

23 October 2017

The Commissioner
Office of the Australian Information Commissioner
GPO Box 5218
Sydney NSW 2001

By email: consultation@oaic.gov.au

Dear Commissioner,

RE: Notifiable data breaches scheme draft resources

The Australian Dental Association (ADA) welcomes the opportunity to provide comment on the Office of the Australian Information Commissioner's (OAIC) draft resources regarding notifiable data breaches (NDB):

- What to include in an eligible data breach statement
- Notifiable Data Breach statement
- Exceptions to notification obligations
- Guide to OAIC Privacy Regulatory Action – Chapter 9: Data breach incidents
- Assessing a suspected data breach

As indicated in the ADA's previous responses to the draft materials, the main suggestion is that these drafts include process flow charts to provide a visual aid for entities bound by the notifiable data breach scheme.

Similarly, these materials should include summary tables that detail in dot point form the relevant powers/criteria required to meet the elements of the scheme, such as what constitutes an 'eligible data breach' to ensure it is visually easier to understand.

Also the ADA also suggests that the OAIC provide regular reports to the public on the operation of the NDB scheme, including details of case studies. This will assist to educate the public on the intended operation of the scheme and the public's obligations.

Should you require further ADA comment, please contact Damian Mitsch at ceo@ada.org.au or 02 9906 4412.

Yours sincerely



Dr Hugo Sachs
President