



information
and privacy
commission
new south wales

Quarterly Report on IPC Regulatory Priorities Q4 2019/20: April to June 2020

September 2020



Regulatory Plan Initiatives Status

Regulatory Plan Priority	Status	Project/Initiative
Regulatory Priority 1	Finalised	<ul style="list-style-type: none"> • S112. Develop Information Commissioner guidance regarding copyright and the GIPA Act • S212. Develop a Fact Sheet on the IPC's role in NCAT • S312. Develop a Fact Sheet for the Fines Administration Act Breach Notification and Processes, including any business systems changes required • Provide recommendations to the Ministers regarding fees & charges under GIPA
	Issues – resources	<ul style="list-style-type: none"> • S111. Undertake an annual intelligence assessment/research of the trends in types of information requested to inform understanding of the regulatory environment and risks
	On-track	<ul style="list-style-type: none"> • S111. Develop a Fact Sheet on privacy and open access with a particular focus on councils • S111. Undertake identified proactive audits to elevate and influence compliance including within the Local Council Sector and other Announced Audits • S211. Update the Fact Sheet on authorised proactive release • S212. Assess utilisation of the Information Governance Agency Self-assessment Tools to support review by I&R and LCRA • S313. Contribute to review of Agency fees and charges and lead the development of guidance
	Yet to Commence	<ul style="list-style-type: none"> • S113. Review and develop privacy resources for citizens accessing the correct rights pathways highlighting the differences between internal review and complaints • S113. Review and update resources on the voluntary data breach process arising from the impact of the introduction of any mandatory data breach scheme • S314. Review the privacy governance framework • S315. Develop a Fact Sheet about privacy offences
Regulatory Priority 2	Finalised	<ul style="list-style-type: none"> • S112. Develop a citizen Fact Sheet on State Owned Corporations for both Information Access and Privacy • S312. Collaborate with State Records to deliver a Fact Sheet on record keeping, including digital records • S111 Conduct 2020 Community Attitudes Survey including s16 questions on agency support for GIPA applicants
	On-track	<ul style="list-style-type: none"> • S111, S112. Develop relevant statements of IPC and Commissioners' regulatory stance and public position pieces on relevant regulatory issues
	Yet to Commence	<ul style="list-style-type: none"> • S113. Create infographics and/or video clips on specific topics • S314. Develop resources for the exercise of functions of Ministers and Ministerial Offices under the IPC's legislation • S211. Develop a Fact Sheet on the application of Information Access and Privacy legislation on the use of new forms of digital communications such as WhatsApp, Facebook, Google Messenger.
Regulatory Priority 3	Finalised	<ul style="list-style-type: none"> • S311. Develop a Fact Sheet about the IPC's functions and role in consultations on privacy projects and governance • S312. Develop guidance to assist agencies in assessing the impact of digital projects and service delivery on rights incorporating a review of the IPC's Privacy Impact Assessment guidance and collaborate with I&R • S313. Develop a Fact Sheet on Privacy by Design • Conduct a privacy awareness survey

	On-track	<ul style="list-style-type: none"> • Make recommendations for administrative/legislative change to promote and uphold privacy rights, including with respect to managing data breaches and open data
Regulatory Priority 4	Issues – resources	<ul style="list-style-type: none"> • S311. Capture and report data from regulatory activities regarding digital service delivery
	On-track	<ul style="list-style-type: none"> • Engage with agencies to identify risks and provide guidance to promote and preserve information access rights • Provide advice and assistance to entities undertaking government business regarding government's obligations under the GIPA Act. • Examine the operation of the GIPA Act in the context of digital government; increased outsourcing and partnership arrangements and new administrative models for service delivery
	Yet to commence	<ul style="list-style-type: none"> • S114. Develop a Fact Sheet on access to information about public officials under the GIPA Act • S213. Develop a Fact Sheet to assist people with reduced decision-making to make an application under the GIPA Act. • Promote improved access to information at the lowest reasonable cost through digital solutions that impact processing and other charges

Reporting Priorities by percentage

There are currently 33 Regulatory Priorities listed in the IPC Regulatory Plan 2020-22. This quarter 10 priorities were finalised as follows:

- **Regulatory Priority 1:**
 - S212. Develop a Fact Sheet on the IPC's role in NCAT
 - S312. Develop a Fact Sheet for the Fines Administration Act Breach Notification and Processes, including any business systems changes required
 - Provide recommendations to the Ministers regarding fees & charges under GIPA
- **Regulatory Priority 2:**
 - S112. Develop a citizen Fact Sheet on State Owned Corporations for both Information Access and Privacy
 - S312. Collaborate with State Records to deliver a Fact Sheet on record keeping, including digital records
 - S111 Conduct 2020 Community Attitudes Survey including s16 questions on agency support for GIPA applicants
- **Regulatory Priority 3:**
 - S311. Develop a Fact Sheet about the IPC's functions and role in consultations on privacy projects and governance
 - S312. Develop guidance to assist agencies in assessing the impact of digital projects and service delivery on rights incorporating a review of the IPC's Privacy Impact Assessment guidance and collaborate with I&R
 - S313. Develop a Fact Sheet on Privacy by Design

- Conduct a privacy awareness survey
- **Regulatory Priority 4:**
 - There were no regulatory priorities finalised for the quarter

In this quarter (Q4 2019/20) of reporting the IPC finalised 10 (30.3%) of the 33 Regulatory Initiatives

The IPC's Regulatory Plan commenced in January 2020 and between January and March 1 (3.0%) of the total Regulatory Priorities were finalised. Accordingly, there was an increase of finalised priorities of 30.3%, with a total of 33.3% of all Regulatory Initiatives being finalised on 1 July 2020.

Priority Status Overview

Date	Finalised	On-track	Issues	Yet to commence
Past Quarter (Q3 19/20)	3.0%	51.5%	0%	45.5%
Net change this quarter	↑30.3%	↓21.2%	↑6.1%	↓15.2%
Year to date* (Q4 19/20)	33.3%	30.3%	6.1%	30.3%

*As at 1 July 2020.