

Office of the Information Commissioner

Right to Information Act 2009 (Qld)

Right to Information Act Delegation (No. 6) 2024

1 Citation

This delegation may be cited as *Right to Information Act Delegation (No. 6) 2024*.

2 Definitions

For the purposes of this delegation—

Act means the *Right to Information Act 2009 (Qld)*

Office means the Office of the Information Commissioner

3 Commencement

This delegation shall commence on the day it is executed.

4 Power to Delegate

This delegation is made under section 145 of the Act.

5 Powers Delegated

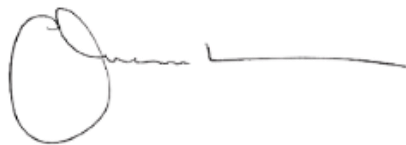
The powers or functions, including any incidental powers, of the Information Commissioner referred to in Column 1 of the Schedule are delegated to the holder of the position and the person acting in the position from time to time, referred to in Column 2 opposite the power.

6 Entire Document

This delegation is comprised of four (4) pages including the Schedule.

7 Delegation

This delegation is made by Joanne Kummrow, Information Commissioner.



Signed:

Joanne Kummrow
Information Commissioner

Date: 2 December 2024

Schedule

Column 1 Power/Function	Column 2 Position
Sections 32(1)(b)(i) and (ii) decide that an application is outside the scope of the Act	Right to Information Commissioner Assistant Information Commissioner
Section 67 decide whether a non-profit association has financial hardship status	Right to Information Commissioner Assistant Information Commissioner
Section 88(1)(d) allow longer period to make application for external review	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer
Section 89(3) allow a person affected by a decision to participate in the external review as directed	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer in consultation with the Right to Information Commissioner and/or Assistant Information Commissioner
Section 90(1) identify opportunities for resolution of reviews	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer
Section 90(3) suspend external review to allow participants to negotiate settlement	Right to Information Commissioner
Section 90(4) issue notice to participants that the external review is complete	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer
Section 93(2) allow further time for agency or Minister to deal with the access application, with conditions	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer
Section 94(1) decide not to review or continue to deal with application	Right to Information Commissioner
Section 95(2) give directions as to the procedure to be followed on the external review	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer
Section 97 allow participant to make oral submissions, an opportunity to appear and be represented and/or decide to not conduct making of oral submissions in public	Right to Information Commissioner

Column 1 Power/Function	Column 2 Position
Section 98 make inquiries of the applicant or the agency or Minister	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer Support Officer Business Services Manager Senior Business Services Officer Business Services/Support Officer
Section 99 require the agency or Minister to give an additional statement to applicant and commissioner	Right to Information Commissioner Assistant Information Commissioner
Section 101 require the agency or Minister to give the information in a written form	Right to Information Commissioner Assistant Information Commissioner
Section 102 require an agency or Minister to conduct a further search for the document	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer
Section 103 give written notice requiring a person to give information to the commissioner or produce a document and/or attend before the commissioner to answer questions relevant to the external review	Right to Information Commissioner
Section 104 examine a person under oath or affirmation	Right to Information Commissioner
Section 105(1) review any decision in relation to the access application and decide any matter that could have been decided by an agency or Minister	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer
Section 107(1)(b) on external review ensure that any document that is the subject of the decision being reviewed, is returned to the person who gave it	Right to Information Commissioner Assistant Information Commissioner Business Services Manager Senior Business Services Officer Business Services/Support Officer
Section 107(2) destroy copies of documents given to the Commissioner at the end of the review	Right to Information Commissioner Assistant Information Commissioner Business Services Manager Senior Business Services Officer Business Services/Support Officer
Section 108(1) and (2) give directions considered necessary to avoid disclosure and to receive evidence and hear argument about non-disclosure	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer

Column 1 Power/Function	Column 2 Position
Section 109 direct disclosure of documents	Right to Information Commissioner Assistant Information Commissioner
Section 110 make a written decision on external review and give a copy to each participant	Right to Information Commissioner Assistant Information Commissioner Principal Review Officer in consultation with the Right to Information Commissioner
Section 111 correct obvious error in decision	Right to Information Commissioner Assistant Information Commissioner
Section 113 bring evidence of breach of duty or misconduct for consideration of disciplinary action	Right to Information Commissioner
Section 125 do all things necessary in connection with performance of the commissioner's functions under the Act	Right to Information Commissioner Privacy Commissioner Assistant Information Commissioner Director, Audit and Evaluation Chief Operating Officer Assistant Commissioner, Privacy Principal Review Officer
Section 131(1)(a) reviewing and reporting on agencies in relation to the operation of the Act and the Information Privacy Act, chapter 3, including by monitoring, auditing and reporting on agencies' compliance with the Act and the Information Privacy Act	Right to Information Commissioner Director, Audit and Evaluation Principal Audit and Evaluation Officer Senior Audit and Evaluation Officer
Section 131(1)(b) advising the parliamentary committee of the statistical information (including statistical information about giving access to information other than on an access application) agencies are to give the commissioner for reports under this section	Right to Information Commissioner Director, Audit and Evaluation
Section 131(1)(c) publishing performance standards and measures for use in reports under this section	Right to Information Commissioner Director, Audit and Evaluation
Section 131(2) give a report about the outcome of the review to the parliamentary committee	Right to Information Commissioner
Section 132(1) issue guidelines about a matter for or in connection with any of the commissioner's functions	Right to Information Commissioner Privacy Commissioner