

30 October 2024

Miss W Forest

By email only to: fyi-request-28859-d86d24e9@requests.fyi.org.nz

Tēnā koe

Official Information Act Request (Our Ref: OIA/0408)

We refer to your Official Information Act request of 22 October 2024.

You request:

During the commissioner's two previous reporting years and current year - whichever is convenient to obtain information from relating to current and two previous calendar years.

Which or How many investigations the commissioner has commenced that could be counted as under the act s. 79(b) by the commissioner's own initiative.

If the commissioner also have any data surrounding what or at least what area the investigations were in e.g. internet privacy etc. this would be helpful for research purposes.

Your request is declined under section 18(e) of the Official Information Act on the basis that we do not hold the information you have requested. According to our records, the Privacy Commissioner has not commenced any investigations on his own initiative under s79(b) of the Privacy Act 2020 over this period.

Please note however that the Privacy Commissioner has exercised his regulatory functions to engage or inquire into various privacy matters, including under section 17(1)(i) of the Privacy Act. Our media statements about our public inquiries and compliance investigations are available on the OPC website including:

- Inquiry into Foodstuffs North Island's FRT trial starts today¹
- New Zealand-Australia investigation into Latitude breach begins²
- Terms of reference of joint inquiry into Police photographing of members of the public³

¹ <https://privacy.org.nz/publications/statements-media-releases/inquiry-into-foodstuffs-north-islands-frt-trial-starts-today/>

² <https://privacy.org.nz/publications/statements-media-releases/new-zealand-australia-investigation-into-latitude-breach-begins/>

³ <https://privacy.org.nz/publications/statements-media-releases/terms-of-reference-of-joint-inquiry-into-police-photographing-of-members-of-the-public/>

- Privacy Commissioner to focus on privacy in rental sector⁴
- Compliance investigation into Mercury IT breach commenced.⁵

If you are not satisfied with my response to your request, under section 28 of the Official Information Act 1982 you have the right to ask the Ombudsman to investigate and review my decision on your request.

Nāku iti noa, nā

A handwritten signature in blue ink that reads "Liz MacPherson". The signature is written in a cursive style and is contained within a thin blue rectangular border.

Liz MacPherson
Deputy Privacy Commissioner

⁴ <https://privacy.org.nz/publications/statements-media-releases/privacy-commissioner-to-focus-on-privacy-practices-in-rental-accommodation-sector/>

⁵ <https://privacy.org.nz/publications/statements-media-releases/compliance-investigation-into-mercury-it-breach-commenced/>