IN THE MATTER OF THE ACCESS TO INFORMATION ACT

BEFORE: THE ACCESS TO INFORMATION APPEAL TRIBUNAL

APPEAL REF. NO: AT/PETROJAM/2012/1

BETWEEN	**ROGER CHANG**	**APPELLANT**
AND	**PETROJAM LIMITED**	**RESPONDENT**

Hearing Dates: November 26, 2012; December 20, 2012.

Appeals Tribunal Members

Hon. Mrs. Dorothy Pine McLarty, O.J. Chairman
Professor Edward Baugh, C.D.
Ms. Fae Ellington, O.D.
Reverend Philip G. O'B. Robinson, O.D.
Hon. Justice Roy K. Anderson (Retired)

Mr. Roger Chang representing himself;
Mr. William Panton and Mrs. Erica Rae-Harvey/Ms. Maria Burke instructed by Dunn Cox for the Respondent
Present on behalf of the Respondent, its General Manager, Mr. Winston Watson

APPELLANT'S SUBMISSION

1. This is an appeal by Mr. Roger Chang, a businessman, ("the Appellant") under the Access to Information Act ("the Act") against a decision by Petrojam Limited ("the Respondent") denying his request for information as to the cost of goods sold as fuel to Jamaica Public Service Co. Ltd. and the value-added cost (refining cost).

2. The Appellant had by letter to the Respondent dated October 10, 2011, sought certain information with respect to how it arrived at the prices at which it sold Jamaica Public Service Company (JPSCo) fuel supplied by the Respondent to that public utility. The information sought was comprised in five (5) different contracts signed over time between the Respondent and the JPSCo. The company in its response letter to Mr. Chang, dated October 27, 2011, refused to provide the information and the Appellant has exercised his right under the Act to seek to over-ride this decision by appealing to the tribunal.