



Privacy Amendment (Government Related Identifiers) Regulations 2017

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 14 December 2017

Peter Cosgrove
Governor-General

By His Excellency's Command

George Brandis QC
Attorney-General

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1 Name

This instrument is the *Privacy Amendment (Government Related Identifiers) Regulations 2017*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	19 December 2017

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Privacy Act 1988*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Privacy Regulation 2013

1 At the end of Part 2

Add:

19 Exceptions to Australian Privacy Principles 9.1 and 9.2—MedsASSIST

Adoption, use and disclosure of MedsASSIST identifiers by GuildLink in operating or administering MedsASSIST

- (1) Subclause 9.3 of the Australian Privacy Principles applies in relation to the adoption, use or disclosure by GuildLink of a MedsASSIST identifier of an individual in the course of the operation or administration of MedsASSIST by GuildLink.

Use and disclosure of MedsASSIST identifiers by pharmacy operators in using MedsASSIST as clinical decision support tool

- (2) Subclause 9.3 of the Australian Privacy Principles applies in relation to the use or disclosure, by an organisation that operates a pharmacy, of a MedsASSIST identifier of an individual in the course of using or contributing to MedsASSIST as a clinical decision support tool.

Definitions

- (3) In this section:

GuildLink means GuildLink Pty Limited ACN 090 249 960.

MedsASSIST means the system operated by GuildLink for the purposes of monitoring the dispensing of medicines containing codeine to individuals, and informing and recording decisions about such dispensing.

MedsASSIST identifier of an individual means an identifier that is included in one of the following documents issued to the individual:

- (a) a passport issued under the *Australian Passports Act 2005*;
- (b) a driver's licence (however described) issued by a State or Territory authority;
- (c) a card that is:
 - (i) issued by a State or Territory authority of a jurisdiction listed in column 1 of an item of the following table; and
 - (ii) known by the description in column 2 of the item.

Cards containing MedsASSIST identifiers

	Column 1	Column 2
	Jurisdiction	Description of card
1	New South Wales	New South Wales Photo Card
2	Victoria	Proof of age card
3	Queensland	Adult proof of age card
4	Queensland	Photo identification card

Cards containing MedsASSIST identifiers		
	Column 1	Column 2
	Jurisdiction	Description of card
5	Queensland	18+ card
6	Western Australia	Western Australian Photo Card
7	South Australia	Proof of age card
8	Tasmania	Tasmanian Government personal information card
9	Australian Capital Territory	Proof of identity card
10	Northern Territory	Evidence of age (18 plus) card

Repeal of this section

- (4) This section is repealed at the start of 1 February 2018.