

**EXTRAORDINARY
GOVERNMENT OF FIJI GAZETTE SUPPLEMENT**

No. 2

TUESDAY, 22nd JANUARY

2019

[LEGAL NOTICE NO. 2]

ONLINE SAFETY ACT 2018

Online Safety Regulations 2019

IN exercise of the powers conferred on me by section 28 of the Online Safety Act 2018, I hereby make these Regulations—

Short title and commencement

- 1.—(1) These Regulations may be cited as the Online Safety Regulations 2019.
- (2) These Regulations come into force on the date of publication in the Gazette.

Immediate family member

2. For the purposes of section 10(2) of the Act, an immediate family member includes an individual's stepfather, stepmother, grandfather, grandmother, grandson, granddaughter, stepson, stepdaughter, brother, sister, half-brother and half-sister.

Complaints

3.—(1) Any complaint lodged under section 13 of the Act must be made in the form prescribed in the Schedule.

(2) A complaint made in the prescribed form may be hand delivered to the Commission or sent to the Commission by post or electronic mail or through an approved online portal.

(3) The Commission may amend the form prescribed in the Schedule as it deems necessary.

(4) For the avoidance of doubt, the provisions of the False Information Act 2016 apply in relation to any information provided to the Commission.

Made this 22nd day of January 2019.

A. SAYED-KHAIYUM
Attorney-General and
Minister for Communications

SCHEDULE
(Regulation 3)

Online Safety Commission

Official Use Only	
Ref. No.:	
Lodged:	
Received by:	
Date and time of receipt:	

This form is to be used to lodge a complaint with the Online Safety Commission

A. PARTICULARS OF COMPLAINANT	
1.	Name: _____ <i>(including any other name commonly known as or alias, where applicable)</i>
2.	Residential address: _____
3.	Gender: _____ Age: _____
4.	Phone contact: _____ E-mail: _____
5.	Employment status: Employed <input type="checkbox"/> Unemployed <input type="checkbox"/> Student <input type="checkbox"/> Occupation: _____ School (if student): _____
6.	Other details: _____ _____ _____

B. PARTICULARS OF PERSON FILING ON BEHALF OF COMPLAINANT
(To be filled by an authorised individual on behalf of complainant)

7. Name: _____
(including any other name commonly known as or alias, where applicable)

8. Residential address: _____

9. Gender: _____ Age: _____ Phone contact: _____

10. Employment status: Employed Unemployed Student

Occupation: _____

School (if complainant is a student): _____

11. Relationship to complainant: _____

***Please attach evidence of legal authority where applicable (parent/ legal guardian/ legal representative/school principal or delegate/ head teacher of school or delegate)**

12. In the case of a student:

I, [name of student] , Year [insert year] student of [insert school name] hereby give consent to [insert name of school principal or delegate/ head teacher of school or delegate] to lodge a complaint on my behalf.

Dated at _____ this _____ day of _____ 20____.

 Name of Student

 Signature

13. Other details: _____

* Example: birth certificate, court order or letter of endorsement from relevant ministry/school

C. PARTICULARS OF COMPLAINT

14. Alleged date of incident: _____

15. Platform/medium used: _____

16. Details of incident and subject electronic communication*:

17. Alleged person complained against: _____
(including any other name commonly known as or alias, where applicable)

18. Contact details of person complained against in 17 above (if known):

19. Further details of person complained against in 17 above:

20. Relationship to person complained against in 17 above:

21. Other parties:

***Please provide evidence of subject electronic communication**

D. DECLARATION

I hereby declare that the information submitted in this form is true and correct to the best of my knowledge.

I understand that the provision of false information to the Online Safety Commission is an offence under the False Information Act 2016 and may result in a fine of up to \$10,000 or imprisonment of up to 5 years, or to both.

Dated this _____ day of _____ 20__.

Name of complainant
(or authorised person on behalf of complainant)

Signature of complainant
(or on behalf of complainant)

E. CONTACT DETAILS

This form must be completed and submitted along with any supporting documentation in any one of the following ways:

- hand delivery to [address];
- postal mail to [address];
- scanned and e-mailed to [e-mail address]; or
- through an approved online portal at [website address].

[LEGAL NOTICE NO. 3]

FALSE INFORMATION ACT 2016

Declaration of Entity — Online Safety Commission

PURSUANT to section 2 of the False Information Act 2016, I hereby declare that the Online Safety Commission is an entity for the purposes of the False Information Act 2016.

Dated this 22nd day of January 2019.

A. SAYED-KHAIYUM
Attorney-General