

Privacy Amendment Act 2002

Public Act 2002 No 73
Date of assent 18 December 2002

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The Parliament of New Zealand enacts as follows:

1 Title

- (1) This Act is the Privacy Amendment Act 2002.
- (2) In this Act, the Privacy Act 1993 is called “the principal Act”.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 Damages

- (1) Section 88(2) of the principal Act is amended by omitting the words “is not of full mental capacity”, and substituting the words “lacks the capacity to manage his or her own financial affairs”.

- (2) Section 88(3) of the principal Act is amended by omitting the words “is not of full mental capacity”, and substituting the words “lacks the capacity to manage his or her own financial affairs”.

4 Fifth Schedule amended

The Fifth Schedule of the principal Act is amended by inserting, as the last 2 items under the heading “Police Records”, the following items:

Protection orders	Details of protection	Department of Corrections orders made under the (access is limited to Domestic Violence Act obtaining information 1995 about any offender who is subject to a protection order while also subject to—
		(a) a full-time custodial sentence (including while released on parole); or
		(b) a sentence of periodic detention, supervision, community service, or community programme; or
		(c) a non-association order.

Access is for the purpose of managing the offender’s sentence in a manner consistent with any protection order.)

Restraining orders	Details of restraining orders made under the Harassment Act 1997	<p>Department of Corrections (access is limited to obtaining information about any offender who is subject to a restraining order while also subject to—</p> <p>(a) a full-time custodial sentence (including while released on parole); or</p> <p>(b) a sentence of periodic detention, supervision, community service, or community programme; or</p> <p>(c) a non-association order.</p> <p>Access is for the purpose of managing the offender's sentence in a manner consistent with any restraining order.)</p>
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Legislative history

12 December 2002

Divided from Statutes Amendment Bill (No 2)
(Bill 198-2), third reading
