From: S22
To: GHALI,Rob

Subject: RE: ACCC Assistance [SEC=OFFICIAL]

Date: Friday, 27 September 2024 3:25:17 PM

Attachments: <u>image001.jpg</u>

image002.png image003.png image004.png image005.png

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#### **OFFICIAL**

## Afternoon Rob,

Good to hear from you and I hope that you are going well. apologies for the delay in responding I had some leave in August and it has been a busy September working to catch up.

The workload for IMTS in the next 9 months up to June 2025 has increased significantly since just having the Working Smarter Program, with the delivery of the National Anti-Scam Centre, Merger Reform and working through the AER Separation. There is quite a bit of technical and process complexity that we are navigating and prioritising this financial year.

I understand the Office of the Australian Information Commissioner is in the Attorney General portfolio, and I wonder if they would be able to assist. I would be able to provide you with the email address for the Chief Information Officer there to assist with looking at options that are available to assist with managing the cases. I have a limited understanding, but believe that they do provide IT Services to AGS and so may have options that would be available to OAIC.

## Thanks,

(She/her)

Chief Information Officer | Information Management and Technology Services

**Australian Competition & Consumer Commission** 

23 Marcus Clarke Street, Canberra ACT 2600

From: GHALI,Rob <Rob.Ghali@oaic.gov.au>
Sent: Friday, September 13, 2024 11:26 AM
To: \$22

**Subject:** ACCC Assistance [SEC=OFFICIAL]

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Hope you're well and everything is ok at the ACCC.

You may be aware that I have been temporarily transferred to the OAIC to assist with major investigations and in particular the significant data breaches such as Optus, \$22 etc (amongst other matters), to ascertain whether there has been a privacy breach on the part of entities, in failing to take reasonable steps to secure personal information (and potentially other breaches of Australia's Privacy Principles unrelated to data breaches). There are a range of enforcement options available to the Commissioner, including civil penalty actions (such as that taken on Medibank).

As part of this role, I am hoping to imbed capacity for undertaking significant investigations into the future and hence me reaching out to understand whether the ACCC might assist. The OAIC is a small regulator with limited capacity and infrastructure to undertake these investigations. In particular, it does not have infrastructure to house documents and information obtained from compulsory Notices. At present, the OAIC is forced to find expensive alternatives to hold data for the lifecycle of an investigation and potentially litigation. As a small Agency, this has a significant impact in limiting our capacity more generally.

In the past I know the ATO for instance did offer services to other Commonwealth regulators particularly in respect to the execution search warrants under an MOU, as do some larger Commonwealth Agencies, and I was wanting to explore whether the ACCC is in a position to assist with this particular need. The need would only be a relatively minor proportion of the overall capacity of the ACCC i.e., in terms of storage and of course open to any pay for service arrangement if that is preferred. To that end, it might be useful to discuss options if the ACCC is open to providing assistance.

In any case, I appreciate your consideration of the issue and any options you can provide. I am happy to discuss further if useful.

Many thanks

Rob



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From: BROWN,Rebecca
To: GHALI,Sarah

Subject: FW: ACMA legal contact [SEC=OFFICIAL]
Date: Tuesday, 28 May 2024 9:37:53 AM

Attachments: <u>image009.jpg</u>

image010.jpg image002.jpg

FYI

From: **522** 

Sent: Tuesday, May 28, 2024 9:36 AM

To: BROWN, Rebecca < Rebecca. Brown@oaic.gov.au>; HALE, Annamie

<Annamie.Hale@oaic.gov.au>

Cc: **522** 

Subject: FW: ACMA legal contact [SEC=OFFICIAL]

You don't often get email from graeme.mcdonald@acma.gov.au. Learn why this is important

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Dear Rebecca and Annamie

has passed on your message to me, as I am working on this matter. I would be happy to discuss the matter further with you, so please feel free to contact me when it suits.

Regards

s22

Principal Lawyer

Content, Consumer & Citizen Team

Legal Services Division

**Australian Communications and Media Authority** 

322

22

www.acma.gov.au

From: BROWN, Rebecca < Rebecca. Brown@oaic.gov.au>

Sent: Tuesday, May 28, 2024 8:29 AM

To: **\$22** 

**Cc:** HALE,Annamie <<u>Annamie.Hale@oaic.gov.au</u>>; GHALI,Sarah <<u>Sarah.Ghali@oaic.gov.au</u>> **Subject:** ACMA legal contact [SEC=OFFICIAL]

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Apologies if you have already received this email – I received bounce backs for you both so sending again for the avoidance of doubt. I am reaching out on behalf of our Assistant Commissioner, Corporate Branch, Annamie Hale (cc'd) who also heads up our Legal Services area

Annamie was hoping to connect with your Head of Legal or other relevant legal contact to discuss the Optus matter.

We would be grateful if you were able to facilitate an introduction to the appropriate person or pass on their details so Annamie may reach out.

Any assistance you're able to provide would be very much appreciated.

Kind regards Beck



## Rebecca Brown

Director, Law Reform & Digital Platforms
Office of the Australian Information Commissioner
Sydney | GPO Box 5288 Sydney NSW 2001
P +61 2 9942 4117 S 47E(d)
E rebecca.brown@oaic.gov.au

The OAIC acknowledges Traditional Custodians of Country across Australia and their continuing connection to land, waters and communities. We pay our respect to First Nations people, cultures and Elders past and present.

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From: BROWN, Rebecca

To: \$22

Cc: HALE,Annamie (DEPARTED); GHALI,Sarah
Subject: ACMA legal contact [SEC=OFFICIAL]
Date: Tuesday, 28 May 2024 8:28:34 AM

Attachments: <u>image001.jpg</u>

image002.jpg



Apologies if you have already received this email – I received bounce backs for you both so sending again for the avoidance of doubt. I am reaching out on behalf of our Assistant Commissioner, Corporate Branch, Annamie Hale (cc'd) who also heads up our Legal Services area

Annamie was hoping to connect with your Head of Legal or other relevant legal contact to discuss the Optus matter.

We would be grateful if you were able to facilitate an introduction to the appropriate person or pass on their details so Annamie may reach out.

Any assistance you're able to provide would be very much appreciated.

Kind regards Beck



## Rebecca Brown

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From: BROWN, Rebecca

To: \$22

Cc: HALE,Annamie (DEPARTED); GHALI,Sarah

Subject: ACMA legal contact [SEC=OFFICIAL:Sensitive]

**Date:** Monday, 27 May 2024 4:08:11 PM

Attachments: <u>image001.jpg</u>

image001.jpg image002.jpg image003.jpg

## **OFFICIAL: Sensitive**



I am reaching out on behalf of our Assistant Commissioner, Corporate Branch, Annamie Hale (cc'd) who also heads up our Legal Services area.

Annamie was hoping to connect with your Head of Legal or other relevant legal contact to discuss the Optus matter.

I'd be grateful if you were able to facilitate an introduction to the appropriate person or pass on their details so Annamie may reach out.

Thanks very much for your assistance.

## Kind regards

Beck



### Rebecca Brown

Director, Law Reform & Digital Platforms Office of the Australian Information Commissioner Sydney | GPO Box 5288 Sydney NSW 2001

P +61 2 9942 4117 S 47E(d) E rebecca.brown@oaic.gov.au

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# **DP-REG Data and Research Working Group**

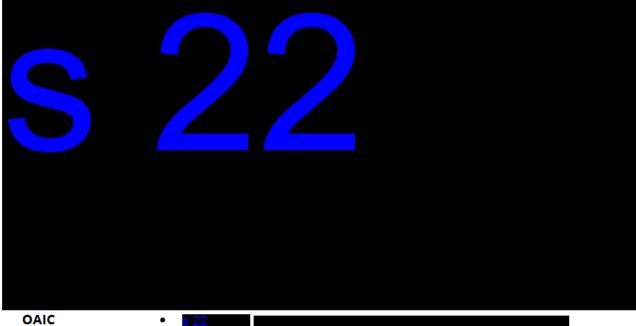
## **Meeting Minutes**

TIME: 3PM - 4PM AEST

DATE: Thursday 20 June 2024

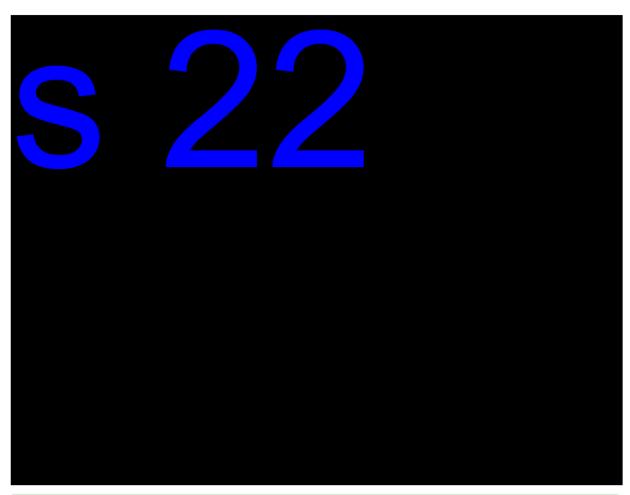
## **Attendees** Apologies \$22 **Present** ACCC **ACMA** eSafety Jason Corbett (JC) OAIC **Standing Items**

**Regulator Updates** 



The OAIC noted its work on the recent MediSecure data breach 222

**Items for Discussion** 



**Next Steps** 

s 22

Meeting ended: 3:45 PM (AEST)
Minute prepared by: ■ ACMA