



Biosecurity (Human Health) Amendment (Information Management) Regulations 2023

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 25 May 2023

David Hurley
Governor-General

By His Excellency's Command

Mark Butler
Minister for Health and Aged Care

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1 Name

This instrument is the *Biosecurity (Human Health) Amendment (Information Management) Regulations 2023*.

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 later of: (a) the day after this instrument is registered; and (b) the day on which Schedule 3 to the <i>Biosecurity Amendment (Strengthening Biosecurity) Act 2022</i> commences.	6 June 2023 (paragraph (a) applies)

Note: This table relates only to the provisions of this instrument as originally made.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 *Biosecurity Act 2015*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Biosecurity (Human Health) Regulation 2016

1 Section 4 (paragraph (h) of the note)

Repeal the paragraph.

2 Section 20

Repeal the section, substitute:

20 Disclosure of information

- (1) A person may disclose information referred to in subsection (2) if:
 - (a) the disclosure is in the course of or for the purposes of:
 - (i) performing functions or duties, or exercising powers, under this Part;
or
 - (ii) assisting another person to perform functions or duties, or exercise powers, under this Part; and
 - (b) the disclosure is to any of the following:
 - (i) a Commonwealth body;
 - (ii) a State or Territory body;
 - (iii) a biosecurity industry participant;
 - (iv) an overseas competent authority.
- (2) The information that may be disclosed under subsection (1) is as follows:
 - (a) evidence of a sanitation health risk associated with a vessel found during a ship sanitation certification inspection of the vessel;
 - (b) details of a ship sanitation certificate in force for a vessel;
 - (c) details of a vessel for which a ship sanitation certificate is not in force;
 - (d) any other information relating to the information referred to in paragraph (a), (b) or (c).
- (3) This section does not limit Division 3 of Part 2 of Chapter 11 of the Act.

3 At the end of the instrument

Add:

Part 6—Application, saving and transitional provisions

21 Amendments made by the *Biosecurity (Human Health) Amendment (Information Management) Regulations 2023*

Section 20, as amended by the *Biosecurity (Human Health) Amendment (Information Management) Regulations 2023*, applies in relation to the disclosure of information on or after the commencement of this section, whether the information was obtained before, on or after that commencement.