



MINUTES OF 2021 ANNUAL GENERAL MEETING

PRIVACY FOUNDATION NEW ZEALAND

Held	Via Zoom
Date	Monday 31 August 2021 at 10.00am
Attendees	Gehan Gunasekara (Chair), Marie Shroff, Barbara Robson, Alida van Klink, Kent Newman, Pat Cunniffe, Kathryn Dalziel, Caitlin Hawkins, Cherie Lacey, Marcin Betkier, Simon Lovatt, James Cooper, Suzanne Ames, Andrew Chen
Apologies	Blair Stewart, Katrine Evans, Reuel Baptista; Anelka Phillips, Caleb Baptista

1. Welcome from Chair
2. AGM 2020 minutes discussed, and typographical errors corrected
Moved that meeting receive minutes from 2020 annual general meeting (Barbara/Kent)
 - Carried
3. Treasurer's report: Alida
 - Refer to statement of financial performance: healthy position
 - Membership fees up this year: 30%
 - Costs increased with upgrade to website & Koha/gift to Caleb for his work on website: Fees are higher than expenditure: surplus of \$1400
 - Bank balance is healthy (possibly too healthy?) and good to do something with funds
 - Cashflow increases

Discussion

 - Barbara: another good report
 - Gehan: endorsed this
 - Kathryn: asked about interest bearing a/c: Alida: not much interest in that but better to invest in Foundation activities: can look into it
 - Gehan: refer to committee:
 - Moved that meeting approve Treasure's Report (Alida/Kathryn) - carried
4. Chair's report:
 - Refer to written report
 - A busy year especially with Covid-19. Thanks to working groups especially health: outstanding including compilation of OIA Requests

- 16 commentaries and thanks to members who took the time and effort to put together and engage in public debate
- Submissions: some technical and significant areas requiring specific knowledge. Highlight: Intelligence and Security subs on NZ's relationship with Five Eyes partners. We had a good response and need to follow up on this. Consumer Data Right also a significant submission. Thanks to Marcin and his working group.
- Noted passing of Privacy Act 2020 and other commentary/work
- Less satisfied with progress on Treaty and relationship with privacy. We have put a high-level statement on website but need more work on Te Reo. We are progressing discussions this year on data sovereignty and Te Ao Māori.
- Membership growing steadily – confirmed 73 personal members, 5 life members and 1 organisation
- Committee meetings have been challenging with normal work commitments plus Covid-19. Kept to monthly meetings: thanks to co-secretaries re momentum.
- Acknowledge Caleb again for his work on the website

Moved formal vote of thanks to Caleb (Chair/Kent)

Discussion: Kent: Caleb turns around work quickly in his personal time

Carried unanimously

Discussion

- Marie: impressed with how much has been done. Thanks to committee chairs and grateful for those keeping up good work
- Gehan: acknowledged this and Marie's work in setting this up
- Barbara: as convenor of health care and policy group: acknowledge members and value they bring. Acknowledge Pat who is in this AGM meeting. Thanks to everyone. Not just one person – group effort
- Gehan: acknowledge Barbara's leadership and work of group
- Pat: stupendously good job by Barbara. Electricity Authority had developed new consumer/customer care guidelines, in theory, to improve customer experience re electricity usage. Health working group had raised privacy concerns particularly around medically dependent consumers who rely on electricity for life and care: asked what providers were doing re privacy of information – no reference at all within guidelines for need for privacy protection other than a reference to the Privacy Act. Need to know that personal information of medically dependent consumers is properly looked after. If someone on an infusion pump with cancer and needs electricity all the time, indicates opium type medication is in house, and automatically signals person at risk. Electricity Authority aware of concerns and hoping MOH will take responsibility for developing a national data base of medically dependent consumers. Zero action – MOH possibly a bit busy!
- Kathryn: get this back to committee and get a public statement out re MOH database for this purpose.

- Pat – agree: some work on definition of “medical dependent” and some push back from EA on work because not area of expertise. EA likely to support MOH doing this work
- Barbara: health reforms underway and whose job is this going to be in reformed system? Leave with Health working group then back to committee with our recommendations for public comment and communication with relevant departments/Minister
- Gehan – task this to working group and committee oversight. Acknowledged health as a busy area for privacy.
- Pat: interesting to see Australian Privacy Commissioner report on health breaches and acknowledged Gehan’s report.
- Gehan: on sabbatical so other areas he is keen to pursue last year’s workload and covid prevented him from doing particularly suggestions made at previous AGM regarding engaging with in commerce/business sector e.g. Chamber of Commerce, NZIOD etc and will liaise with members to progress in coming months.
- Andrew: IOD courses delivered by law firms and privacy experts: reach out to them? Reach out to them to see if interested in Foundation and topics. Action for co-secretaries
- Marie: we sent out invites to people practising in privacy, worth another round “beating of the bush!” Certainly lawyers taking more interest. For next committee meeting.

- Moved that meeting approve Chair’s Report (Marie/Pat) – carried

- Move vote of thanks to Gehan (Kathryn/Barbara): acknowledged his outstanding work for the Foundation while busy year for him personally. Discussion: Gehan: humbled and thanks to co-secretaries and kept admin ticking over.
- Kathryn assumed Chair to record the vote of thanks: carried with acclamation

5. Election of committee:

- Moved that the committee for 2021/2022 be elected as follows (Kent/Kathryn): all nominees are confirmed to their nominated positions by acclamation:
 - Gehan Guneskara (Chair)
 - Alida van Klink (Treasurer)
 - Kathryn Dalziel (Co-Secretary)
 - Kent Newman (Co-Secretary)
 - Marie Shroff, Blair Stewart, Barbara Robson, Marcin Betkier, Andelka Phillips
- carried

6. Appointment of Patron. Dame Silvia Cartwright has accepted the offer for her to continue as Patron for another year. Moved that Dame Silvia Cartwright be so appointed with acclamation (Gehan/Marie) – carried

7. General business and member questions

a. Barbara: signal from healthcare and policy working group re further work and clarification of what protections exist for contact tracing information and data: not just app data. Work underway by health group at moment – going back to basics e.g Health Act. Noted Andrew's comments re Australian and Singapore apps in media (Stuff). Think we need to go to MOH for clarification of existing protections. In-depth work ongoing.

Gehan – shall share article on Foundation website. Andrew to lead a request for statutory protection of contact tracing information. Refer back to Foundation for support where needed.

Barbara: clarification: just app data or all contact tracing information? E.g. manual record, national contact tracing solution:

Andrew: all information held for contact tracing. New order (No 10) up last night. Requires disposal of data collected manually for contact tracing after 60 days.

Gehan/Barbara: discussed police access to data? More thought/discussion on this to committee.

Gehan: notification of event at end of this year re Māori Data Sovereignty and meeting with OPC this week – very interested in collaboration. Also meeting with MBIE and list of people to be in touch with re Maori perspectives, Data Sovereignty etc

Marie: FYI– John Edwards leaving for UK soon and his role advertised quite soon. Hiatus in NZ. Tricky to handle this gap – may be a quiet time from the OPC.

8. Meeting closure:

- Gehan: thanks to everyone for support, time, comments, and suggestions.
- meeting closed 11.08 am