

TASMANIA

**RIGHT TO INFORMATION
AMENDMENT BILL 2019**

CONTENTS

1. Short Title
2. Commencement
3. Principal Act
4. Section 23 amended
5. Section 36 amended
6. Section 37 amended
7. Section 43 repealed
8. Section 44 amended
9. Section 45 amended
10. Section 47 amended
11. Section 53 amended
12. Repeal of Act

**RIGHT TO INFORMATION
AMENDMENT BILL 2019**

(Brought in by Ella Haddad MP, Member for Clark)

A BILL FOR

An Act to amend the *Right to Information Act 2009*

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled as follows:

1. Short title

This Act may be cited as the *Right to Information Act Amendment Act 2019*.

2. Commencement

This Act commences on the day on which this Act receives the Royal Assent.

3. Principal Act

In this Act, the *Right to Information Act 2009** is referred to as the Principal Act.

4. Section 23 amended (Other responsibilities of principal officer)

Section 23 (1) (d) (iv) is repealed

5. Section 36 amended (Personal information of person)

Section 36 (5) (a) is amended by omitting ‘10’ and substituting ‘20’.

Section 36 (5) (b) is repealed.

* No. 70 of 2009

Section 36 (5) (c) is repealed.

6. Section 37 (Information relating to business affairs of a third party)

Section 37 (5) (a) is amended by omitting ‘10’ and substituting ‘20’.

Section 37 (5) (b) is repealed.

Section 37 (5) (c) is repealed.

7. Section 43 repealed (Internal review)

Section 43 is repealed.

8. Section 44 amended (Application for external review)

Repeal subsections (1) and (2), substitute:

(1) A person or external party may apply to the Ombudsman under this section for a review of a decision in relation to any decision to which section 22 applies.

(2) The application for review referred to in subsection (1) must be made within 20 working days of the applicant having received a decision as referred to in section 22.

9. Section 45 amended (Other applications for review)

Section 45 (1) (a) is repealed.

Section 45 (2) (b) is repealed.

Add:

Section 45 (4) Those matters referred to in section 45 (1) include decisions made by a delegate of a public authority or a delegate of a Minister.

10. Section 47 amended (Powers of Ombudsman)

Section 47 (1) (f) is repealed.

11. Section 53 amended (Reporting)

Section 53 (1) (d) is repealed.

12. Repeal of Act

This Act is repealed on the three hundred and sixty fifth day from the day on which this Act commences.