



Queensland

Information Privacy Act 2009

Information Privacy Regulation 2025

Current as at 1 July 2025

Warning

Some provisions of this legislation are not in operation. These provisions are italicised. For details, see the List of legislation in the Legislative history.

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Information Privacy Regulation 2025

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Information Privacy Regulation 2025

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Information Privacy Regulation 2025*.

2 Commencement

- (1) This regulation, other than section 10 and part 7, division 1, commences on 1 July 2025.
- (2) Section 10 and part 7, division 1 commence on 1 July 2026.

Part 2 Collection, use and disclosure of information for notifying eligible data breaches

3 Disclosing agency and receiving agencies—Act, s 54

- (1) For section 54(1)(a) of the Act, the registrar under the *Births, Deaths and Marriages Registration Act 2023* is prescribed.
- (2) For section 54(1)(b) of the Act, each agency is prescribed.

Part 3

Requirements for annual reports

4 Report to Speaker and parliamentary committee on operations of OIC—Act, s 193

- (1) For section 193(3) of the Act, the following matters are prescribed—
 - (a) the number of directions in relation to suspected eligible data breaches given under section 61(2) of the Act;
 - (b) the number of recommendations in relation to suspected eligible data breaches made under section 61(4) of the Act;
 - (c) the number of times an authorised officer entered an agency's place of business, or another place occupied by the agency, under section 67 of the Act;
 - (d) the number of times an authorised officer required a person to give the authorised officer reasonable help under section 70(1) of the Act;
 - (e) the number of approvals of waivers or modifications of particular obligations given under chapter 4, part 5 of the Act;
 - (f) the number of compliance notices given under chapter 4, part 6 of the Act;
 - (g) the number of privacy complaints made or referred to the information commissioner and the following information about the complaints—
 - (i) the provisions of the privacy principle requirements or chapter 3A, part 2 or 3 of the Act to which the complaints relate;
 - (ii) the categories of relevant entities to which the complaints relate;

- (h) the outcome of the information commissioner's dealing with privacy complaints, including the following—
 - (i) the number of the complaints the information commissioner declined to deal with or continue to deal with;
 - (ii) the grounds for declining to deal with, or continue to deal with, the complaints mentioned in subparagraph (i);
 - (iii) the number of the complaints referred by the information commissioner to other entities under section 169 of the Act;
 - (iv) the number of the complaints resolved by agreement after mediation;
 - (v) the number of the complaints referred to QCAT under chapter 5, part 4 of the Act;
- (i) for applications mentioned in section 217(1) of the Act—the matters mentioned in the repealed *Information Privacy Regulation 2009*, section 5(1)(a) to (d).
- (2) For each matter mentioned in subsection (1)(a) to (d), the details of the matter must not include details identifying the particular agencies to which the matter relates.

5 Report to Assembly on Act's operation—Act, s 194

For section 194(2) of the Act, the following matters are prescribed—

- (a) any proceedings brought for an offence against section 184(1) or (3) of the Act;
- (b) for applications mentioned in section 217(1) of the Act—the matters mentioned in the repealed *Information Privacy Regulation 2009*, section 6(1)(a) to (h) and (j);
- (c) anything else an agency or Minister did to further the object of the Act.

Part 4 Declaration

6 Principal office—Act, sch 5, definition *principal officer*

For schedule 5 of the Act, definition *principal officer*, paragraph (e), for each public authority stated in column 1 of the table in schedule 1, the office stated in column 2 is declared to be the principal office for the public authority.

Part 5 Repeal

7 Repeal

The Information Privacy Regulation 2009, SL No. 135 is repealed.

Part 6 Transitional provisions

8 Continuation of s 5 of repealed regulation for report relating to 2024–2025 financial year

- (1) This section applies in relation to a report under section 193(2) of the Act relating to the 2024–2025 financial year.
- (2) Section 5 of the repealed *Information Privacy Regulation 2009* continues to apply in relation to the report as if this regulation had not been made.
- (3) Section 4 as in force from the commencement does not apply in relation to the report.

9 Continuation of s 6 of repealed regulation for report relating to 2024–2025 financial year

- (1) This section applies in relation to a report under section 194(1) of the Act relating to the 2024–2025 financial year.
- (2) Section 6 of the repealed *Information Privacy Regulation 2009* continues to apply in relation to the report as if this regulation had not been made.
- (3) Section 5 as in force from the commencement does not apply in relation to the report.

10 Continuation of former s 5 for report relating to 2025–2026 financial year

- (1) *This section applies in relation to a report for a financial year to which section 226 of the Act applies.*
- (2) *To remove any doubt, it is declared that—*
 - (a) *section 5 as in force before the commencement continues to apply in relation to the report as if the amendment of the section by this regulation had not been made; and*
 - (b) *section 5 as in force from the commencement does not apply in relation to the report.*

Part 7 Amendment of legislation

Division 1 Amendment of this regulation

11 Regulation amended

This division amends this regulation.

12 *Replacement of s 5 (Report to Assembly on Act's operation—Act, s 194)*

Section 5—

omit, insert—

5 *Report to Assembly on Act's operation—Act, s 194*

- (1) For section 194(1) of the Act, information relating to an agency or Minister about the matters stated in subsection (3) is prescribed.*
- (2) For section 194(3) of the Act, the matters stated in subsection (3) are prescribed.*
- (3) For subsections (1) and (2), the matters are—*
 - (a) any proceedings brought for an offence against section 184(1) or (3) of the Act; and*
 - (b) for applications mentioned in section 217(1) of the Act—the matters mentioned in the repealed Information Privacy Regulation 2009, section 6(1)(a) to (h) and (j).*

Schedule 1 Declared principal offices for public authorities

section 6

Column 1	Column 2
Public authority	Declared principal office
the Supreme Court of Queensland	the principal registrar of the Supreme Court of Queensland
the District Court of Queensland	the principal registrar of the District Court of Queensland
a Magistrates Court	the principal registrar of Magistrates Courts
the Industrial Court of Queensland	the registrar under the <i>Industrial Relations Act 2016</i>
the Land Court	the registrar of the Land Court
the Mental Health Court	the registrar of the Mental Health Court
the Childrens Court of Queensland constituted by a Childrens Court judge	the principal registrar of the District Court of Queensland
the Planning and Environment Court	the principal registrar of the District Court of Queensland
the Childrens Court of Queensland constituted by a Childrens Court magistrate	the principal registrar of Magistrates Courts
the Coroners Court	the executive director of the Coroners Court
an Industrial Magistrates Court	the registrar under the <i>Industrial Relations Act 2016</i>

Schedule 1

Column 1	Column 2
Public authority	Declared principal office
QCAT	the principal registrar under the QCAT Act
the Queensland Industrial Relations Commission	the registrar under the <i>Industrial Relations Act 2016</i>
the Mental Health Review Tribunal	the executive officer of the Mental Health Review Tribunal under the <i>Mental Health Act 2016</i>
a development tribunal under the <i>Planning Act 2016</i>	the registrar under the <i>Planning Act 2016</i>
a medical assessment tribunal under the <i>Workers' Compensation and Rehabilitation Act 2003</i>	the secretary appointed to the medical assessment tribunal under the <i>Workers' Compensation and Rehabilitation Act 2003</i> , section 496(a)
the Queensland Independent Remuneration Tribunal	the chairman under the <i>Queensland Independent Remuneration Tribunal Act 2013</i>
the Office of the Ombudsman under the <i>Ombudsman Act 2001</i>	the ombudsman, as the ombudsman and the inspector of detention services, under the <i>Ombudsman Act 2001</i>
Central Queensland University	the vice-chancellor of Central Queensland University
Griffith University	the vice-chancellor of Griffith University
James Cook University	the vice-chancellor of James Cook University
Queensland University of Technology	the vice-chancellor of the Queensland University of Technology

Column 1	Column 2
Public authority	Declared principal office
The University of Queensland	the vice-chancellor of The University of Queensland
University of Southern Queensland	the vice-chancellor of the University of Southern Queensland
University of the Sunshine Coast	the vice-chancellor of the University of the Sunshine Coast