

Update

Privacy Law and Practice

Service 114 — May 2021

UPDATED MATERIAL IN SERVICE 114 INCLUDES:

Commentary

Privacy Act 2020

Additions have been made to the commentary on the Privacy Act 2020 in the following sections:

- PA17.13 Section 17(1)(h) To monitor use of unique
- PA17.14 Section 17(1)(i) Inquiries
- PA17.20 Section 17(1)(o) To report to the Prime Minister
- PA18.5 Deciding whether regulations should be continued
- PA32.11 Codes may be applied to information about deceased persons
- PA74.6 Section 74(1)(d): code of practice complaints procedure
- PA74.14 Advice of decision and reasons
- PA77.9 Service of s 77 decision
- PA77.10 Time limit for commencing proceedings
- PA80.4 Privacy Regulations 2020 govern service
- PA81.7 Service of s 81(4) decision
- PA81.8 Time limit for commencing proceedings
- PA82.3 Office of the Privacy Commissioner Procedures Manual
- PA82.4 Regulations
- PA93.5 Service of s 93(4) determinations
- PA94.5 Referral of complaint to Director of Human Rights Proceedings
- PA94.6 Service of notice under s 94(6)
- PA94.7 Time limit for commencing proceedings
- PA130.4 Human Rights Review Tribunal Regulations
- PA131.3 Human Rights Review Tribunal Regulations
- PA133.3 Costs
- PA133.4 Offence provision
- PA134.3 Section 134: applicability of Human Rights Act provisions to compliance notice proceedings
- S 138 Interpretation
- PA152.4 Service of notices
- PA154.3 Regulations prescribing matters Commissioner may specify to lead agency as matters to be included in a report by the lead agency
- PA155.4 Reporting requirements in Privacy Regulations 2020
- PA155.5 Character of the reporting requirements
- PA156.3 Reporting notices issued by the Privacy Commissioner

PA170.3 Other law enforcement information sharing law: Intelligence and Security Act 2017
PA181.6 Service of notices
PA193.6 “Law providing comparable safeguards to those in this Act”
PA193.14 Comparison between IPP 12 and s 193
PA198.3 Human Rights Review Tribunal Regulations
PA201.4 Appointment of privacy officer from outside agency
PA201.10 Departmental agencies must appoint their own privacy officers
PA201.11 Protected disclosures (Whistleblower Protection)
PA201A.3 Interdepartmental executive board
PA211.3 Liability of employers
PA211.8 Section 211(2): Employer defence
PA214.4 Standards and processes
PA214.5 Monitoring and continuation or amendment of regulations
PA214.6 Amendment or revocation of regulations where country no longer provides comparable safeguards

Codes of Practice

COP2.0–COP2.6 Credit Reporting Privacy Code 2020 material has been updated.

Banking and Finance

The codes in the Banking and Finance have been updated.

Business and Administration Practices

BAP1–BAP8 Business and Administration Practices material has been updated.

International

The International material has been updated with OECD Recommendation on Digital Security Risk Management for Economic and Social Prosperity 2015 (replaces Guidelines for the Security of Information Systems and Networks: Towards a Culture of Security 2002).

Legislation

Privacy Act 2020

The Privacy Act 2020 has been updated to reflect the 9 December 2020 reprint.

Mental Health and Wellbeing Commission Act 2020

The Mental Health and Wellbeing Commission Act 2020 has amended the Ombudsmen Act 1975, Official Information Act 1982 and the Health and Disability Commissioner Act 1994.