



New South Wales

# Work Health and Safety Amendment (Information Exchange) Bill 2020

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

The object of this Bill is to authorise the Secretary of the Ministry of Health to provide information to the regulator established by the *Work Health and Safety Act 2011*.

## Outline of provisions

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on the date of assent to the proposed Act.

**Clause 3** amends the *Work Health and Safety Act 2011* to authorise the Secretary of the Ministry of Health to provide information to the regulator established by that Act if the Secretary considers it is necessary to do so to enable the regulator to exercise the regulator's functions under that Act. This authorisation overrides restrictions on the provision of the information that would otherwise be imposed by privacy and other legislation.



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# Work Health and Safety Amendment (Information Exchange) Bill 2020

No. , 2020

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## **A Bill for**

An Act to amend the *Work Health and Safety Act 2011* to authorise the Secretary of the Ministry of Health to provide information to the regulator established by that Act.

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**The Legislature of New South Wales enacts—**

**1 Name of Act**

This Act is the *Work Health and Safety Amendment (Information Exchange) Act 2020*.

**2 Commencement**

This Act commences on the date of assent to this Act.

**3 Amendment of Work Health and Safety Act 2011 No 10**

**Section 271B**

Insert after section 271A—

**271B Health Secretary may provide information to regulator**

- (1) The Secretary of the Ministry of Health is authorised to provide information to the regulator if the Secretary considers the provision of the information is necessary to enable the regulator to exercise the regulator's functions under this Act.
- (2) Information may be provided in accordance with this section despite any prohibition in, or the need to comply with any requirement of, any Act or law (in particular, the *Privacy and Personal Information Protection Act 1998* and the *Health Records and Information Privacy Act 2002*).