

**Table 2: All Statutory Provisions Linking Australian Law Enforcement Agencies to Information**

Colour code

A term in black indicates a term that was the subject of specific searches.

A term in green indicates a term that was found in reviewing legislation but had not been the subject of a specific search.

A statutory provision in blue indicates allocation of responsibility.

A statutory provision in red indicates allocation of a power of control (such as identifying the entity that makes particular decisions with respect to information).

A statutory provision in purple indicates neither purely power or responsibility (as in the case of a definition used in multiple provisions).

Type of term	Term	Legislation
Property-related	possess/possession	<p><b>Archives:</b> <u><a href="#">Archives Act 1983 (Cth)</a></u> ss 20 (“Regulations and arrangements relating to certain records”), 24(4) (“Disposal, destruction etc. of Commonwealth records”), 29 (“Exemption of certain records”), 31 (“Records in open access period to be publicly available”), 50A (“Inspector-General of Intelligence and Security must be requested to give evidence in certain proceedings”); <u><a href="#">Territory Records Act 2002 (ACT)</a></u> ss 22 (“Protecting records”); <u><a href="#">State Records Act 2000 (WA)</a></u> ss 3 (definition of “unauthorised possession”); 78 (“Offences”); <u><a href="#">State Records Act 1997 (SA)</a></u> ss 3 (definition of “dispose of”).</p> <p><b>Privacy and data protection:</b> <u><a href="#">Privacy Act 1988 (Cth)</a></u> ss 7 (“Acts and practices of agencies, organisations etc.”); <u><a href="#">Health Records Act 2001 (Vic)</a></u> s 33(4) (“Request for access”).</p> <p><b>Policing:</b> <u><a href="#">Australian Federal Police Act 1979 (Cth)</a></u> ss 40VE(6) (“Directions to AFP appointee”), 40VF(2) (“Entering and searching AFP premises”), 63B (“Possession of documents etc.”); <u><a href="#">Victoria Police Act 2013 (Vic)</a></u> ss 225 (“Definitions” for pt 13 div 1 (“Confidentiality of police information”), definition of “police information”); <u><a href="#">Police Service Administration Act 1990 (Qld)</a></u> ss 1.4 (definition of “external service provider”), 5A.21A(6) (“Agreements about counselling and rehabilitation”), 5AA.13 (“PSBA employee or external service provider to be advised if person unsuitable”), 10.2 (“Authorisation of disclosure”), 10.2E (“Relationship to other laws”), 10.2FC (“Disclosure of identity information by commissioner”), 10.2O (“Condition imposed under another Act may apply”), 10.21A (“Unlawful possession of prescribed articles”), Schedule (“Relevant information”) cl 10 of “Information about police officers, recruits and applicants to become police officers or recruits”, cl 7 and 8 of “Information about staff members, applicants to become staff members, PSBA employees, applicants to become PSBA employees, volunteers and students on work experience”.</p> <p><b>Freedom of Information (“FOI”):</b> <u><a href="#">Freedom of Information Act 2016 (ACT)</a></u> ss 100 (“Agency entitled to access to information about government contracts”); <u><a href="#">Freedom of Information Act 1992 (WA)</a></u> s 26 (“Documents that cannot be found or do not exist, notice of”); <u><a href="#">Right to Information Act 2009 (Tas)</a></u> ss 6 (“Exclusions of certain persons or bodies”).</p> <p><b>Crimes:</b> <u><a href="#">Crimes Act 1900 (ACT)</a></u> ss 153 (“Disclosure of information by territory officer”); <u><a href="#">Crimes Act 1958 (Vic)</a></u> s 464(1)(c) (“Definitions”, explanation of when a person is “in custody”).</p> <p><b>Evidence:</b> <u><a href="#">Evidence Act 1995 (Cth)</a></u> s 182(4B) (“Application of certain sections in relation to Commonwealth records, postal articles sent by Commonwealth agencies and certain Commonwealth documents”); <u><a href="#">Evidence Act 1977 (Qld)</a></u> ss 93AA (“Unauthorised possession of, or dealing in, s 93A criminal statements”).</p>
	property	<p><b>Archives:</b> <u><a href="#">Archives Act 1983 (Cth)</a></u> ss 3 (definition of “Commonwealth record”), ;s50A (“Inspector-General of Intelligence and Security must be requested to give evidence in certain proceedings”),;s 62 (“Samples of materials for archive”).</p> <p><b>Policing:</b> <u><a href="#">Police Service Administration Act 1990 (Qld)</a></u> s 10.21A (definition of “prescribed article”).</p>
	owned	<b>Archiving:</b> <u><a href="#">State Records Act 1998 (NSW)</a></u> s 37 (“Meaning of estray”).
	of [entity]	<p><b>Archiving:</b> <u><a href="#">Public Records Act 2002 (Qld)</a></u> ss 8 (“Custody and preservation of public records”); <u><a href="#">State Records Act 1997 (SA)</a></u> ss 19 (“Mandatory transfer to State Records’ custody) (“Maintenance of official records”).</p> <p><b>Policing:</b> <u><a href="#">Law Enforcement (Powers and Responsibilities) Act 2002 (NSW)</a></u> s 242 (“Monitoring of operation of certain provisions of Act by Inspector”).</p>
	its	<b>Archiving:</b> <u><a href="#">Territory Records Act 2002 (ACT)</a></u> ss 10 (“Meaning of records management), 6 (“Approved records management programs”), 22 (“Protecting records”); <u><a href="#">Information Act (NT)</a></u> s 133 (“Protecting records”); 134 (“Managing records”), 135 (“Transferring records”); <u><a href="#">State Records Act 1997 (SA)</a></u> ss 13 (“Maintenance of official records”).

Collection-related	Acquire	<p>Archives: <b>Territory Records Act 2002 (ACT)</b> ss 53 (“Secrecy about information acquired under other Acts”); <b>State Records Act 1998 (NSW)</b> s 73 (“Authority’s duty of confidentiality”).</p> <p>Privacy and data protection: <b>Privacy Act 1988 (Cth)</b> s 92 (“Extension of certain obligations of confidence”).</p> <p>Policing: <b>Police Act 1990 (NSW)</b> s 96D (“Secrecy – review information”); <b>Victoria Police Act 2013 (Vic)</b> ss 184 (“Disclosure of information by the Chief Commissioner and other police personnel”), 218 (“Confidentiality”); <b>Police Service Administration Act 1990 (Qld)</b> s 5AA.14 (“Secrecy”).</p>
	obtain	<p>Archives: <b>Territory Records Act 2002 (ACT)</b> s 52 (“Secrecy”, definition of “protected information”).</p> <p>Privacy and data protection: <b>Privacy Act 1988 (Cth)</b> s 16B (“Permitted health situations in relation to the collection, use or disclosure of health information”); <b>Privacy and Data Protection Act 2014 (Vic)</b> ss 3 (definition of “crime statistics data”); <b>Information Privacy Act 2009 (Qld)</b> ss 119 (“Restrictions under other laws not applicable”), 153 (“Third party proceedings”, definition of “privacy information”), 188 (“Disclosure or taking advantage of information”).</p> <p>Policing: <b>Australian Federal Police Act 1979 (Cth)</b> ss 40ZA(2) (“Secrecy”), 49J(5) (“Ancillary orders”), 60A(3) (“Secrecy”, definition of “prescribed information”); <b>Police Act 1990 (NSW)</b> ss 96B (“Vetting of prospective members of NSW Police Force or consultants”), 211E (“Disclosure of information concerning former Police Board functions”); <b>Law Enforcement (Powers and Responsibilities) Act 2002 (NSW)</b> s 75B (“Access to and downloading of data from computers (including access to computers outside premises the subject of the warrant)”; <b>Police Service Administration Act 1990 (Qld)</b> ss 5AA.2 (“Parliament’s intention”), 5AA.5 (“Person to be advised of duties of disclosure”), 5AA.15 (“Guidelines for dealing with relevant information”); <b>Police Administration Act (NT)</b> s 147 (“Databases”), 147F (“Forensic material from corresponding jurisdictions”), 155 (“Communication of information”); <b>Anti-Money Laundering and Counter-Terrorism Financing Act 2006 (Cth)</b> ss 122(2) (“Secrecy – information obtained under section 49”), 126(3) (“Access by designated agencies to AUSTRAC information”), 127 (“Dealings with AUSTRAC information once accessed”); <b>AusCheck Act 2007 (Cth)</b> ss 15 (“Protection of information”), <b>Telecommunications (Interception and Access) Act 1979 (Cth)</b> ss 6E (“Lawfully intercepted information”), 62 (“Application of Part”), 68 (“Chief officer may communicate information obtained by agency”), 139 (“Dealing for purposes of investigation”).</p> <p>FOI: <b>Freedom of Information Act 1982 (Vic)</b> s 35 (“Documents containing material obtained in confidence”); <b>Information Act (NT)</b> s 148 (“Confidentiality of information”).</p> <p>Crimes: <b>Criminal Code (WA)</b> s 83 (“Corruption”).</p> <p>Government accountability: <b>Public Governance, Performance and Accountability Act 2013 (Cth)</b> s 28 (“Duty in relation to use of information”).</p>
	gain	<p>Crime: <b>Criminal Code (Qld)</b> s 92A (“Misconduct in relation to public office”).</p>
	comes to knowledge	<p>Crime: <b>Crimes Act 1900 (ACT)</b> ss 153 (“Disclosure of information by territory officer”); <b>Victoria Police Act 2013 (Vic)</b> ss 225 (“Definitions” for pt 13 div 1 (“Confidentiality of police information”), definition of “police information”); <b>Police Service Administration Act 1990 (Qld)</b> ss 10.1 (“Improper disclosure of information”).</p>
	produce to	<p>Policing: <b>Australian Federal Police Act 1979 (Cth)</b> ss 40VE(6) (“Directions to AFP appointee”).</p>
	given to	<p>Policing: <b>Australian Federal Police Act 1979 (Cth)</b> s 40ZA(2) (“Secrecy”); <b>Police Service Administration Act 1990 (Qld)</b> s 5AA.11 (“Assessment of suitability”).</p>
	disclosed to	<p>Archiving: <b>Territory Records Act 2002 (ACT)</b> s 52 (“Secrecy”, definition of “protected information”).</p> <p>Policing: <b>Police Service Administration Act 1990 (Qld)</b> s 5AA.11 (“Assessment of suitability”); <b>Anti-Money Laundering and Counter-Terrorism Financing Act 2006 (Cth)</b> ss 128 (“When AUSTRAC information can be passed on by an official of a designated agency”).</p>
	made or received	<p>Archiving: <b>Public Records Act 1973 (Vic)</b> s 2 (Definition of “public record”).</p>
	recorded, collected or obtained	<p>Policing: <b>Victoria Police Act 2013 (Vic)</b> ss 246 (“Definitions” for pt 13 div 4 (“Disclosure of vehicle accident information”), definition of “vehicle accident information”).</p>
	created by	<p>FOI: <b>Freedom of Information Act 1982 (Cth)</b> s 6C (“Requirement for Commonwealth contracts”); <b>Freedom of Information Act 1982 (Vic)</b> ss 29A (“Documents affecting national security, defence or international relations”).</p>
	obtained by or given to	<p>FOI: <b>Right to Information Act 2009 (Qld)</b> ss 106 (“Restrictions under other laws not applicable”).</p>
	obtained or created	<p>FOI: <b>Information Act (NT)</b> ss 49A (“Information obtained or created because of investigation”).</p>

	creates or obtains possession	Evidence: <b>Evidence Act 1929 (SA)</b> s 67J (“Improper dissemination of sensitive material”).
	collects or handles	Privacy: <b>Information Act (NT)</b> s 13 (“When does this Act apply to government information?”).
	made or received	Archiving: <b>State Records Act 1997 (SA)</b> s 3 (definition of “official record”).
	Kept	Policing: <b>Police Service Administration Act 1990 (Qld)</b> s 5AA.11 (“Assessment of suitability”), Schedule (“Relevant information”).
	originated from and is more closely related to	FOI: <b>Information Act (NT)</b> ss 29 (“Transfer of application”).
	comes to knowledge or into possession of (possession includes control)	Crimes: <b>Criminal Code Act Compilation Act 2013 (WA)</b> (“ <b>Criminal Code (WA)</b> ”) ss 1 (definition of “possession”), 81 (“Disclosing official secrets”).
Obligation-related	responsible for	Archives: <b>Archives Act 1983 (Cth)</b> s 5 (“Establishment and functions of National Archives of Australia”); <b>State Records Act 1997 (SA)</b> ss 3(3) (meaning of “agency responsible for an official record in the custody of State Records”), 24 (“Disposal of official records by Manager”), 25 (“Agency’s access to records in custody of State Records”), 26 (“Public access to records in custody of State Records”); <b>Information Act (NT)</b> s 133 (“Protecting records”).  FOI: <b>Freedom of Information Act 2016 (ACT)</b> ss 30 (“Making access application”), 97 (“How government information to be published”).  Evidence: <b>Evidence Act 1995 (Cth)</b> s 171 (“Persons who may give such evidence”); <b>Evidence Act 2011 (ACT)</b> s 171 (“People who may give evidence mentioned in s 170”); <b>Evidence Act 1995 (NSW)</b> s 171 (“Persons who may give such evidence”); <b>Evidence Act 2008 (Vic)</b> s 171 (“Persons who may give such evidence”); <b>Evidence Act 2001 (Tas)</b> s 171 (“Persons who may give such evidence”); <b>Evidence (National Uniform Legislation) Act (NT)</b> s 171 (“Persons who may give such evidence”).
	care	Privacy and data protection: <b>Privacy Act 1988 (Cth)</b> s 10(4)(a) (“Agencies that are taken to hold a record”).  FOI: <b>Freedom of Information Act 1982 (Cth)</b> ss 4(6)(c) (“Where an agency is abolished”), 13 (“Documents in certain institutions”).
	control meaning responsible for keeping	Archives: <b>State Records Act 2000 (WA)</b> s 3 (definition of “control”), pt 4 (“Control of State records”), 37 (“Restricted access archives identified”), 43 (“Destruction of archives”), 50 (“Applying for access to State archives”).
Influence-related	control	Archives: <b>State Records Act 1998 (NSW)</b> ss 11 (“Obligation to protect records”); 15 (“Authority entitled to access records”); 37 (“Meaning of estray”); <b>State Records Act 2000 (WA)</b> s 32 (“State archives to be transferred to State archives collection”); <b>Information Act (NT)</b> ss 133 (“Protecting records”).
Custody (combining control and obligation)	custody	Archives: <b>Archives Act 1983 (Cth)</b> ss 21(2) (“Archives may be given custody of certain records”), 27 (“Transfer of certain Commonwealth records to care of Archives”), 28 (“Archives to have access to records”), 29 (“Exemption of certain records”), 31 (“Records in open access period to be publicly available”), 36 (“Forms of access”), 64 (“Custody of material of the Archives other than by Archives”); <b>Public Records Act 2002 (Qld)</b> ss 11 (“Transfer of other public records to archives”); <b>Information Act (NT)</b> ss 133 (“Protecting records”).  Privacy and data protection: <b>Privacy Act 1988 (Cth)</b> s 10(4)(b) (“Agencies that are taken to hold a record”); <b>Personal Information Protection Act 2004 (Tas)</b> ss 3 (definition of “personal information custodian”).  Policing: <b>Law Enforcement (Powers and Responsibilities) Act 2002 (NSW)</b> s 209 (“Records”).  FOI: <b>Freedom of Information Act 1982 (Cth)</b> s 13 (“Documents in certain institutions”); <b>Freedom of Information Act 1982 (Vic)</b> ss 7 (“Publication of information concerning functions etc. of agencies”), 14 (“Part not to apply to certain documents”), 15 (“Documents in the Public Record Office”).  Evidence: <b>Evidence Act 1995 (Cth)</b> ss 152 (“Documents produced from proper custody”), 155 (“Evidence of official records”), 155A (“Evidence of Commonwealth documents”), 156 (“Public documents”); <b>Evidence Act 2011 (ACT)</b> s 152 (“Documents produced from proper custody”), 155 (“Evidence of official records”), 156 (“Public documents”); <b>Evidence Act 1995 (NSW)</b> ss 152 (“Documents produced from proper custody”), 155 (“Evidence of official records”), 156 (“Public documents”); <b>Evidence Act 2008 (Vic)</b> ss 152 (“Documents produced from proper custody”), 155 (“Evidence of official records”), 156 (“Public documents”); <b>Evidence Act 1977 (Qld)</b> ss 51 (“Proof of public documents”), 53

		<p>("Proof of judicial proceedings"), 72 ("Proof of certain Australian and overseas public documents"); <b>Evidence Act 1906 (WA)</b> 65 ("Copies of public documents admissible in some cases"); <b>Evidence Act 1929 (SA)</b> ss 39 ("Public documents provided by examined or certified copy"), 40 ("Proof of documents by examined or certified copies"); <b>Evidence Act 2001 (Tas)</b> ss 152 ("Documents produced from proper custody"), 155 ("Evidence of official records"), 156 ("Public documents"); <b>Evidence (National Uniform Legislation) Act (NT)</b> ss 152 ("Documents produced from proper custody"), 155 ("Evidence of official records"), 156 ("Public documents").</p> <p>Subpoenas: <b>Federal Court Rules 2011 (Cth)</b> rr 24.12 ("Issuing of subpoena");, <b>Court Procedure Rules 2006 (ACT)</b> rr 6601 ("Issuing subpoena"); <b>Uniform Civil Procedure Rules 2005 (NSW)</b> rr 33.2 ("Issue of subpoena"), 51.24 ("Registrar to collect certain papers when notice of appeal filed or concurrency determination is made"); <b>Supreme Court (General Civil Procedure) Rules 2015 (Vic)</b> rr 42.02 ("Issuing of subpoena");, <b>County Court Civil Procedure Rules 2008 (Vic)</b> rr 42.02 ("Issuing of subpoena");, <b>Magistrates' Court General Civil Procedure Rules 2009 (Vic)</b> rr 42.02 ("Issuing of subpoena");, <b>Supreme Court Civil Rules 2006 (SA)</b> rr 172 ("Issuing subpoena");, <b>District Court Civil Rules 2006 (SA)</b> rr 172 ("Issuing subpoena");, <b>Supreme Court Rules 2000 (Tas)</b> rr 495 ("Issue of subpoena");, <b>Magistrates Court (Civil Division) Rules 1998 (Tas)</b> rr 42.02 ("Issuing of subpoena").</p>
Availability-related	access	Policing: <b>Police Service Administration Act 1990 (Qld)</b> ss 10.1 ("Improper disclosure of information").
	has/had access to	Privacy: <b>Privacy and Personal Information Protection Act 1998 (NSW)</b> s 62 ("Corrupt disclosure and use of personal information by public sector officials"); <b>Health Records and Information Privacy Act 2002 (NSW)</b> ss 68 ("Corrupt disclosure or use of health information by public sector officials").
	reasonably practical to obtain	Policing: <b>Telecommunications (Interception and Access) Act 1979 (Cth)</b> s 86 ("Ombudsman's general powers"), 186B ("Inspection of records").
	available to	FOI: <b>Government Information (Public Access) Act 2009 (NSW)</b> s 37 ("Agency obligation to find information").
	has or can reasonably obtain	Policing: <b>Police Service Administration Act 1990 (Qld)</b> s 5AA.11 ("Assessment of suitability").
	possession meaning entitled to	Privacy and data protection: <b>Information Privacy Act 2009 (Qld)</b> s 186 ("False or misleading information").
	held/hold, defined to include entitled to access or immediate right of access	FOI: <b>Right to Information Act 2009 (Qld)</b> s 177 ("false or misleading information").
	has or can reasonably acquire	FOI: <b>Right to Information Act 2009 (Tas)</b> ss 5(3) ("information in the possession of a public authority"); 6 ("Exclusions of certain persons or bodies"), 7 ("Right to information"), 13 ("Application for assessed disclosure of information"), 14 ("Transfer of applications").
Physical-related	had reasonable access	FOI: <b>Freedom of Information Act 2016 (ACT)</b> ss 14 ("What is government information?"); 19 ("Information officers – functions"); 23 ("What is open access information?"); 29 ("Agency publication undertakings"); 57 ("Transfer of access applications"); 58 ("Access applications if two or more agencies or Ministers hold relevant information"); 59 ("Requesting amendment of personal information"); 65 ("Open access information declarations").
	hold, held, holding, holder	Policing: <b>Narcotic Drugs Act 1967 (Cth)</b> s 14L(3) ("Secretary may require information or documents from other sources").
		Policing: <b>Police Act 1892 (WA)</b> s 33R(4) ("New evidence on appeal").
	Archives: <b>Archives Act 1983 (Cth)</b> ss 3(5), (8) ("Interpretation").	
	Privacy and data protection: <b>Information Privacy Act 2009 (Qld)</b> s 165 ("Privacy complaint may be made or referred to information commissioner"); <b>Personal Information Protection Act 2004 (Tas)</b> sch 1 cl 3, 4, 5, 6 ("Personal Information Protection Principles").	
	Policing: <b>Police Act 1990 (NSW)</b> ss 96B ("Vetting of prospective members of NSW Police Force or consultants"); <b>Law Enforcement (Powers and Responsibilities) Act 2002 (NSW)</b> s 87T(4) ("Service and notification of public safety order or variation of order"); <b>Police Service Administration Act 1990 (Qld)</b> s 10.2FA (Definition of "face matching services", "identity matching services"); <b>Narcotic Drugs Act 1967 (Cth)</b> s 14L(3A) ("Secretary may require information or documents from other sources").	
	FOI: <b>Freedom of Information Act 1982 (Vic)</b> ss 3 ("Objects of Act"), 29A ("Documents affecting national security, defence or international relations"); <b>Freedom of Information Act 1992 (WA)</b> ss 15 ("Document held etc. by another agency, transferring application etc. in case of"), 47 ("Document held etc. by another agency, transferring application in case of"), 75 ("Document held by agency, Commissioner may require production of"), 91 ("Document held by agency, Court may require production of etc"); <b>Right to Information Act 2009 (Tas)</b> ss 3(2) ("Objects of Act"), 8 ("Persons entitled to some information provided to public authority by privately funded organisation").	

	in a [name of entity] database	<b>Policing:</b> <u><a href="#">Police Service Administration Act 1990 (Qld)</a></u> ss 12.2G (definition of “approved information”); 10.2L (“Giving information to approved agencies to enable use of information for particular purposes”).
	held or used	<b>Privacy and data protection:</b> <u><a href="#">Personal Information Protection Act 2004 (Tas)</a></u> ss 17A (“Person may request amendment of information”).
Composite	‘document of an agency’ defined in terms of possession, whether created or received	<b>FOI:</b> <u><a href="#">Freedom of Information Act 1982 (Cth)</a></u> ss 4 (definition of “document of an agency”), pts III (“Access to documents”), V (“Amendment and annotation of personal records”); <u><a href="#">Freedom of Information Act 1982 (Vic)</a></u> ss 5 (definition of “document of an agency or document of the agency”), pts II (“Publication of certain documents and information”), III (“Access to documents”).
	document of an agency, defined using “possession”, “control” and “access”	<b>FOI:</b> <u><a href="#">Freedom of Information Act 1992 (WA)</a></u> ss 10 (“Right of access to documents”), 11(1) (“Application for access”), 45 (“Right to apply for information to be amended”), Glossary cl 4 (“documents of an agency, which are”).
	control/entitled to control, meaning has possession/entitled to possession	<b>Archives:</b> <u><a href="#">Territory Records Act 2002 (ACT)</a></u> ss 9 (“Meaning of <i>record</i> of an agency etc”), 11 (“Meaning of <i>control</i> and <i>entitled to control</i> of a record”), 22 (“Protecting records”); 33 (“Functions [of the Director of Territory Records]”).
	control, meaning has possession or custody	<b>Archives:</b> <u><a href="#">State Records Act 1998 (NSW)</a></u> ss 6 (“Meaning of ‘control’ of a record”), 11 (“Obligation to protect records”), 14 (“Obligation to maintain accessibility to equipment/technology dependent records”), 30 (“How Authority takes control of a record”).
	held, holds or holding, defined to include possession or control and entitled to access (from private sector)	<b>FOI:</b> <u><a href="#">Government Information (Public Access) Act 2009 (NSW)</a></u> sch 4 cl 12 (“Government information held by agency”), 13, 14; ss 7 (“ <b>Authorised proactive release of government information</b> ”), 8 (“ <b>Informal release of government information</b> ”), 16 (“Agencies to provide advice and assistance”), 20 (“Agencies must have agency information guide”), 37 (“Agency obligation to find information”), 45 (“ <b>Agency-initiated transfer</b> ”); 53 (“Searches for information held by agency”), 58 (“How applications are decided”).
	held, holds or holding, defined as possession or control	<b>FOI:</b> <u><a href="#">Information Act (NT)</a></u> ss 3 (“Objects”), 4 (definition of “government information”, “holds”); 6 (“Holding government information”), 11 (“ <b>Information about public sector organisations</b> ”), 13 (“When does this Act apply to government information?”), 14 (“When does this Act apply to personal information?”), 16 (“ <b>Right of access or correct personal information</b> ”), 18 (“Application for access to government information”), 28 (“Information not held by organisation”), 29 (“Transfer of application”), 31 (“Application to correct personal information”), 37 (“ <b>Transfer of application</b> ”), 144 (“Accessing and correcting archives not yet publicly available”), 147 (“Concealing or disposing of government information to prevent access or correction”).  <b>Privacy and data protection:</b> <u><a href="#">Privacy Act 1988 (Cth)</a></u> ss 6 (definition of “holds”), 8(2) (“Acts and practices of, and disclosure of information to, staff of agency, organisation etc.”), pt III (“Information privacy”), pt IIIC (“Notification of eligible data breaches”), sch 1 (“Australian Privacy Principles”);, <u><a href="#">Information Privacy Act 2014 (ACT)</a></u> ss 14 (“Definitions – sch 1”, definition of “holds”), 16 (“Meaning of <i>holds</i> personal information – sch 1”), 47 (“What orders may a court make?”), sch 1 (“Territory privacy principles”);, <u><a href="#">Information Act (NT)</a></u> s 4 (definition of “government information”); 6 (“Holding government information”), sch 2 IPP 4 (“Data security”), IPP 5 (“Openness”), IPP 6 (“Access and correction”); <u><a href="#">Privacy and Data Protection Act 2014 (Vic)</a></u> ss 3 (“Definitions”, definition of “generally available publication”, “public register”, “third party”), 4(1) (“Interpretation”), 57 (“Complaints”) sch 1 (“The Information Privacy Principles”) cl 4 (“Principle 4 – Data Security”), 5 (“Principle 5 – Openness”), 6 (“Principle 6 – Access and Correction”); <u><a href="#">Health Records Act 2001 (Vic)</a></u> ss 1 (“Purpose”), 3 (definitions of “generally available publication”, “public register”), 5 (“When does an organisation hold health information?”), 10(1) (“Application to public sector”), 20 (“Application of HPPs”), 25 (“Right of access”), 28 (“How right of access may be exercised”), 33 (“ <b>Request for access</b> ”), 36 (“Application”), 81 (“Unlawful destruction etc. or removal of health information”), sch 1 (“The Health Information Privacy Principles”).
	collected or held	<b>Privacy:</b> <u><a href="#">Personal Information Protection Act 2004 (Tas)</a></u> ss 9 (“Law enforcement information”).
	collected, held, managed, used, disclosed or transferred (held defined as above)	<b>Privacy:</b> <u><a href="#">Privacy and Data Protection Act 2014 (Vic)</a></u> ss 20 (“Organisations to comply with Information Privacy Principles”), 21 (“Codes of practice”), 23 (“Organisations bound by code of practice”), 88 (“Compliance with protective data security standards”), 89 (“Protective data security plans”), 94 (“Compliance with law enforcement data security standards”).
	obtained, received or held (held defined as above)	<b>Privacy:</b> <u><a href="#">Privacy and Data Protection Act 2014 (Vic)</a></u> ss 3 (definitions of “law enforcement data”, “public sector data”).

holds information in computer storage	FOI: <b>Freedom of Information Act 1991 (SA)</b> s 4(5) (“Interpretation”, definition potentially relevant where a particular document can be produced on the basis of information so stored, noting document in this Act refers to the medium not the information).
possession and power	Evidence: <b>Evidence Act 1906 (WA)</b> ss 15 (“Persons may be examined without subpoena”).
possession or power	Evidence: <b>Evidence Act 1977 (Qld)</b> ss 134A (“Production of documents by agencies in relation to civil proceedings”).
possession includes control	Archives: <b>Public Records Act 2002 (Qld)</b> ss 8 (“Custody and preservation of public records”), 9 (“Ownership of public records”), 10 (“Public records more than 25 years old”), 46 (“Power of entry and inspection”), sch 2 (“Dictionary, definition of “possession”).  Crimes: <b>Criminal Code Act 1899 (Qld)</b> sch 1 (“ <b>Criminal Code (Qld)</b> ”) ss 1 (definition of “possession”), 85 (“Disclosure of official secrets”), 86 (“Obtaining of or disclosure of secret information about the identity of informant”), 590AHD (“Disclosure that must always be made”), 590AJ (“Disclosure that must be made on request”).
possession includes custody or control	Policing: <b>Telecommunications (Interception and Access) Act 1979 (Cth)</b> s 5 (definition of “in possession of”), 35F (“Preconditions for declaration”), 79AA (“Destruction of restricted records – information obtained before a control order came into force”), 80 (“Commonwealth agencies to keep documents connected with issue of warrants”), 81 (“Other records to be kept by Commonwealth agencies in connection with interceptions”), 86 (“Ombudsman’s general powers”), 150 (“Destruction of records”), 186B (“Inspection of records”).
possession or control	Archives: <b>State Records Act 2000 (WA)</b> ss 3 (definition of “unauthorised possession”); <b>Information Act (NT)</b> s 136 (“Form of records”).  Privacy and data protection: <b>Privacy Act 1988 (Cth)</b> ss 11 (“File number recipients”); <b>Health Records (Privacy and Access) Act 1997 (ACT)</b> Dictionary (definition of “record keeper”); sch 1 (“The privacy principles”) principles; <b>Information Privacy Principles (IPPS) Instruction (SA)</b> cl 4 (“Principles”), 10 (“Agencies acting singly or in combination”).  Policing: <b>Police Act 1892 (WA)</b> ss 33G (“Witnesses at and evidence taken on appeal”), 137(8) (“Protection from personal liability”); <b>Police Administration Act (NT)</b> s 95(14) (“Procedure, &c., of appeals”).  FOI: <b>Right to Information Act 2009 (Qld)</b> Preamble, ss 3 (“Object of Act”); <b>Information Act (NT)</b> s 110A (“Powers to compel evidence”).  Evidence: <b>Evidence Act 1995 (Cth)</b> s 166 (“Definition of request”); <b>Evidence Act 2011 (ACT)</b> s 166 (“meaning of request”), Dictionary pt 2 cl 5 (“Unavailability of documents and things”); <b>Evidence Act 1995 (NSW)</b> s 166 (“Definition of request”), Dictionary pt 2 cl 5 (“Unavailability of documents and things”); <b>Evidence Act 2008 (Vic)</b> s 166 (“Definition of request”), Dictionary pt 2 cl 5 (“Unavailability of documents and things”); <b>Evidence Act 2001 (Tas)</b> ss 3C (“Unavailability of documents and things”), 166(d) (“Definition of request”); <b>Evidence (National Uniform Legislation) Act (NT)</b> s 166 (“Definition of request”), Dictionary cl 5 (“Unavailability of documents and things”).
possession or control, with control defined in terms of possession or control	Privacy and data protection: <b>Information Privacy Act 2009 (Qld)</b> ss 3 (“Object of Act”), 5 (“Relationship with other Acts requiring access to or amendment of personal information”).
possession, custody or control	Privacy and data protection: <b>Health Records (Privacy and Access) Act 1997 (ACT)</b> ss 14 (“Grounds for nonproduction”).  FOI: <b>Freedom of Information Act 1982 (Vic)</b> ss 49KA (“Power to require a further search for documents”), 61GA (“Power to require a further search for documents”).
possession, custody or power	Evidence: <b>Evidence Act 1906 (WA)</b> s 117(6) (“Supreme Court may make orders to assist in obtaining evidence”).
care, defined in terms of custody	Archives: <b>Archives Act 1983 (Cth)</b> ss 3 (“Interpretation”, definition of “care”), 6A (“Records that are not part of the archival resources of the Commonwealth”), 24 (“Disposal, destruction etc. of Commonwealth records”), 29(4) (“Exemption of certain records”), 30 (“Commonwealth records to be available to Commonwealth institutions”), 31 (“Records in open access period to be publicly available”), 69 (“Certified copies of records”).
custody or control	Evidence: <b>Evidence Act 1977 (Qld)</b> ss 105 (“Certified reproductions of certain official documents etc. to be admissible without further proof”); <b>Evidence Act 1906 (WA)</b> s 73B (“Certified reproductions of certain public documents etc., admissible without further proof”).
control of the custody	Archiving: <b>Archives Act 1983 (Cth)</b> s 21(1) (“Archives may be given custody of certain records”).

control, means possession, custody or power	<b>Subpoenas: <u>Federal Court Rules 2011 (Cth)</u> sch 1</b> ("Dictionary", definition of "control" in relation to documents, although in the legislation the word "custody" is also used alone or in combination).
made and kept	<b>Archiving: <u>Territory Records Act 2002 (ACT)</u> ss 9</b> ("Meaning of record of an agency etc", definition of "territory record").
made and kept or received and kept	<b>Archiving: <u>State Records Act 1998 (NSW)</u> s 3</b> (Meaning of "state records").
responsible for meaning entitled to control, including (a) made and kept or received and kept and (b) possession or custody.	<b>Archiving: <u>State Records Act 1998 (NSW)</u> ss 6</b> (meaning of "control" of a record); 7 ("Meaning of public office "responsible" for a record"); 8 ("State records transferred to private successor of public office"); 24 ("Consent of public office required before records can be disposed of"), s 35 ("Public office entitled to return of records if needed"); 55 ("Procedures for giving and revoking access directions"), 57 (" Public office may authorise earlier public access"), pt 2 ("ds management responsibilities of public offices").
held, defined as possession or control or responsible for (defined as per <i>State Records Act</i> (above))	<b>Data Protection: <u>Privacy and Personal Information Protection Act 1998 (NSW)</u> ss 4</b> ("Definition of 'personal information'", 12 ("Retention and security of personal information"), 13 ("Information about personal information"), 13 ("Information about personal information held by agencies"), 14 ("Access to personal information held by agencies"), 15 ("Alteration of personal information"), 16 ("Agency must check accuracy of personal information before use"), 17 ("Limits on use of personal information"), 18 ("Limits on disclosure of personal information"), 19 ("Special restrictions on disclosure of personal information"), 29 ("Operation of privacy codes of practice"), 33 ("Preparation and implementation of privacy management plans"), 40 ("Personal information digest").
created or received or taken control of	<b>Archiving: <u>State Records Act 2000 (WA)</u> s 3(4)</b> ("Terms used"); s 31 ("Control of records that are not State archives").