



New South Wales

National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Regulation 2018

under the

National Redress Scheme for Institutional Child Sexual Abuse
(Commonwealth Powers) Act 2018

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Act 2018*.

MARK SPEAKMAN, MP
Attorney General

Explanatory note

The object of this Regulation is to restrict certain information from being:

- (a) given by a State institution to the National Redress Scheme Operator at the request of the Operator, or
- (b) shared between State agencies for the purpose of assisting any State institution in complying with such a request by the Operator.

This Regulation is made under the *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Act 2018*, including sections 10 and 11 (the general regulation-making power).

This Regulation comprises or relates to matters set out in Schedule 3 to the *Subordinate Legislation Act 1989*, namely matters of a machinery nature and matters arising under legislation that is substantially uniform or complementary with legislation of the Commonwealth or another State or Territory.

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under the

National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers)
Act 2018

1 Name of Regulation

This Regulation is the *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Regulation 2018*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Definition

(1) In this Regulation:

the Act means the *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Act 2018*.

Note. The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Regulation.

(2) Notes included in this Regulation do not form part of this Regulation.

4 Restriction on information sharing

For the purposes of section 10 (4) of the Act, the following laws are prescribed:

- (a) Part 3 of the *Assisted Reproductive Technology Act 2007*,
- (b) section 21E of the *Child Protection (Offenders Registration) Act 2000*,
- (c) section 29 of the *Children and Young Persons (Care and Protection) Act 1998*,
- (d) section 80 of the *Crime Commission Act 2012*,
- (e) sections 20G, 20P and 23 of the *Health Administration Act 1982*,
- (f) section 37 of the *Human Tissue Act 1983*,
- (g) sections 111, 112 and 114 of the *Independent Commission Against Corruption Act 1988*,
- (h) section 33 of the *Law Enforcement and National Security (Assumed Identities) Act 2010*,
- (i) Part 14 of the *Law Enforcement Conduct Commission Act 2016*,
- (j) section 20R of the *Law Enforcement (Controlled Operations) Act 1997*,
- (k) sections 19A–19C and 34 of the *Ombudsman Act 1974*,
- (l) section 169A of the *Police Act 1990*,
- (m) section 67 of the *Privacy and Personal Information Protection Act 1998*,
- (n) section 45 of the *Private Health Facilities Act 2007*,
- (o) section 56 of the *Public Health Act 2010*,

- (p) section 22 of the *Public Interest Disclosures Act 1994*,
- (q) section 40 of the *Surveillance Devices Act 2007*,
- (r) sections 24, 32 and 33 of the *Witness Protection Act 1995*.