlete Development
LTO	Land Titles Office
MAC	Manitoba Arts Council
MAC	Manitoba Ans Council Manitoba Agricultural Museum
MCCC	Manitoba Agricultural Museum Manitoba Centennial Centre Corporation
MCSC	Manitoba Combative Sports Commission
MEGO	Manitoba Combative Sports Commission Manitoba Film and Music
MHBA	Manitoba Home Builders' Association
MLOA	Manitoba Lodges and Outfitters Association
MMA	Mixed Martial Arts
MMDA	Manitoba Motor Dealers Association
MOA	Manitoba Opera Association
MTEC	Manitoba Tourism Education Council
MUCDA	Manitoba Used Car Dealers Association
NAIG	North American Indigenous Games
NHWA	The New Home Warranty Act
NSI	National Screen Institute
ORG	Office of the Registrar-General
PHA	Provincial Heritage Agencies
PIA	The Personal Investigations Act
PLAB	Public Library Advisory Board
PLS	Public Library Services
PPMA	Professional Property Managers Association
PPR	Personal Property Registry
PPSA	The Personal Property Security Act
RMTC	Royal Manitoba Theatre Centre
RTA	Regional Tourism Association
RTA	The Residential Tenancies Act
RTB	Residential Tenancies Branch
RTC	Residential Tenancies Commission
RWB	Royal Winnipeg Ballet

Sport for Life Centre Sport Manitoba
Sport, Physical Activity and Recreation (F-P/T name for what was formerly and sometimes still referred to as the ISRC – Interprovincial Sport and Recreation Council)
TCVC – Team Canada Volleyball Centre – home of Canada's National Women's Volleyball Team.
Travel Manitoba Branch
The Manitoba Museum
Urban Arts Centres
Vital Statistics Agency
Winnipeg Arts Council
Winnipeg Art Gallery
Western Manitoba Centennial Auditorium
World Police Fire and Games
Winnipeg Symphony Orchestra du Manitoba (Economic development council for bilingual municipalities) (federal department responsible for tourism)



SPORT, CULTURE AND HERITAGE

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Non-Responsive		
Culture and Heritage Deficit	Ongoing	7



Issue: Bid for the 2023 World Police and Fire Games (WPFG)

Current Status

A local Bid Committee, co-chaired by City of Winnipeg firefighter, Chad Swayze, and Winnipeg Police Services Inspector, Gord Friesen, are hand-delivering a 2023 WPFG bid application and letter of intent to the WPFG headquarters in San Diego on April 4, 2016. The package includes general letters of support from the Premier and the Mayor of Winnipeg.

If the bid application is well-received, Winnipeg will be invited to host a site visit in late summer or early fall 2016. If the site visit is successful, Winnipeg would then be invited to submit a full bid proposal and make a formal presentation during the 2017 WPFG. The site for the 2023 WPFG will be announced at the 2017 WPFG.

The WPFG is the second largest multi-sport event in the world, second only to the Summer Olympic Games. The WPFG can attract 12,000 to 15,000 participants. The 10 day event has 60 different sports and it could bring up to 25,000 out of province visitors to Manitoba.

Options:

- 1. The department submits a request to Treasury Board for bid committee funding and conditional provincial support.
 - If Winnipeg is invited to host a site visit, the Bid Committee will need a budget to deliver on the site visit and the further phases of the bidding process.

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It is anticipated that both the City and Province will be asked to fund the bid campaign. They will also be asked to make some conditional funding commitments to the 2023 WPFG. Each government could be expected to contribute something in the range of \$6 million to support the planning and staging of the Games. These commitments would be conditional upon Winnipeg being awarded the 2023 WPFG. The funding would not begin to flow until 2017/18

Section 18 -Business Interests 2.

> This is the second time Winnipeg will be bidding on these games. The first time was in 2009 in an unsuccessful effort to land the 2015 WPFG, which was held last July in Fairfax, Virginia. It was recently announced the City of Montreal was cancelling its plans to host the 2017 WPFG. The cancellation was due to boycotting and labour dispute issues that arose between the City of Montreal and its Fire Services. In recent weeks, firefighters and several police services around the world joined the boycott movement. The WPFG organizers are currently trying to relocate the 2017 WPFG to another city. Media reports have suggested Toronto as a possible site for 2017. The event has never been cancelled.

Contact: Mike Benson: Director, Sport Secretariat Phone: 204-945-8834



Issue: Legislatively required reviews of *The Freedom of Information and Protection of Privacy Act* (FIPPA) and *The Personal Health Information Act* (PHIA)

Current status:

- Both acts require that a comprehensive review of the operation of each act be undertaken, usually every five years. The reviews must involve public representations and be undertaken within five years after the first Information and Privacy Adjudicator is appointed. The first adjudicator was appointed effective January 1, 2011. The required review of both PHIA and FIPPA began on January 1, 2016.
- Manitoba Health and the department have started initial planning to hold a joint review, where feasible. Initial issues have been identified and the development of a public consultation document has started.
- Proposed timelines are as follows:





Section 19 - Cabinet Confidences



Contact: Debbie MacKenzie, 204-945-4271 Assistant Deputy Minister, Communication Services



Issue: Culture Policy Review

Current status: The province has initiated the development of a comprehensive Cultural and Creative Industries Strategy.

Culture is big business in Manitoba, with a total GDP in 2010 of more than \$1.4 billion or 2.9 per cent of the total Manitoba economy, and over 22,000 jobs or 3.4 per cent of all jobs in the province. Three major factors are impacting on the culture sector: the fiscal environment, digital transformation and demographic changes. Several major organizations have called for a provincial cultural policy review to grow the sector and respond to these issues (including the Manitoba Chambers of Commerce, and Arts and Cultural Industries Association of Manitoba).

The strategy includes the following six areas of focus: arts, creative industries, cultural heritage, cultural infrastructure, indigenous culture and public libraries. It is being developed in four phases over the coming year:

- Planning design a stakeholder and public engagement plan (currently in progress with assistance from Myers Norris Penny);
- Input complete internal research and implement engagement plan (summer/fall);
- Analysis consolidate what we heard and what we learned;
- Policy Development develop the cultural strategy and policy framework (target March 2017)

Partners in the strategy development process include: an external advisory committee of 18 members who will act as a reference group to provide feedback at key points during the process; and internal participants from within government to provide expertise and knowledge of key issues, trends and opportunities.

Options:

Confidences



Contact: Veronica Dyck (204) 945-4078



Issue: Culture and Heritage Deficit

Current status:

Many of the province's major cultural and performing arts organizations are being impacted by circumstances such as declining admissions and memberships, increased competition for fundraising/corporate donations, dormant and/or decreasing public sector revenues, and salary and operating increases.



nationally in 2011-12 averaged \$21.8 per museum. This is more than eight times Manitoba's current average grant of \$2.5. Manitoba's average community museum grant at \$2.5 is low compared to similar sized provinces like Nova Scotia (\$14.6), New Brunswick (\$14.1) and Saskatchewan (\$6.0). Manitoba's funding level ranks ninth out of ten provinces, only above PEI.

The Signature Museums program currently assists six selected museums that showcase special collections and have the potential to be significantly enhanced heritage tourism attractions. Support to these museums is aimed at enhancing the tourist/visitor experience. Without additional investment, museums like the Canadian Fossil Discovery Centre (CFDC), which has had in excess of 120,000 visitors since 1997 who have contributed an estimated \$8M into the local economy over the same period have been unable to gain access to the program

Options:

- Stable annual operating increases would ensure the sustainability of the major cultural institutions and consistent incremental financial support to the Manitoba Arts Council would assure operational viability of major arts organizations. A base funding increase to the heritage envelope would strengthen the capacity of heritage agencies and local museums, enhance the educational and public profile of Manitoba's heritage as well as boost their tourism potential.
- Consideration could be given to establishing a matching cultural endowment program to help Manitoba's under-resourced cultural sector develop a stronger operating infrastructure and assist them with leveraging additional fundraising resources.

Contact: Veronica Dyck (204) 945-4078



TOURISM, CULTURE, HERITAGE, SPORT AND CONSUMER PROTECTION

SUBJECT: Major Sport Event Acquisition Strategy

ISSUE:

- Manitoba does not currently have a defined or articulated Major Sport Event Acquisition Strategy/Program. Most major sport events are pursued on an ad hoc basis. There is no defined program or strategy and no dedicated funding sources for larger events.
- The Department (Sport Secretariat) administers a small-scale sport acquisition and event fund (\$61.7 annually) combined with \$25.0 - \$35.0 per year in bingos to assist organizations in hosting small to medium sized sport events. The total funding provided (grants and bingos) per event ranges from \$3.0 - \$15.0. These events are single sport regional and national sport championships.
- Despite the lack of a defined strategy or program for major events, Manitoba has remained relatively successful in attracting major sport events. For instance, in June 2015, Winnipeg was one of the host cities for FIFA's 2015 Women's World Cup and in November 2015, Winnipeg hosted the 103rd Grey Cup.
- In October 2016 Winnipeg will host an outdoor NHL Heritage Classic at Investors Group Field (IGF). All three of these events are significant on many fronts and each had or will generate strong economic outputs and provide high degrees of tourism exposure and promotion.
- Manitoba's hosting of the 2017 Canada Summer Games does not fall under the definitions of a competitive acquisition because the Canada Games move from province to province under a pre-determined rotational schedule. 2017 is just Manitoba's "turn" but it is fortuitous turn nonetheless because the 2017 Games will celebrate both the 50th anniversary of the Canada Games and Canada 150th birthday.
- Bidding efforts are currently underway to try and bring the 2023 World Police and Fire Games (WPFG) to Winnipeg. The WPFG is the second largest multi-sport event in the world – second only to the Summer Olympic Games. WPFG can attract anywhere from 10,000 – 16,000 participants to compete in 60 sports over a 10-day period.

Section 18 -Business Interests

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The event has an 5,000 – 30,000 out of

- estimated economic impact of \$100m and could bring 25,000 30,000 out of province visitors to Manitoba.
- Not all, but many P/T jurisdictions have event acquisition strategies and programs with defined goals and dedicated funding allocations. The federal government, within Sport Canada, has a major sport event unit responsible for assessing and funding larger scale national events.

CRITICAL BACKGROUND:

- In February 2009 the Department received Treasury Board approval for an Event Acquisition Program that authorized Travel Manitoba to access a \$1.5M loan guarantee which essentially gave Travel Manitoba a \$1.5M line of credit.
- Unfortunately the recoupment strategy was too complicated and impractical, which left Travel Manitoba vulnerable to annual loses if the recoupments were delayed or unrealized. Indirectly, this program also functioned as a disincentive for some organizations because it hindered opportunities for potential legacy outcomes can be realized from hosting a major event.
- This very scenario occurred with 2013 Roar for the Rings Olympic Curling Trials. Curl Manitoba needed to provide Curl Canada with a \$500.0 rights fee to host the event. If Travel Manitoba's loan program were used, any profits would have first been used to pay back the \$500.0 loan – instead of going to a legacy fund for junior curling development in Manitoba.
- In the end, TB approved a grant to Curl Manitoba to help with the rights fee and the 2013 Roar for the Rings was held in Winnipeg in December 2013. Curl Manitoba's junior programs realized a \$200.0 legacy benefit and Manitoba recouped its investment through provincial tax revenues. Two months later, the Jennifer Jones rink brought home the 2014 Gold Medal from the Sochi Olympic Games.
- Despite the lack of a strategy, Manitoba has historically done well in attracting major sport events. There are several reasons for this. Manitoba benefits from an experienced event management workforce, a skilled and well-developed volunteer base and some of the infrastructure that is necessary to host major events. It is doubtful Winnipeg would hosted the 2015 FIFA WWC or been selected for a 2016 NHL Heritage Classic if not for the existence of IGF.
- Manitoba also relies on the support, expertise and services of Tourism Winnipeg and Travel Manitoba. The link between sport and tourism has never been more important. In fact, "sport event tourism" is the appropriate way to describe the benefits and motivation for pursuing major sport events.
- There are options that could be explored to resource a Major Sport Event Acquisition Program – such as dedicating a portion of the provincial tax revenue from each event to an acquisition fund. Manitoba invested \$2M in grant funding to Winnipeg's hosting budget for the 2015 FIFA WWC and the event generated \$3.5M in provincial tax revenue. Similarly, Manitoba invested \$3M into the 2015 Grey Cup Festival and the Grey Cup generated \$6.3M in provincial tax revenue.
- This approach of one event benefitting the next is similar to Tourism Winnipeg's Sport Tourism Event Fund. That fund is replenished by a portion of the accommodation taxes that are collected through hotel night stays.
- From an administrative and program delivery perspective, the Sport Secretariat does not currently have the staffing resources or operating budget to become more actively engaged in pursuing and analyzing major event opportunities.

- There are P/T forums, conferences and events that are specific to sport tourism event acquisition, but the Department rarely has the time or funds to participate in these activities.
- There are also membership-based organizations like the Canadian Sport Tourism Alliance (CSTA) that provide data, resources and tools to assist in pursuing and assessing sport event opportunities. For instance, CSTA offers (for an annual fee) access to its on-line STEAM program – which stands for Sport Tourism Economic Assessment Model, a software tool to measure and project the economic benefits of an event.
- Developing a Major Sport Event Acquisition Strategy is an objective that could greatly enhance Manitoba's competitive position and further bolster an already respected reputation as a proficient and enthusiastic hosting destination.

Contact: Mike Benson (204-945-8834) Director, Sport Secretariat

Date: April 21, 2016



BRIEFING MATERIALS

TOURISM, CULTURE, HERITAGE, SPORT AND CONSUMER PROTECTION

SUBJECT: Statutory review of the Freedom of Information and Protection of Privacy Act

ISSUE:

• The Freedom of Information and Protection of Privacy Act (FIPPA) includes a statutory requirement for a review of the legislation that provides for public representation. By the terms of the act the initial steps around the review started January 1, 2016; a report on the review is due to the Legislative Assembly by January 1, 2017. The Personal Health Information Act (PHIA) must also be reviewed in the same timeframe.

CRITICAL BACKGROUND:

- The Information and Privacy Policy Secretariat (IPPS) is responsible for coordinating the FIPPA review process. IPPS has been researching issues and recent amendments to comparable legislation in other provinces and territories. The secretariat has also been identifying current issues with the administration of the legislation for potential amendment.
- Some of the considerations identified in the research include:
 - mandatory proactive disclosure of public information including FIPPA access decisions, Ombudsman investigation reports, contracting information, databases of non-personal information and regular government reports such as the Estimates Supplements;
 - timelines for processing access requests, consulting with third parties, and accessing archived personal information;
 - definitions and terminology to improve understanding and administration of the act - including the definition of a record under the act, personal information, records under the Whistle Blower Act, research agreements, and cabinet records;
 - provisions for managing growing volumes of access to information requests including volume related time extensions and the of consideration of multiple simultaneous requests of a related or sequential nature;
 - clarification on the application of mandatory and discretionary exceptions to disclosure to ensure limited application.

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	Assistant Deputy Minister	Director Communications
	(204-945-4271)	Services Manitoba Information and
		Privacy Policy Secretariat
_		(204-945-2523)
Date:	April 18, 2016	



BRIEFING MATERIALS

TOURISM, CULTURE, HERITAGE, SPORT AND CONSUMER PROTECTION

SUBJECT: Proactive Disclosure of Public Information

ISSUE:

Increased disclosure of non-personal or confidential information held by government.

CRITICAL BACKGROUND:

- The Manitoba government currently posts information about major government programs and services, government contracts and expenditures, Orders-in-Council and FIPPA access requests to its website at Manitoba.ca.
- It also publishes the Laws of Manitoba, the daily Hansard of the debates and proceedings of the Legislature, judgments of provincial courts, the annual Estimates of Revenue and Expenditure and Public Accounts.
- Each department provides access to its annual report, other publications and information such as record of the proceedings and decisions of various commissions and tribunals.
- Central government and departments continue to identify opportunities for providing routine access to additional information or to provide further levels of detail to existing categories of information currently provided on-line.
- In addition to increasing the transparency and accountability of public service, this
 initiative serves to reduce the reliance of the public on access information through
 the Freedom of Information and Protection of Privacy Act (FIPPA).
- Section 19 Cabinet Confidence

Contacts: Debbie MacKenzie Assistant Deputy Minister (204-945-4271) Mike Baudic Director Communications Services Manitoba Information and Privacy Policy Secretariat (204-945-2523)

Date: April 18, 2016



TOURISM, CULTURE, HERITAGE, SPORT AND CONSUMER PROTECTION

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