

# Information Commissioner's Update

**Presentation to the Practitioners' Network Forum**

21 February 2024

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information and  
privacy commission  
new south wales

# IPC farewells Elizabeth Tydd



- After 10 years as Information Commissioner and IPC CEO, Elizabeth Tydd concluded her time at the IPC on 2 February 2024.
- As Information Commissioner, Ms Tydd led the IPC to advance access to information, whilst working with agencies to streamline and simplify the process for individuals seeking access to government information.
- Ms Tydd's dedicated service and wealth of industry knowledge led the IPC to the reputation and high regard it holds today with her drive to promote public awareness and understanding of information access rights in NSW.

# Section 37 Report

- The IPC has commenced work on the *Report on the Operation of the GIPA Act 2022/23*
- Thank you to all agencies who provided their agency data. Pleasingly, this year there was 100% submission of all agency data.
- The IPC is currently in the drafting stage of the Report.
- Tabling of the Report in Parliament is planned for April 2024.



# Recent IPC Audits

- The IPC published two information access audits in January which examined:
  - Disclosure Logs that agencies must make publicly available under s 6 of the GIPA Act
  - Section 6(5) records detailing agency's withholding of any open access information
- The audits found that while agencies demonstrated a high level of compliance with publishing their disclosure logs and making them available, there was systemic non-compliance across all sectors with publishing a s.6(5) record.
- Concerningly low numbers of agencies are updating their logs and s.6(5) records in the past 12 months.
- While the audits demonstrated low compliance across all sectors, there was particular concern for the local council sector.
- The audits and accompanying media release can be found on the [IPC website](#).

# Significant regulatory matters

- The IPC has engaged with a regional council and NSW Planning over the operation of the NSW Planning Portal and open access requirements.
- The Information Commissioner commenced a review of the submissions to the NSW Parliament's AI Inquiry in anticipation of hearings to be held in March.
- The IPC is aware of Treasury Circular *TPG 24-01 Management of NSW Government Payments* which sets out changes for GSF agencies to optimise payment methods. The IPC is currently reviewing to provide advice on this change.
- Acting arrangements are in place pending the announcement of the incoming Information Commissioner.

# Speaking Engagements

**The Information Commissioner presented at the following engagements last quarter:**

- Digital.NSW Showcase Panel Session – 22 November 2023
- 2023 NSW AI Summit – 18 December 2023

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