

## Annotated Section Index The Health Information Protection Act (HIPA)

The purpose of this table is to provide an index of references to Saskatchewan's *The Health Information Protection Act* (HIPA) where a statute was cited in any Commissioner's Report (Review and Investigative) available online at: [www.oipc.sk.ca](http://www.oipc.sk.ca).

Act Section	Section Description	Report Number					
		FOIP Review	FOIP Investigation	LA FOIP Review	LA FOIP Investigation	HIPA Review	HIPA Investigation
<b>PART I</b>	<b>PRELIMINARY MATTERS</b>						
<b>1</b>	<b>Short Title</b>						
<b>2</b>	<b>Interpretation</b>		<a href="#">IR-F-2007-001</a>				
2(b)		<a href="#">F-2006-001</a>					
2(d)		<a href="#">F-2005-001</a>					
2(h)		<a href="#">F-2005-001</a>	<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2004-001</a>
2(j)							<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2007-001</a>
							<a href="#">IR-H-2010-001</a>
2(m)		<a href="#">F-2004-006</a>	<a href="#">IR-F-2005-001</a>	<a href="#">LA-2009-002</a>		<a href="#">H-2006-001</a>	<a href="#">IR-H-2004-001</a>
		<a href="#">F-2005-001</a>	<a href="#">IR-F-2007-001</a>			<a href="#">H-2007-001</a>	<a href="#">IR-H-2005-002</a>
		<a href="#">F-2006-001</a>				<a href="#">H-2008-001</a>	<a href="#">IR-H-2007-001</a>
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2(m)(ii)		<a href="#">F-2008-001</a>				<a href="#">H-2007-001</a>	
						<a href="#">H-2008-002</a>	
2(m)(iv)				<a href="#">LA-2009-002</a>		<a href="#">H-2007-001</a>	
						<a href="#">H-2008-002</a>	
						<a href="#">H-2009-001</a>	
2(m)			<a href="#">IR-F-2005-001</a>				<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
2(q)							<a href="#">IR-H-2005-002</a>
2(t)		<a href="#">F-2005-001</a>		<a href="#">LA-2009-002</a>		<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
		<a href="#">F-2006-001</a>				<a href="#">H-2007-001</a>	
		<a href="#">F-2008-001</a>				<a href="#">H-2008-001</a>	
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2(t)(i)			<a href="#">IR-F-2005-001</a>				<a href="#">IR-H-2004-001</a>
			<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2007-001</a>
2(t)(ii)				<a href="#">LA-2009-002</a>		<a href="#">H-2009-001</a>	
2(t)(xi)						<a href="#">H-2007-001</a>	
2(t)(xii)							<a href="#">IR-H-2010-001</a>
2(u)						<a href="#">H-2008-002</a>	<a href="#">IR-H-2010-001</a>
3	Application of Act						
3(2)			<a href="#">IR-F-2007-001</a>				
4	Act prevails		<a href="#">IR-F-2007-001</a>			<a href="#">H-2006-001</a>	
						<a href="#">H-2008-001</a>	
4(1)						<a href="#">H-2008-001</a>	
4(2)						<a href="#">H-2008-001</a>	
4(3)		<a href="#">F-2004-006</a>				<a href="#">H-2008-001</a>	
		<a href="#">F-2006-001</a>					

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			<a href="#">IR-F-2007-001</a>				
			<a href="#">IR-F-2009-001</a>				
4(4)(b)							<a href="#">IR-H-2004-001</a>
4(4)(e)						<a href="#">H-2008-001</a>	
4(4)(g.1)							<a href="#">IR-H-2007-001</a>
4(5)			<a href="#">IR-F-2005-001</a>				
4(6)			<a href="#">IR-F-2005-001</a>			<a href="#">H-2008-001</a>	<a href="#">IR-H-2004-001</a>
			<a href="#">IR-F-2007-001</a>				
			<a href="#">IR-F-2009-001</a>				

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<b>PART II</b>	<b>RIGHTS of the INDIVIDUAL</b>						
<b>5</b>	<b>Consent required for use or disclosure</b>						
5(2)		<a href="#">F-2005-001</a>					
<b>6</b>	<b>Consent</b>					<a href="#">H-2008-002</a>	<a href="#">IR-H-2005-002</a>
6(4)							<a href="#">IR-H-2005-002</a>
<b>7</b>	<b>Right to revoke consent</b>						<a href="#">IR-H-2005-002</a>
<b>8</b>	<b>Rights re comprehensive health record</b>						
<b>9</b>	<b>Right to be informed</b>		<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
9(1)							<a href="#">IR-H-2005-002</a>
9(2)							<a href="#">IR-H-2005-002</a>
9(3)							<a href="#">IR-H-2005-002</a>
<b>10</b>	<b>Right to information about disclosures without consent</b>		<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
10(2)							<a href="#">IR-H-2005-002</a>

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<b>PART II</b>	<b>RIGHTS of the INDIVIDUAL</b>						
11	Rights re production of health services number						
12	Right to access by individual	<a href="#">F-2004-006</a>				<a href="#">H-2007-001</a>	<a href="#">IR-H-2005-002</a>
13	Right to request amendment						
14	Right to review or appeal						
15	Right to designate						
<b>PART III</b>	<b>DUTY of TRUSTEE to PROTECT PERSONAL HEALTH INFORMATION</b>						
16	Duty to protect	<a href="#">F-2004-006</a>	<a href="#">IR-F-2005-001</a>			<a href="#">H-2008-002</a>	<a href="#">IR-H-2004-001</a>
			<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2007-001</a>
							<a href="#">IR-H-2010-001</a>
17	Retention and destruction policy		<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2004-001</a>
18	Information management service provider		<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2007-001</a>

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<b>PART III</b>	<b>DUTY of TRUSTEE to PROTECT PERSONAL HEALTH INFORMATION</b>						
18(1)							<a href="#">IR-H-2005-002</a>
18(1)(a)							<a href="#">IR-H-2007-001</a>
18(5)							<a href="#">IR-H-2005-002</a>
18(3)							<a href="#">IR-H-2007-001</a>
18(5)							<a href="#">IR-H-2007-001</a>
18.1	<b>Comprehensive health record</b>						<a href="#">IR-H-2005-002</a>
19	<b>Duty to collect accurate information</b>		<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2004-001</a>
							<a href="#">IR-H-2005-002</a>
20	<b>Duty where one trustee discloses to another</b>						<a href="#">IR-H-2004-001</a>
							<a href="#">IR-H-2005-002</a>
21	<b>Duty where disclosing to persons other than trustees</b>						<a href="#">IR-H-2005-002</a>
22	<b>Continuing duties of trustees</b>					<a href="#">H-2008-001</a>	

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<b>PART IV</b>	<b>LIMITS on COLLECTION, USE and DISCLOSURE of PERSONAL HEALTH INFORMATION by TRUSTEES</b>						
23	Collection, use and disclosure on a need-to-know basis		<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
23(1)							<a href="#">IR-H-2005-002</a>
23(2)							<a href="#">IR-H-2005-002</a>
24	Restrictions on collection						<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
24(1)							<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
24(2)							<a href="#">IR-H-2010-001</a>
24(4)							<a href="#">IR-H-2005-002</a>
25	Manner of collection		<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
25(1)							<a href="#">IR-H-2005-002</a>
25(1)(a)							<a href="#">IR-H-2005-002</a>
25(1)(f)							<a href="#">IR-H-2005-002</a>

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25(1)(f)							<a href="#">IR-H-2010-001</a>
25(2)							<a href="#">IR-H-2005-002</a>
25(3)							<a href="#">IR-H-2005-002</a>
26	<b>Restriction on use</b>						<a href="#">IR-H-2005-002</a>
26(2)							<a href="#">IR-H-2005-002</a>
26(2)(a)							<a href="#">IR-H-2005-002</a>
26(2)(c)							<a href="#">IR-H-2005-002</a>
26(2)(d)							<a href="#">IR-H-2005-002</a>
27	<b>Disclosure</b>					<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
						<a href="#">H-2008-001</a>	<a href="#">IR-H-2010-001</a>
27(1)						<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
27(2)						<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
27(2)(a)							<a href="#">IR-H-2005-002</a>
27(2)(b)						<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
27(2)(c)						<a href="#">H-2006-001</a>	-

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27(2)(c)(i)						<a href="#">H-2006-001</a>	
27(2)(c)(ii)						<a href="#">H-2006-001</a>	
27(3)						<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
27(3)(a)							<a href="#">IR-H-2005-002</a>
27(3)(b)			<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2005-002</a>
27(4)							<a href="#">IR-H-2005-002</a>
27(4)(a)						<a href="#">H-2007-001</a>	<a href="#">IR-H-2010-001</a>
27(4)(c)						<a href="#">H-2006-001</a>	
27(4)(e)				<a href="#">LA-2009-002</a>		<a href="#">H-2006-001</a>	
						<a href="#">H-2009-001</a>	
27(4)(e)(ii)(B)			<a href="#">IR-F-2007-001</a>				
27(4)(g)							<a href="#">IR-H-2005-002</a>
27(4)(g)(i)							<a href="#">IR-H-2005-002</a>
27(4)(g)(ii)							<a href="#">IR-H-2005-002</a>

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<b>PART IV</b>	<b>LIMITS on COLLECTION, USE and DISCLOSURE of PERSONAL HEALTH INFORMATION by TRUSTEES</b>						
27(4)(g)(iii)							<a href="#">IR-H-2005-002</a>
27(4)(j)							<a href="#">IR-H-2005-002</a>
27(4)(l)							<a href="#">IR-H-2010-001</a>
27(4)(n)							<a href="#">IR-H-2010-001</a>
27(4)(o)							<a href="#">IR-H-2010-001</a>
27(4)(p)							<a href="#">IR-H-2010-001</a>
<b>28</b>	<b>Disclosure of registration information</b>						<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
28(1)							<a href="#">IR-H-2005-002</a>
28(1)(a)							<a href="#">IR-H-2005-002</a>
28(3)							<a href="#">IR-H-2005-002</a>
<b>29</b>	<b>Use and disclosure for research</b>						<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2010-001</a>
<b>30</b>	<b>Use of disclosure prohibited</b>						

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<b>PART V</b>	<b>ACCESS of INDIVIDUALS to PERSONAL HEALTH INFORMATION</b>						
31	Interpretation ["applicant" and "written request for access"]					<a href="#">H-2008-001</a>	
32	Right of access					<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
						<a href="#">H-2007-001</a>	
						<a href="#">H-2008-001</a>	
33	Oral request for access					<a href="#">H-2008-001</a>	
34	Written request for access					<a href="#">H-2006-001</a>	
						<a href="#">H-2008-001</a>	
35	Duty to assist			<a href="#">LA-2009-002</a>		<a href="#">H-2006-001</a>	
						<a href="#">H-2009-001</a>	
35(1)						<a href="#">H-2008-001</a>	
36	Response to written request					<a href="#">H-2006-001</a>	
						<a href="#">H-2008-001</a>	
36(1)(a)						<a href="#">H-2006-001</a>	
						<a href="#">H-2008-001</a>	
36(1)(b)						<a href="#">H-2006-001</a>	

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36(1)(b)						<a href="#">H-2008-001</a>	
36(1)(c)						<a href="#">H-2006-001</a>	
						<a href="#">H-2008-001</a>	
36(1)(c)(i)						<a href="#">H-2006-001</a>	
36(1)(c)(ii)						<a href="#">H-2006-001</a>	
36(3)						<a href="#">H-2008-001</a>	
<b>37</b>	<b>Extension of time</b>						
<b>38</b>	<b>Refusing access</b>	<a href="#">F-2008-001</a>				<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
						<a href="#">H-2007-001</a>	
						<a href="#">H-2008-002</a>	
38(1)(a)		<a href="#">F-2008-001</a>				<a href="#">H-2007-001</a>	
						<a href="#">H-2008-001</a>	
						<a href="#">H-2008-002</a>	
38(1)(c)						<a href="#">H-2008-002</a>	
38(1)(d)(iii)				<a href="#">LA-2009-002</a>		<a href="#">H-2009-001</a>	
38(1)(e)		<a href="#">F-2004-006</a>		<a href="#">LA-2009-002</a>		<a href="#">H-2009-001</a>	

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38(2)						<a href="#">H-2007-001</a>	
						<a href="#">H-2008-002</a>	
<b>39</b>	<b>Fee</b>					<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
						<a href="#">H-2008-001</a>	
<b>40</b>	<b>Right of amendment</b>						
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<b>41</b>	<b>Interpretation of Part</b>						
<b>42</b>	<b>Application for review</b>	<a href="#">F-2004-006</a>				<a href="#">H-2006-001</a>	
42(1)(a)						<a href="#">H-2006-001</a>	
42(1)(c)			<a href="#">IR-F-2007-001</a>			<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2007-001</a>
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<b>43</b>	<b>Review or refusal to review</b>						
43(2)(f)							<a href="#">IR-H-2005-002</a>
<b>44</b>	<b>Notice of intention to review</b>						

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47	Burden of proof					<a href="#">H-2006-001</a>	
						<a href="#">H-2007-001</a>	
						<a href="#">H-2008-002</a>	
48	Commissioner to report						
49	Decision of trustee						
50	Appeal to court						
51	Powers of court on appeal						
<b>PART VII</b>	<b>COMMISSIONER</b>						
52	Privacy powers of commissioner		<a href="#">IR-F-2005-001</a>				<a href="#">IR-H-2005-002</a>
							<a href="#">IR-H-2007-001</a>
52(b)			<a href="#">IR-F-2007-001</a>				
52(c)			<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2010-001</a>
52(d)			<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2007-001</a>

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<b>PART VII</b>	<b>COMMISSIONER</b>						
52(d)							<a href="#">IR-H-2010-001</a>
52(e)			<a href="#">IR-F-2007-001</a>				<a href="#">IR-H-2010-001</a>
<b>53</b>	<b>General powers of commissioner</b>						<a href="#">IR-H-2005-002</a>
<b>54</b>	<b>Confidentiality</b>						
<b>55</b>	<b>Non-compellability</b>						
<b>PART VIII</b>	<b>GENERAL</b>						
<b>56</b>	<b>Exercise of rights by other persons</b>	<a href="#">F-2006-001</a>		<a href="#">LA-2009-002</a>		<a href="#">H-2006-001</a>	<a href="#">IR-H-2005-002</a>
						<a href="#">H-2009-001</a>	
						<a href="#">H-2008-001</a>	
56(a)				<a href="#">LA-2009-002</a>		<a href="#">H-2006-001</a>	
						<a href="#">H-2009-001</a>	
56(f)						<a href="#">H-2006-001</a>	
<b>57</b>	<b>Information about trustees</b>						
<b>58</b>	<b>Decisions of trustees</b>						

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59	Transfer of records to district health boards						
60	Annual report						
61	Proceedings prohibited						
62	Immunity from prosecution						
63	Regulations						
64	Offences						
64(1)(e)						<a href="#">H-2008-002</a>	
<b>PART IX</b>	<b>TRANSITIONAL, CONSEQUENTIAL AMENDMENTS and COMING INTO FORCE</b>						
65	Transitional						<a href="#">IR-H-2005-002</a>
66	S.S. 1990-91, c.F-22.01 amended						
67	R.S.S. 1978, c.H-15, section 12 repealed						
68	S.S. 1990-91, c.L-27.1 amended						
69	Not yet proclaimed						

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<b>PART IX</b>	<b>TRANSITIONAL, CONSEQUENTIAL AMENDMENTS and COMING INTO FORCE</b>						
70	R.S.S. 1978, c.H-15, section 37 amended						
71	Coming into force						