

Privacy Foundation NZ Newsletter

No 5 August 2021

Welcome to the 5th issue of the Foundation's newsletter to bring members up to date with developments since our last newsletter.

Chair's message



Dear members and friends of the Foundation,
The year has flown by scarily fast, and we are already well into the second half of 2021! The AGM is approaching, and I encourage you all to participate in this. Although 2020 saw the Foundation in a largely Covid-19-reactive mode with all the privacy issues it suddenly thrust upon us, it also witnessed some solid gains, including an updated Privacy Act. We still have some serious issues to navigate, however, including those associated with the Covid Immunisation Register (CIR) which our Health Working Group are monitoring closely. The Government's recently unveiled Consumer Data Right (CDR), scheduled for adoption through legislation next year, will undoubtedly be challenging as it not only constitutes a new privacy right (data portability) but also enables business to obtain even more personal data.

The Foundation is planning an event later this year in Auckland which will focus on Data Sovereignty and Maori perspectives on personal data.

On a personal note, I am on sabbatical (research and study leave) from the University until the end of the year. This has allowed me the time not just to rejuvenate my research programme (which has been largely moribund due to the pressures of teaching and administration) but to assess strategic priorities for the Foundation in future. Two areas I am researching are first, whether global Internet platforms and others can be made to account for the unconscionable profits made from use of personal information and, secondly, whether collective data privacy rights can be exerted by groups as opposed to an individual.

Finally, as part of my sabbatical I will be travelling to the major centres – Wellington, Christchurch and Dunedin – visiting University colleagues who share my interest in privacy. The silver lining from not being able to travel overseas has been the chance to engage with local privacy scholars who are located not only within law faculties but also in several other disciplines. I intend to undertake a much-needed stock take of privacy scholarship in Aotearoa. I also hope to organise informal meetings in these centres (perhaps over a drink in a local establishment) with those of you who wish to meet me in person and details will be sent via email. It will be an opportunity to network with others and for me to hear directly about issues that concern you and your ideas for the Foundation.

Links

- Op-ed by Gehan: <https://www.newsroom.co.nz/ideasroom/why-cyber-security-is-a-people-problem>
- Symposium held on 9 July hosted by the University of Auckland Business School and the New Zealand Centre for Law and Business <https://www.eventbrite.co.nz/e/whos-doing-what-with-your-data-information-governance-in-a-digital-world-tickets-153251815305>
- New Master of Information Governance Degree at University of Auckland https://www.online.auckland.ac.nz/postgraduate-programmes/business/master-of-information-governance/?gclid=Cj0KCQjwraqHBhDsARIsAKuGZeGfxSdfjOHzreD2ahEtlmJSLERGuG_AbpQ7jmuc3Hj_3xGlaFOC1wlaAoF-EALw_wcB

Annual General Meeting: New Committee

The AGM will be held on Tuesday 31 August 2021 from 10 am – 11.00am University of Auckland,
Room no. 260-5115 (Floor 5 Owen G Glenn Building 12 Grafton Road)

Remote access: Zoom link –

<https://auckland.zoom.us/j/98216924644?pwd=dEdtUGVOMGZoeEJCWnpyNVBiWjRxdz09>

Meeting ID: 982 1692 4644

Passcode: 266333

The Chair's Report and Financial Report are attached to this newsletter.

Media releases

The Committee has issued the following media releases:

[Police Surveillance Must Be Considered](#) in response to police photographing members of the public
[Commencement of Privacy Act 2020 represents both a milestone and unfinished business](#) which was PFNZ's welcome to the Privacy Act 2020.

Commentaries

The Foundation frequently releases commentaries by members on its website and members make comment in the media. These do not formally represent the Foundation's position but they seek to promote informed discussion on privacy.

The following commentaries were released:

- Marcin Betkier, Natasha Mazey, Reuel Baptista: [Is the current definition of personal information enough to protect individuals from privacy harms?](#)
- Dr Andrew Chen: [Data Use protections for NZ Covid Tracer](#)

See also:

- Kathryn Dalziel: [It is my personal information: privacy concerns over Christchurch billboard cameras](#); [Stranger sent Kiwisaver info by AMP in years long privacy breach](#); [F45 gym turns away gym-goer after refusing to be filmed](#)

Submissions

Two submissions were made:

- [Consultation submission on amendment to information sharing agreement between MSD and Inland Revenue](#)
- [Consultation of the Death information Approved Information Sharing Agreement](#)