



Privacy Code of Practice (General) Amendment (Health Registers) 2004

under the

Privacy and Personal Information Protection Act 1998

I, the Attorney General, in pursuance of section 31 of the *Privacy and Personal Information Protection Act 1998*, do, by this my Order, make the following Privacy Code of Practice.

Dated, this 23rd day of March 2004.

BOB DEBUS, M.P.,

Attorney General

Explanatory note

The object of this Order is to amend the *Privacy Code of Practice (General) 2003* to include a number of health profession public registers in Schedule 2 to the Code. Inclusion of a public register in Schedule 2 permits the agency holding the register to disclose personal information kept in the register without being satisfied that the information is to be used for a purpose relating to the purpose of the register or the Act under which the register is kept.

This Order is made under section 31 of the *Privacy and Personal Information Protection Act 1998*.

2004 No 126

Clause 1 Privacy Code of Practice (General) Amendment (Health Registers) 2004

Privacy Code of Practice (General) Amendment (Health Registers) 2004

under the

Privacy and Personal Information Protection Act 1998

1 Name of Code

This Code is the *Privacy Code of Practice (General) Amendment (Health Registers) 2004*.

2 Commencement

- (1) This Privacy Code of Practice commences on the date of its publication in the Gazette, except as provided by subclauses (2)–(5).
- (2) Schedule 1 [2] commences on the commencement of clause 21 of Schedule 1 to the *Dental Practice Act 2001*.
- (3) Schedule 1 [3] commences on the commencement of Schedule 1 [32] to the *Nurses Amendment Act 2003*.
- (4) Schedule 1 [4] commences on the commencement of clause 21 of Schedule 1 to the *Optometrists Act 2002*.
- (5) Schedule 1 [5] commences on the commencement of clause 21 of Schedule 1 to the *Podiatrists Act 2003*.

3 Amendment of Privacy Code of Practice (General) 2003

The *Privacy Code of Practice (General) 2003* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 3)

[1] Schedule 2 Modification of Part 6 of the Act

Insert at the end of the Schedule:

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| 7 | The Register of Chiropractors for New South Wales kept under clause 21 of Schedule 1 to the <i>Chiropractors Act 2001</i> . | Chiropractors
Registration Board |
| 8 | The Register of Dental Technicians of New South Wales kept under section 14 of the <i>Dental Technicians Registration Act 1975</i> . | Dental Technicians
Registration Board |
| 9 | The Register kept under section 12 of the <i>Dentists Act 1989</i> . | Dental Board |
| 10 | The Register of Medical Practitioners for New South Wales kept under clause 21 of Schedule 1 to the <i>Medical Practice Act 1992</i> . | New South Wales
Medical Board |
| 11 | The Register of Nurses kept under section 16 of the <i>Nurses Act 1991</i> . | Nurses Registration
Board |
| 12 | The Register of Optical Dispensers for New South Wales kept under section 21 of the <i>Optical Dispensers Act 1963</i> . | Optical Dispensers
Licensing Board |
| 13 | The register of optometrists kept under section 11 of the <i>Optometrists Act 1930</i> . | Board of
Optometrical
Registration |
| 14 | The Register of Osteopaths for New South Wales kept under clause 21 of Schedule 1 to the <i>Osteopaths Act 2001</i> . | Osteopaths
Registration Board |
| 15 | The Register of Pharmacists kept under section 12 of the <i>Pharmacy Act 1964</i> . | Pharmacy Board of
New South Wales |
| 16 | The Register of Physiotherapists for New South Wales kept under clause 21 of Schedule 1 to the <i>Physiotherapists Act 2001</i> . | Physiotherapists
Registration Board |

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Schedule 1 Amendments

- | | | |
|----|---|-------------------------------------|
| 17 | The register kept under section 9 of the <i>Podiatrists Act 1989</i> . | Podiatrists
Registration Board |
| 18 | The Register of Psychologists for New South Wales kept under clause 21 of Schedule 1 to the <i>Psychologists Act 2001</i> . | Psychologists
Registration Board |

[2] Schedule 2, item 9

Omit the matter relating to the item. Insert instead:

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|----|--|--------------|
| 9 | The Register of Dentists for New South Wales kept under clause 21 of Schedule 1 to the <i>Dental Practice Act 2001</i> . | Dental Board |
| 9A | The Register of Dental Auxiliaries for New South Wales kept under clause 21 of Schedule 1 to the <i>Dental Practice Act 2001</i> . | Dental Board |

[3] Schedule 2, item 11

Omit the matter relating to the item. Insert instead:

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|-----|---|------------------------------|
| 11 | The Register of Nurses kept under section 16 of the <i>Nurses and Midwives Act 1991</i> . | Nurses and Midwives
Board |
| 11A | The Register of Midwives kept under section 16 of the <i>Nurses and Midwives Act 1991</i> . | Nurses and Midwives
Board |

[4] Schedule 2, item 13

Omit the matter relating to the item. Insert instead:

- | | | |
|----|---|------------------------------------|
| 13 | The Register of Optometrists for New South Wales kept under clause 21 of Schedule 1 to the <i>Optometrists Act 2002</i> . | Optometrists
Registration Board |
|----|---|------------------------------------|

[5] Schedule 2, item 17

Omit the matter relating to the item. Insert instead:

- 17 The Register of Podiatrists for New South Wales kept under clause 21 of Schedule 1 to the *Podiatrists Act 2003*. Podiatrists
Registration Board