



Office of the Information and
Privacy Commissioner of Alberta

Update from the OIPC

Legislative changes, Orders and reports

The Office of the Information and Privacy Commissioner

- Commissioner – Jill Clayton
 - an officer of the Legislative Assembly
 - independent of government
- Has a broad range of responsibilities and powers, including oversight of:
 - Freedom of Information and Protection of Privacy Act
 - Personal Information Protection Act*
 - HIA

Role of the Commissioner

- Resolve access and privacy disputes
 - Mediation
 - Investigation
 - Adjudication
- Conduct investigations to ensure compliance with any provision of the Act
- Order compliance with the Act
- Comment on PIAs
- Give advice and recommendations to custodians
- Inform the public about the Act and receive their comments

RECENT CHANGES TO HIA

Amendments Act



Amendments Act

Bill 12

- Mandatory breach reporting
 - Affected Individuals
 - Minister
 - OIPC
- New Offences and Penalties
 - Requirement to maintain safeguards
 - Failure to comply with breach reporting
- Changes to Restrictions on Commissioner's disclosures
 - Minister
 - Other

Recent Orders and Investigation Reports

1. H2014-IR-01 –Medicentres Canada found in contravention of the HIA following an investigation into the theft of an unencrypted laptop containing health information
2. Order H2014-02 -- Accessing health information when there is no clear treatment role
3. H2013-IR-01 – Failure to enter into agreements is contravention of HIA

Proactive Investigations

Global Privacy sweep

- The Sweep, which took place May 12 to 18, 2014, involved 26 privacy enforcement authorities from around the world, up from 19 international participants during last year's inaugural event. The growth of this year's Sweep shows privacy enforcement authorities are more committed than ever to working together to promote privacy protection.
 - 10 of the 21 Alberta-based apps provided an inadequate privacy notice or no notice at all
 - Explanation of permissions requested/information collected lacking

Proactive investigations

- Breach response
 - Determine readiness for mandatory breach reporting
 - Current compliance levels
 - Better understanding of actual number of health information breaches