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		<p>NB: Section 7 of the <i>National Occupational Respiratory Disease Registry Act 2023</i> (Cth) provides that this Act does not exclude or limit the operation of a law of a State or Territory relating to the use, reporting or other disclosure of information concerning occupational respiratory diseases, to the extent that the law of the State or Territory is capable of operating concurrently with this Act. Without limiting this section, the Act does not exclude or limit the concurrent operation of a law of a State or Territory to the extent that:</p> <ul style="list-style-type: none"> ▪ the law makes an act or omission: <ul style="list-style-type: none"> - an offence; or - subject to a civil penalty; and ▪ that (or any similar) act or omission is also: <ul style="list-style-type: none"> - an offence against a provision of the Act; or - subject to a civil penalty under the Act. <p>Section 7 further provides that the above applies even if the law of the State or Territory does any one or more of the following in relation to the offence or civil penalty:</p> <ul style="list-style-type: none"> ▪ provides for a penalty that differs from the penalty provided by the Act; ▪ provides for fault elements that differ from the fault elements applicable to the offence or civil penalty provision created by the Act; ▪ provides for defences or exceptions that differ from the defences or exceptions applicable to the offence or civil penalty provision created by the Act. <p>NB: This topic does not include obligations imposed on 'contracted service providers' as defined in section 8 of the <i>National Occupational Respiratory Disease Registry Act 2023</i> (Cth) as a person who is engaged under an agreement in force under section 30 of the Act. Section 30 of the <i>National Occupational Respiratory Disease Registry Act 2023</i> (Cth) provides that the Commonwealth Chief Medical Officer may, on behalf of the Commonwealth, engage a person under a written agreement to perform services for, or on behalf of, the Commonwealth in connection with functions of the Commonwealth or the Commonwealth Chief Medical Officer under the Act. If these obligations apply to your organisation, please contact Law Compliance.</p>								Q D 8 S
1. NOTIFYING INFORMATION FOR THE NATIONAL REGISTRY	National Occupational Respiratory Disease Registry Act 2023 (Cth) National Occupational Respiratory Disease Registry Rules 2024 (Cth) National Occupational Respiratory Disease Registry Determination 2024 (Cth)	<p>1.1 Notifying information about prescribed occupational respiratory diseases - diagnosing prescribed medical practitioner</p> <p>➤ If:</p> <ul style="list-style-type: none"> ▪ a prescribed medical practitioner diagnoses an individual with an occupational respiratory disease at or after 22 May 2024; and ▪ at the time the diagnosis is made, the occupational respiratory disease is a prescribed occupational respiratory disease; <p>the prescribed medical practitioner must notify the Commonwealth Chief Medical Officer, in an approved form and by the time, or within the period, prescribed by the rules (being within 30 days after the day the practitioner makes the diagnosis), of the minimum notification information in relation to the individual.</p> <p>➤ NB: The paragraph above applies whether or not the individual consents to the notification of the information under that section.</p> <p>➤ NB: A prescribed medical practitioner who notifies minimum</p>	Sections 12, 13 and 14 Rules 5, 6 and 7 of the Rules Clauses 5, 6 7, 8, 9, 11 and 12 of the Determination	Department of Veterans' Affairs means the Department that is administered by the Minister who administers the <i>Veterans' Entitlements Act 1986</i> (Cth). Individual healthcare provider means an individual who: (a) has provided,	Notify Commonwealth Chief Medical Officer within 30 days after the day the practitioner makes the diagnosis.	Civil penalty: 30 penalty units.	<input type="checkbox"/> Organisational policy guidance <input type="checkbox"/> Notification to Commonwealth Chief Medical Officer	<input type="checkbox"/> Staff awareness <input type="checkbox"/> Process to notify the Commonwealth Chief Medical Officer within the required timeframe	Person responsible: Review Date:	A 6 O 7

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		<p>notification information in relation to an individual under the first paragraph above may, with the individual's consent, also notify the Commonwealth Chief Medical Officer, in an approved form, of some or all of the following:</p> <ul style="list-style-type: none"> ▪ the additional notification information in relation to the individual; ▪ other information (if any) in relation to the individual determined under section 12(4) for the purposes of section 12(1)(c). <p>➤ Prescribed medical practitioner means a medical practitioner of a kind prescribed by the rules. The following kinds of medical practitioners are prescribed:</p> <ul style="list-style-type: none"> ▪ a medical practitioner registered under the <i>Health Practitioner Regulation National Law</i> as a specialist in the specialty of occupational and environmental medicine; ▪ a medical practitioner registered under the <i>Health Practitioner Regulation National Law</i> as a specialist in the specialty of respiratory and sleep medicine. <p>➤ Prescribed occupational respiratory disease means an occupational respiratory disease prescribed by the rules (being Silicosis).</p> <p>➤ The purposes of the National Registry are to facilitate the following:</p> <ul style="list-style-type: none"> ▪ collecting, storing, analysing and publishing by electronic means information relating to the diagnosis and progression of occupational respiratory diseases in Australia; ▪ collecting, analysing and publishing statistics in relation to occupational respiratory diseases in Australia; ▪ providing statistics in relation to occupational respiratory diseases in Australia to States and Territories and to prescribed medical practitioners; ▪ for the benefit of the nation: <ul style="list-style-type: none"> - monitoring the incidence of occupational respiratory diseases in Australia; and - taking preventative action; ▪ any activities that are incidental to the above purposes. <p>➤ The purposes of the National Registry also include to facilitate the following:</p> <ul style="list-style-type: none"> ▪ supporting the identification of industries, occupations, job tasks and workplaces where there is a risk of exposure to respiratory disease-causing agents: 		<p>provides, or will provide, healthcare; or</p> <p>(b) is registered by a registration authority as a member of a particular health profession.</p> <p>Multidisciplinary team means a group of persons, including at least 3 individual healthcare providers from different disciplines, who provide input to the management of the care needs of a patient.</p> <p>National Registry means the National Occupational Respiratory Disease Registry established under section 11 of the Act.</p> <p>Occupational</p>						

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		<ul style="list-style-type: none"> - to enable the application of timely and targeted interventions and prevention activities to reduce further worker exposure and disease; and - to assist with compliance and enforcement activities in relation to occupational health and safety matters; ▪ providing prescribed medical practitioners with access to information included in the National Registry in relation to an individual who has been diagnosed with an occupational respiratory disease for the purpose of providing healthcare to the individual in relation to the disease; ▪ monitoring the quality and effectiveness of policy and regulatory arrangements in relation to occupational respiratory diseases to inform and enhance policy development, programs and decision-making relating to the prevention of occupational respiratory diseases; ▪ planning, delivering and promoting healthcare and associated services in relation to occupational respiratory diseases; ▪ identifying individuals for inclusion in clinical trials or observational studies in relation to occupational respiratory diseases; ▪ research (as defined in section 8); ▪ any activities that are incidental to the above purposes. <p>➤ Additional notification information in relation to an individual who has been diagnosed with, or is being treated for, an occupational respiratory disease is information (other than minimum notification information) that is relevant to the purposes of the National Registry and is determined by the Commonwealth Chief Medical Officer under section 12(4) for the purposes of this section (as set out in the paragraphs below).</p> <p><u>Additional notification information</u></p> <p>➤ The information in relation to the relevant individual is as follows:</p> <ul style="list-style-type: none"> ▪ the individual's height and weight; ▪ the individual's smoking history; ▪ the individual's current employment status and, if the individual is not currently working, the date the individual's last employment ceased; ▪ the individual's current job title or, if the individual is not currently working, the individual's last job title; 		<p>respiratory disease means a medical condition associated with an individual's respiratory system that is likely to have been caused or exacerbated, in whole or in part, by the individual's work or workplace.</p>						

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		<ul style="list-style-type: none"> ▪ whether the individual has consented to either or both of the following: <ul style="list-style-type: none"> - the notification to the Commonwealth Chief Medical Officer, under section 14(5), 15(3), 16(3) or 17(2) of the Act, of additional notification information in relation to the individual; - the correction or updating, under section 15(4) or 17(3) of the Act, of additional notification information in relation to the individual that was included in the National Registry under section 14, 15, 16 or 17 of the Act; ▪ if the individual has consented to an action referred to in the first or second subpoint directly above of this section: <ul style="list-style-type: none"> - the date the consent was given; and - whether the individual has withdrawn that consent and, if so, the date the consent was withdrawn. <p>➤ The information about any medical tests performed for the relevant individual in relation to the relevant disease is as follows:</p> <ul style="list-style-type: none"> ▪ the type of medical test; ▪ the date of the test; ▪ the results of the test or a copy of a report prepared in relation to the test. <p><u>Additional notification information</u></p> <p>➤ The information in relation to each occupational position or role is as follows:</p> <ul style="list-style-type: none"> ▪ the industry and occupation in which the relevant individual was working while in the position or performing the role; ▪ the individual's job title while working in the position or performing the role; ▪ the dates, or period during which, the individual was working while in the position or performing the role; ▪ the average number of hours each week that the individual was working while in the position or performing the role; ▪ whether the exposure to the respiratory disease-causing agents was likely to have occurred at: <ul style="list-style-type: none"> - the main workplace where the individual worked while in the position or performing the role; or - another location where the individual was performing a job task for the purposes of the individual's work in the position or role; 								

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		<ul style="list-style-type: none"> ▪ the following information in relation to the likely exposure to respiratory disease-causing agents referred to above: <ul style="list-style-type: none"> - the main agent and a secondary agent to which the individual was likely to have been exposed; - the main job task being performed by the individual when the exposure to the agents was likely to have occurred; - whether the individual was using respiratory protective equipment while performing that job task and, if so, the type of equipment used; - the ventilation and other control measures (if any) in place where the individual was performing the job task. ➤ Minimum notification information in relation to an individual who has been diagnosed with, or is being treated for, an occupational respiratory disease is information that is relevant to the purposes of the National Registry and is determined by the Commonwealth Chief Medical Officer under section 12(4) for the purposes of this section (as set out in the paragraphs below). <p><u>Minimum notification information</u></p> <ul style="list-style-type: none"> ➤ The information in relation to the relevant individual is as follows: <ul style="list-style-type: none"> ▪ the individual's name; ▪ the individual's date of birth; ▪ the individual's sex (if provided by the individual); ▪ at least one of the following: <ul style="list-style-type: none"> - the individual's healthcare identifier (within the meaning of the <i>Healthcare Identifiers Act 2010</i> (Cth)); - the individual's medicare number (within the meaning of Part VII of the <i>National Health Act 1953</i> (Cth)); - the number (if any) allocated to the individual by the Department of Veterans' Affairs; ▪ if the individual has died—the individual's date of death (if known); ▪ the individual's Indigenous status (if provided by the individual); ▪ the individual's country of birth (if provided by the individual); ▪ the languages spoken at home by the individual (if provided by the individual); ▪ if the individual usually lives in Australia—the individual's 								

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		<p>postal address in Australia;</p> <ul style="list-style-type: none"> ▪ if the individual does not usually live in Australia—that the individual usually lives outside Australia; ▪ the individual's telephone number; ▪ the individual's email address (if provided by the individual); ▪ whether the individual has consented to either or both of the following: <ul style="list-style-type: none"> - the notification to the Commonwealth Chief Medical Officer, under section 15(1), 16(1) or 17(1) of the Act, of minimum notification information in relation to the individual; - the correction or updating, under section 15(4) or 17(3) of the Act, of minimum notification information in relation to the individual that was included in the National Registry under section 14, 15, 16 or 17 of the Act; ▪ if the individual has consented to an action referred to in the first or second subpoint directly above of this section: <ul style="list-style-type: none"> - the date the consent was given; and - whether the individual has withdrawn that consent and, if so, the date the consent was withdrawn). <p><u>Minimum notification information</u></p> <ul style="list-style-type: none"> ➤ NB: This section determines information in relation to the exposure of the relevant individual to respiratory disease-causing agents that are likely to have caused or contributed to the relevant disease. ➤ The total number of years of the individual's exposure to the respiratory disease-causing agents (if provided by the individual) is determined. ➤ The information in relation to the relevant individual's last exposure to the respiratory disease-causing agents is as follows: <ul style="list-style-type: none"> ▪ the length of time since the individual's last exposure to the agents (if provided by the individual); ▪ the industry in which the individual's last exposure to the agents occurred and whether the individual is still working in the industry (if provided by the individual); ▪ the occupation in which the individual's last exposure to the agents occurred (if provided by the individual); ▪ the main job task being performed by the individual when the last exposure to the agents occurred (if provided by the 								

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		<p>individual);</p> <ul style="list-style-type: none"> ▪ if the individual's last exposure to the agents occurred in Australia—the State or Territory where that exposure occurred, and the following information in relation to the business or employer for whom the individual was working when that exposure occurred: <ul style="list-style-type: none"> - the name of the business or employer (if provided by the individual); - a telephone number and email address for the business or employer (if provided by the individual); - the street address of the relevant office in the State or Territory for the business or employer or, if there is no such office, the head office for the business or employer (if provided by the individual); - whether the individual is still working for the business or employer; ▪ if the individual's last exposure to the agents did not occur in Australia— that the individual's last exposure to the agents occurred outside Australia. <p>➤ The information in relation to the relevant individual's main exposure to the respiratory disease-causing agents is as follows:</p> <ul style="list-style-type: none"> ▪ the length of time since the individual's main exposure to the agents (if provided by the individual); ▪ the industry in which the individual's main exposure to the agents occurred and whether the individual is still working in the industry (if provided by the individual); ▪ the occupation in which the individual's main exposure to the agents occurred (if provided by the individual); ▪ the main job task being performed by the individual when the main exposure to the agents occurred (if provided by the individual); ▪ if the individual's main exposure to the agents occurred in Australia—the State or Territory where that exposure occurred, and the following information in relation to the business or employer for whom the individual was working when that exposure occurred: <ul style="list-style-type: none"> - the name of the business or employer (if provided by the individual); - a telephone number and email address for the business or employer (if provided by the individual); 								

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		<ul style="list-style-type: none"> - the street address of the relevant office in the State or Territory for the business or employer or, if there is no such office, the head office for the business or employer (if provided by the individual); - whether the individual is still working for the business or employer; ▪ if the individual's main exposure to the agents did not occur in Australia— that the individual's main exposure to the agents occurred outside Australia. <p>➤ The information in relation to the relevant disease with which the relevant individual has been diagnosed is as follows:</p> <ul style="list-style-type: none"> ▪ the name of the disease; ▪ in relation to the respiratory disease-causing agents that are likely to have caused or contributed to the disease—the main agent and a secondary agent (if known); ▪ the date the individual was diagnosed with the disease; ▪ whether a multidisciplinary team was consulted or otherwise involved in the diagnosis of the individual with the disease; ▪ the types of medical tests used to diagnose the individual with the disease; ▪ if the disease is silicosis—a copy of the report prepared in relation to the computed tomography scan used to diagnose the disease, and the date the scan was performed; ▪ the individual's level of lung impairment indicated by the lung function values referred to in one (or both) of the following subparagraphs, and the date the values were tested: <ul style="list-style-type: none"> - actual and predicted forced expiratory volume in 1 second and forced vital capacity (if provided by the individual); - actual and predicted diffusing capacity of the lungs for carbon monoxide and alveolar volume (if provided by the individual); ▪ the likelihood, in the notifying prescribed medical practitioner's opinion, that the disease was caused or exacerbated, in whole or in part, by the individual's work or workplace. <p><u>Minimum notification information</u></p> <p>➤ NB: This section determines information in relation to a prescribed medical practitioner who:</p> <ul style="list-style-type: none"> ▪ diagnoses the relevant individual with, or is treating the 								

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		<p>relevant individual for, the relevant disease; and</p> <ul style="list-style-type: none"> ▪ is notifying the Commonwealth Chief Medical Officer of information in relation to the relevant individual under Division 3 of Part 2 of the Act. <p>➤ The information in relation to the prescribed medical practitioner is as follows:</p> <ul style="list-style-type: none"> ▪ the name of the medical practitioner; ▪ a telephone number and work email address for the medical practitioner; ▪ the email address the medical practitioner uses to access the service known as myGovID; ▪ the specialty in which the medical practitioner is registered as a specialist; ▪ the name and street address of the organisation or practice where the medical practitioner works; ▪ the date the relevant individual became a patient of the medical practitioner; ▪ if the medical practitioner ceases to treat the individual for the relevant disease—the date of, and reason for, the cessation of treatment by the medical practitioner. 								
	National Occupational Respiratory Disease Registry Act 2023 (Cth)	<p>1.2 Notifying information about prescribed occupational respiratory diseases - treating prescribed medical practitioner</p> <p>➤ NB: If information in relation to an individual who has been diagnosed with a prescribed occupational respiratory disease is included in the National Registry under section 14 or this section, a prescribed medical practitioner who is treating the individual for the disease may, subject to the paragraph below, correct or update the information by notifying the Commonwealth Chief Medical Officer in an approved form.</p> <p>➤ A prescribed medical practitioner may correct or update information in relation to an individual under the paragraph above, to make minor or technical changes (including to correct a minor error) without obtaining the individual’s consent. For any other changes, the prescribed medical practitioner must obtain the consent of the individual.</p>	Section 15(4) and 15(5)				<input type="checkbox"/> Organisational policy guidance	<input type="checkbox"/> Staff awareness	Person responsible: Review Date:	KK48
	National Occupational Respiratory Disease	<p>1.3 Notifying information about non-prescribed occupational respiratory diseases - treating prescribed medical practitioner</p>	Section 17(3) and 17(4)	Non-prescribed occupational respiratory			<input type="checkbox"/> Organisational policy guidance	<input type="checkbox"/> Staff awareness	Person responsible:	W177

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	Registry Act 2023 (Cth)	<ul style="list-style-type: none"> ➤ NB: If information in relation to an individual who has been diagnosed with a non-prescribed occupational respiratory disease is included in the National Registry under section 16 or this section, a prescribed medical practitioner who is treating the individual for the disease may, subject to the paragraph below correct or update the information by notifying the Commonwealth Chief Medical Officer in an approved form. ➤ A prescribed medical practitioner may correct or update information in relation to an individual under the paragraph above to make minor or technical changes (including to correct a minor error) without obtaining the individual's consent. For any other changes, the prescribed medical practitioner must obtain the consent of the individual. 		disease means an occupational respiratory disease that is not a prescribed occupational respiratory disease.					Review Date:	
2. DEALING WITH INFORMATION IN THE NATIONAL REGISTRY	National Occupational Respiratory Disease Registry Act 2023 (Cth)	<p>2.1 Authorised dealings with information—general</p> <ul style="list-style-type: none"> ➤ A person may collect, make a record of, disclose or otherwise use: <ul style="list-style-type: none"> ▪ personal information; or ▪ workplace identifying information; or ▪ information that is commercial-in-confidence; if the person does so for the purposes of including information in the National Registry. ➤ A person may collect, make a record of, disclose or otherwise use protected information included in the National Registry, if: <ul style="list-style-type: none"> ▪ the person does so for the purposes of the National Registry and is: <ul style="list-style-type: none"> - an officer or employee of the Commonwealth or a Commonwealth authority; or - engaged by the Commonwealth, or a Commonwealth authority, to perform work relating to the purposes of the National Registry; or - an officer or employee of a person referred to in the subpoint directly above, or engaged by a person referred to in the subpoint directly above to perform work relating to the purposes of the National Registry; or ▪ all of the following apply: <ul style="list-style-type: none"> - the person is a prescribed medical practitioner; - the information is about a diagnosis, or the progression, of an occupational respiratory disease in relation to an individual; - the collection, recording, disclosure or use is for the 	Sections 9 and 21	<p>Commonwealth authority means a Commonwealth entity within the meaning of the <i>Public Governance, Performance and Accountability Act 2013</i> (Cth).</p> <p>Entity means any of the following:</p> <ul style="list-style-type: none"> (a) a person; (b) a partnership; (c) any other unincorporated association or body; (d) a trust; (e) a part of another entity 			<input type="checkbox"/> Organisational policy guidance	<input type="checkbox"/> Staff awareness	Person responsible: Review Date:	ID P P

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		<p>purposes of providing healthcare to the individual in relation to the occupational respiratory disease; or</p> <ul style="list-style-type: none"> ▪ all of the following apply: <ul style="list-style-type: none"> - the person is a prescribed medical practitioner; - the person has diagnosed an individual with an occupational respiratory disease, or is treating an individual for an occupational respiratory disease; - the collection, recording, disclosure or use is for the purpose of checking whether information in relation to the individual is included in the National Registry; or ▪ the person does so for the purposes of performing the person’s functions or duties, or exercising the person’s powers, under this Act; or ▪ the person is required or authorised to do so by or under a law of the Commonwealth, or of a State or Territory; or ▪ all of the following apply: <ul style="list-style-type: none"> - the person is the Commonwealth Chief Medical Officer; - the collection, recording, disclosure or use is for the purposes of disclosing information to an enforcement body; - the person reasonably believes that the information is reasonably necessary for, or directly related to, one or more enforcement related activities being conducted by, or on behalf of, the enforcement body; or ▪ the information is disclosed to the person under this section, and the collection, recording, disclosure or use is for the purpose for which the information was disclosed to the person; or ▪ the person does so for the purposes of court or tribunal proceedings, or in accordance with an order of a court or tribunal; or ▪ the person does so for the purposes of a coronial inquiry, or in accordance with an order of a coroner. <p>➤ However, the following information in relation to an individual must not be disclosed to a person under the paragraph above for the purposes of research:</p> <ul style="list-style-type: none"> ▪ information that identifies, or could be used to identify, the most recent workplace, or the main workplace, where the individual was exposed to a respiratory disease-causing agent; ▪ information that identifies, or could be used to identify, the 		<p>(under a previous application of this definition).</p> <p>Personal information has the same meaning as in the <i>Privacy Act 1988</i> (Cth).</p> <p>Research: (a) means research relating to occupational respiratory diseases; and (b) includes research relating to the causes, incidence, prevalence, nature, extent and trends of occupational respiratory diseases.</p> <p>Respiratory disease-causing agents means agents such as dusts, gases, fumes, vapours, mists, fungi and fibres that can cause or</p>						

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		<p>prescribed medical practitioner who notified information in relation to the individual under Part 2;</p> <ul style="list-style-type: none"> ▪ any other kind of information that is prescribed by the rules, (no additional information is currently prescribed). <p>➤ Collection, recording, disclosure or use of personal information for the purposes of research of a kind to which guidelines approved under section 95 or 95A of the <i>Privacy Act 1988</i> (Cth) relate is authorised under section 21(2)(a) or (g) only if:</p> <ul style="list-style-type: none"> ▪ the collection, recording, use or disclosure is in accordance with the guidelines; and ▪ in the case of disclosure—the disclosure is not prohibited by the above paragraph. <p>➤ Information is commercial-in-confidence if a person demonstrates to the Minister that:</p> <ul style="list-style-type: none"> ▪ release of the information would cause competitive detriment to the person; and ▪ the information is not in the public domain; and ▪ the information is not required to be disclosed under a law of the Commonwealth, or of a State or Territory; and ▪ the information is not readily discoverable. <p>➤ Enforcement body means any of the following:</p> <ul style="list-style-type: none"> ▪ the Australian Federal Police; ▪ the National Anti-Corruption Commissioner (within the meaning of the <i>National Anti-Corruption Commission Act 2022</i> (Cth)); ▪ the Australian Crime Commission; ▪ the Office of the Director of Public Prosecutions. <p>➤ Protected information means personal information, workplace identifying information or information that is commercial-in-confidence, to the extent that the information is:</p> <ul style="list-style-type: none"> ▪ included in the National Registry or obtained under, or in accordance with, this Act; or ▪ derived from a record of information that was included in the National Registry or was obtained under, or in accordance with, this Act; or ▪ derived from a disclosure or use of information that was included in the National Registry or was obtained under, or in accordance with, this Act. <p>➤ Workplace identifying information:</p> <ul style="list-style-type: none"> ▪ means information about an identified, or reasonably identifiable, workplace; and 		contribute to an occupational respiratory disease.						

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		<ul style="list-style-type: none"> ▪ includes information that identifies, or could be used to identify, an employer or business. 								
	National Occupational Respiratory Disease Registry Act 2023 (Cth)	<p>2.2 Offence relating to protected information</p> <ul style="list-style-type: none"> ➤ A person commits an offence if: <ul style="list-style-type: none"> ▪ the person makes a record of, discloses or otherwise uses information; and ▪ the information is protected information; and ▪ the making of the record, disclosure or use, is not authorised by a provision of this Part of the Act. ➤ NB: Section 23 above does not apply to a person if: <ul style="list-style-type: none"> ▪ the person discloses protected information to the person to whom the information relates; or ▪ the person is the person to whom the protected information relates; or ▪ the making of the record, disclosure or use of the protected information is in accordance with the express or implied consent of the person to whom the information relates. ➤ NB: The paragraph above applies as if a reference in that section to the person to whom the protected information relates included a reference to the person’s personal representative. ➤ NB: Section 23 above does not apply to a person if: <ul style="list-style-type: none"> ▪ the person obtains protected information from another person; and ▪ the person discloses that information to the other person. ➤ Personal representative, of an individual, means: <ul style="list-style-type: none"> ▪ a parent or guardian of the individual, if the individual is incapable of managing the individual’s health affairs; or ▪ a trustee of an estate of the individual, if the individual is under a legal disability; or ▪ a person who holds an enduring power of attorney granted by the individual. 	Sections 23, 24 and 25			Penalty: Imprisonment for 2 years or 120 penalty units, or both.	<input type="checkbox"/> Organisational policy guidance	<input type="checkbox"/> Staff awareness	Person responsible: Review Date:	Y 7 B B