

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS
BUDGET ESTIMATES 2017

Office of the Australian Information Commission

Question No. BE17-131

Senator Griff asked the following question on 02 June 2017:

1. Please outline the education and outreach the OAIC is planning and/or conducting to help relevant businesses and organisations prepare for the start of the mandatory data breach notification scheme in February.
 - a. Please provide any guides, guidelines or other educational material your office has produced to date.

The response to the honourable Senator's question is as follows:

- 1) The OAIC is implementing a range of activities to assist stakeholders understand and prepare for the Notifiable Data Breaches (NDB) scheme, ahead of its commencement on 22 February 2018.

The OAIC is focussing guidance efforts on practical, plain English materials, in addition to a calendar of events through its Privacy Professionals' Network (PPN) throughout 2017 to provide briefings on the implementation of the NDB scheme.

NDB resources developed by the office are published on the OAIC's NDB webpage: www.oaic.gov.au/ndb. Since publication on 7 April 2017, the NDB webpage has been visited over 13,600 times.

The OAIC held a roundtable consultation for peak private sector organisations on 3 May 2017. Eighteen peak body representatives covering a large range of industry sectors attended the roundtable. These roundtable attendees have been, and will continue to be, notified of the publication of draft resources as they are released for consultation.

As well key government agencies and departments have been engaged in the development of the draft NDB resources.

The first tranche of resources released in the first week of June 2017 covered the scope of the scheme, identifying eligible data breaches, requirements for notifying individuals, and the Australian Information Commissioner's role in the NDB scheme.

In addition, the NDB scheme was a major topic in a presentation given by the OAIC's Assistant Commissioner – Dispute Resolution, Andrew Solomon, on 14 June 2017 to the Commonwealth's Risk Senior Executive Service Cross Agency Network.

The OAIC is also leveraging its Privacy Professionals' Network (PPN) to notify approximately 1,400 privacy professionals from the public and private sector about the publication of draft NDB resources.

The OAIC's Consumer Privacy Network (CPN), which includes 14 organisations representing consumer interests, was also notified about the NDB draft resources. These organisations include consumer protection and advocacy groups. A full list is provided on the [OAIC website](#).

The OAIC has also publicised the NDB webpage and resources to the general public through social media platforms. Messaging across Twitter and LinkedIn has reached over 36,000 impressions. Further, approximately 40 online news reports have been published since 7 April 2017 in relation to the OAIC and the NDB scheme, with a maximum potential reach of 6.82 million. Consumer messaging will increase closer to the implementation date of the NDB scheme to increase awareness in the general public of the obligations of regulated entities.

The OAIC will similarly publicise the publication and consultation period of further NDB draft resources as they are developed by the office. The PPN newsletter (now 1,437 subscribers) and general privacy newsletter, OAICnet (4,099 subscribers) managed by the OAIC will provide updates on the publication of draft NDB resources. Between 7 April and 3 July 2017, three PPN newsletters and two OAICnet newsletters have directed subscribers to the OAIC's NDB webpage. In addition, the NDB scheme will be a key subject at PPN events in a number of capital cities.

- a) The OAIC has created a webpage for the publication of draft resources for the NDB scheme (<http://www.oaic.gov.au/ndb>).

Four draft NDB resources were published on the webpage on 2 June 2017. These resources are:

- [Entities covered by the NDB scheme](#)
- [Notifying individuals about an eligible data breach](#)
- [Identifying eligible data breaches](#)
- [Australian Information Commissioner's role in the NDB scheme](#)

These resources were open for public consultation until 14 July 2017. Further resources will be published on the NDB webpage in the coming months, with all resources finalised in November 2017.