



New South Wales

# National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Regulation 2024

under the

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

Her 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*.

MICHAEL DALEY, MP  
Attorney General

## Explanatory note

The object of this regulation is to repeal and remake, with minor changes, the *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Regulation 2018*, which would otherwise be repealed on 1 September 2024 by the *Subordinate Legislation Act 1989*, section 10(2).

This regulation provides for the restriction of certain information from being—

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

This regulation comprises or relates to matters set out in the *Subordinate Legislation Act 1989*, Schedule 3, namely—

- (a) matters of a machinery nature, and
- (b) matters arising under legislation that is substantially uniform or complementary with legislation of the Commonwealth or another State or Territory.

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## National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Regulation 2024

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 2024*.

### 2 Commencement

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

**Note—** This regulation repeals and replaces the *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Regulation 2018*, which would otherwise be repealed on 1 September 2024 by the *Subordinate Legislation Act 1989*, section 10(2).

### 3 Definition

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.

### 4 Restriction on information sharing—the Act, s 10

For the Act, section 10(4), the following laws are prescribed—

- (a) the *Assisted Reproductive Technology Act 2007*, Part 3,
- (b) the *Child Protection (Offenders Registration) Act 2000*, section 21E,
- (c) the *Children and Young Persons (Care and Protection) Act 1998*, section 29,
- (d) the *Crime Commission Act 2012*, section 80,
- (e) the *Health Administration Act 1982*, sections 20G, 21N and 23,
- (f) the *Human Tissue Act 1983*, section 37,
- (g) the *Independent Commission Against Corruption Act 1988*, sections 79Q, 111, 112 and 114,
- (h) the *Law Enforcement and National Security (Assumed Identities) Act 2010*, section 33,
- (i) the *Law Enforcement Conduct Commission Act 2016*, Part 14,
- (j) the *Law Enforcement (Controlled Operations) Act 1997*, section 20R,
- (k) the *Ombudsman Act 1974*, sections 19A–19C and 34,
- (l) the *Police Act 1990*, section 169A,
- (m) the *Privacy and Personal Information Protection Act 1998*, section 67,
- (n) the *Private Health Facilities Act 2007*, sections 45 and 49D,

- (o) the *Public Health Act 2010*, section 56,
- (p) the *Public Interest Disclosures Act 2022*, section 64,
- (q) the *Surveillance Devices Act 2007*, section 40,
- (r) the *Witness Protection Act 1995*, sections 24, 32 and 33.

## **5 Repeal and savings**

- (1) The *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Regulation 2018* is repealed.
- (2) An act, matter or thing that, immediately before the repeal of the *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Regulation 2018*, had effect under that regulation continues to have effect under this regulation.