



# Freedom of Information (Miscellaneous Amendments) Regulations 2010 (No. 1)<sup>1</sup>

Select Legislative Instrument 2010 No. 270

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I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Australian Citizenship Act 2007*, the *Defence Act 1903*, the *Fisheries Management Act 1991*, the *Migration Act 1958*, the *Privacy Act 1988*, the *Public Service Act 1999* and the *Torres Strait Fisheries Act 1984*.

Dated 27 October 2010

QUENTIN BRYCE  
Governor-General

By Her Excellency's Command

BRENDAN O'CONNOR  
Minister for Privacy and Freedom of Information

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### 1 Name of Regulations

These Regulations are the *Freedom of Information (Miscellaneous Amendments) Regulations 2010 (No. 1)*.

### 2 Commencement

These Regulations commence on 1 November 2010.

**3      Amendment of *Australian Citizenship Regulations 2007***

Part 1 of Schedule 1 amends the *Australian Citizenship Regulations 2007*.

**4      Amendment of *Defence Force Regulations 1952***

Part 2 of Schedule 1 amends the *Defence Force Regulations 1952*.

**5      Amendment of *Fisheries Management Regulations 1992***

Part 3 of Schedule 1 amends the *Fisheries Management Regulations 1992*.

**6      Amendment of *Migration Regulations 1994***

Part 4 of Schedule 1 amends the *Migration Regulations 1994*.

**7      Amendment of *Privacy (Private Sector) Regulations 2001***

Part 5 of Schedule 1 amends the *Privacy (Private Sector) Regulations 2001*.

**8      Amendment of *Public Service Regulations 1999***

Part 6 of Schedule 1 amends the *Public Service Regulations 1999*.

**9      Amendment of *Torres Strait Fisheries Regulations 1985***

Part 7 of Schedule 1 amends the *Torres Strait Fisheries Regulations 1985*.

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## Schedule 1      Amendments

(regulations 3 to 9)

### Part 1                      ***Australian Citizenship Regulations 2007***

#### [1]      Paragraph 11 (f)

*omit*

Privacy Commissioner

*insert*

Australian Information Commissioner

### Part 2                      ***Defence Force Regulations 1952***

#### [2]      Regulation 74, definition of *external process*, subparagraph (c) (iii)

*substitute*

(iii) the Australian Information Commissioner  
performing the privacy functions; or

#### [3]      Regulation 74, definition of *external process*, at the foot

*insert*

*Note* ***Privacy functions*** has the meaning given by section 9 of the  
*Australian Information Commissioner Act 2010*.

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**Part 3                      *Fisheries Management  
Regulations 1992***

**[4]            Paragraph 19E (2) (b)**

*omit*

Privacy Commissioner

*insert*

Australian Information Commissioner

**Part 4                      *Migration Regulations 1994***

**[5]            Paragraph 3.20 (1) (f)**

*omit*

Privacy Commissioner

*insert*

Australian Information Commissioner

**[6]            Paragraph 3.21 (1) (f)**

*omit*

Privacy Commissioner

*insert*

Australian Information Commissioner

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**Part 5**                      ***Privacy (Private Sector)  
Regulations 2001***

**[7]**            **Schedule 1, clause 1.2, definition of *independent adjudicator*, note**

*omit*

Privacy Commissioner

*insert*

Australian Information Commissioner

**Part 6**                      ***Public Service Regulations 1999***

**[8]**            **Regulation 5.23, example 2**

*omit*

Privacy Commissioner

*insert*

Australian Information Commissioner

**[9]**            **Subregulation 9.2 (3)**

*omit*

Privacy Commissioner

*insert*

Australian Information Commissioner performing the  
privacy functions

**[10]**          **Subregulation 9.2 (3), at the foot**

*insert*

*Note* ***Privacy functions*** has the meaning given by section 9 of the  
*Australian Information Commissioner Act 2010*.

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**Part 7**                      ***Torres Strait Fisheries Regulations***  
**1985**

**[11]      Paragraph 19 (2) (b)**

*omit*

Privacy Commissioner

*insert*

Australian Information Commissioner

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**Note**

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.