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19 June 2013

Research Director
Legal Affairs and Community Safety Committee
Parliament House
George Street
Brisbane QLD 4000

Dear Mr Brook Hastie

Justice and Other Legislation Amendment Bill 2013 (the Bill)

The Chair of the Legal Affairs and Community Safety Committee (the Committee) wrote to the Office of the Information Commissioner (the Office) on 11 June 2013 inviting submissions on the Justice and Other Legislative Amendment Bill 2013.

Of specific relevance to this Office, are Part 19, Clauses 84 and 85 and Part 33, Clauses 161 and 162 of the Bill. These clauses concern amendments to section 127 of the *Information Privacy Act 2009* (IP Act) and section 114 of the *Right to Information Act 2009* (RTI Act) that deal with vexation applicants and enable the name of an applicant declared vexatious to be published.

The Department of Justice and Attorney-General in the course of the drafting, consulted this Office on these specific clauses. The Office considers it addresses the issue raised by this Office and the recommendation of the Committee in its Report No. 7, *Oversight of the Office of the Information Commissioner*, tabled on 2 August 2012.¹ Thank you for the opportunity to provide submissions.

Yours sincerely,

Clare Smith
Acting Information Commissioner



¹ Recommendation 1 That the RTI Act be amended to allow the publication of the name of a person declared by the Information Commissioner to be a vexatious applicant.