

**Periodic Update Report
On
Developments in Data Protection Law
In New Zealand**

(January – June 2016)

Report to the European Commission
by the competent supervisory authority
for the application of the legal data protection standards
in New Zealand

30 June 2016



Privacy Commissioner
Te Mana Matapono Matatapu
New Zealand

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Directorate-General for Justice
Brussels
Belgium

Dear Bruno

Update report on developments in New Zealand data protection law

I am pleased to take this opportunity to update the European Commission in relation to the legal standards for the protection of personal data in New Zealand.

This continues a reporting process commenced with a first report in December 2015.¹ That first report covered the two years since the adequacy decision was granted in relation to New Zealand. My office also provided a supplementary report in March 2016 answering some questions in relation to that first report.²

This report, and future reports, will only cover 6 month periods and thus can usually be expected, as here, to be quite brief. Although in the current period there is nothing to report I have maintained a consistent reporting format to ensure comparability of reports for the different periods.

Yours sincerely



John Edwards
New Zealand Privacy Commissioner

¹ See <https://privacy.org.nz/assets/Files/International-APPA-APEC/Report-on-NZ-Adequacy-to-EC-December-2015.pdf>.

² <https://privacy.org.nz/assets/Files/International-APPA-APEC/Supplementary-Report-on-NZ-Adequacy-to-EC-updated.pdf>.

1. Background

On 19 December 2012 The European Commission formally decided that for the purposes of Article 25(2) of the Directive 95/46/EC, New Zealand is considered as ensuring an adequate level of protection for personal data transferred from the EU.

The EC has a responsibility to monitor the functioning of the decision. To assist the EC to undertake this monitoring, the New Zealand Privacy Commissioner as 'the competent supervisory authority for the application of the legal data protection standards in New Zealand' has undertaken periodically to submit update reports on developments in New Zealand data protection law.

On 22 December 2015 the Privacy Commissioner submitted the first report that briefly surveyed developments since the commencement of the EC decision in 2013. This report covers the period January to June 2016 (inclusive).

It is understood by the EC that the Privacy Commissioner does not purport to speak for the New Zealand Government.

2. Statutory amendments to New Zealand privacy law

There have been no substantive amendments to the Privacy Act 1993 during the period.

3. Other statutory developments

There have been no other statutory developments of particular note during the period.

4. Other developments

There have been no other developments of particular significance worth drawing to your attention at this time.

5. Further information and reports

Further information about any aspect of this report may be requested from Blair Stewart, Assistant Commissioner (Auckland), Office of the Privacy Commissioner at blair.stewart@privacy.org.nz.

It is anticipated that the next periodic report would be provided in December or thereabouts.