

The Governance of Privacy: New Zealand in Global Perspective

COLIN J. BENNETT

*Professor, Department of Political Science,
University of Victoria, Victoria, B.C. Canada*

cjb@uvic.ca

<http://web.uvic.ca/~polisci/people/faculty/bennett.php>

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Models of Privacy Regulation (1980s)

- **The Licensing Model**
 - e.g. Sweden, Denmark
- **The Data Protection Commissioner Model**
 - e.g. West Germany, Canada, New Zealand
- **The Registration Model**
 - e.g. United Kingdom
- **The Self-Help and Voluntary Compliance Model**
 - e.g. United States



The Governance of Privacy (1990s)

“The Privacy Toolbox”

- Transnational Instruments
- Regulatory Instruments
- Self-Regulatory Instruments
 - Privacy Codes
 - Privacy Standards
 - Privacy Seals
 - Privacy Impact Assessments
- Privacy Enhancing Technologies



Cross-National Trends

- **Roles for privacy commissioners have proliferated**
- **Roles have converged cross-nationally**
- **The privacy protection statute is just one influence on the behavior of the privacy protection authority**
- **The privacy protection law is just one policy instrument in the ‘privacy toolbox’**
- **The privacy protection agency is just one actor within the privacy policy community**



Contemporary Roles for Data Protection Authorities

- Ombudsmen
- Auditors
- Consultants
- Educators
- Policy Advisors
- Negotiators
- Enforcers
- International Ambassadors



Key Enforcement issues in New Zealand

- Enforcement powers and notices
- Powers and practices of auditing
- Codes of Practice
- How to focus on the systemic and proactive rather than the individual and reactive?
- The need for civil society privacy advocacy

THE PRIVACY ADVOCATES

RESISTING THE SPREAD OF SURVEILLANCE



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