

From: [Policy MailIn](#)
To: [REDACTED]
Subject: FW: Feedback regarding the draft Privacy and Personal Information Protection Amendment Bill 2021 (PIIP Amendment Bill)
Date: Friday, 18 June 2021 11:34:49 AM
Attachments: [image002.jpg](#)

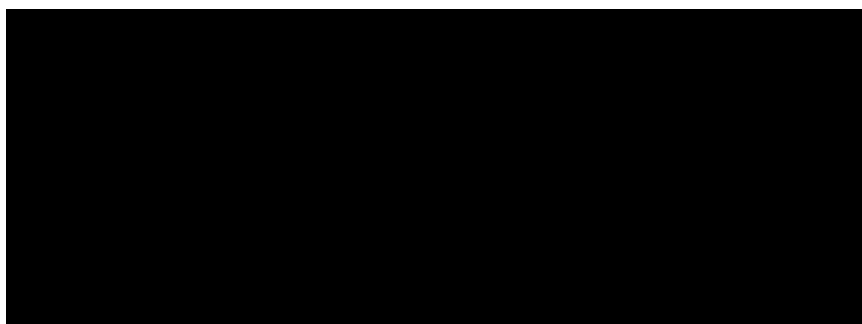
From: [REDACTED]
Sent: Friday, 18 June 2021 11:27 AM
To: Policy MailIn <policy@justice.nsw.gov.au>
Subject: Feedback regarding the draft Privacy and Personal Information Protection Amendment Bill 2021 (PIIP Amendment Bill)

Re: Feedback regarding the draft Privacy and Personal Information Protection Amendment Bill 2021 (PIIP Amendment Bill)

On behalf of the NSW Agency for Clinical Innovation please see below feedback regarding the PPIP Amendment Bill 2021 and establishment of a mandatory notification of data breach scheme:

- The concept of establishing a Mandatory Notification of Data Breach (MNDB) scheme is broadly supported
- The proposed timeframe of 12 months post enactment for the bill to commence is sufficient to allow for compliance policies and procedures to be established
- Establishment of the MNDB scheme supports greater consistency between the relevant NSW Acts with the Commonwealth Privacy Act
- The proposed approach of changing the PIPP Act and health information being regulated as a part of the MNDB scheme is potentially confusing as health information is otherwise explicitly excluded from PPIP Act coverage. Consideration of making equivalent MNDB legislative changes to the Health Records and Information Privacy (HRIP) Act is suggested as an alternative to the proposed approach of making one health information related variation to the PPIP Act
- The potential unintended consequence of the MNDB scheme reducing public trust in government and agency handling of personal and health information, rather than increasing trust should be considered further

Kind regards,



Due to COVID-19, ACI staff are working in ways that support physical distancing. This means we are working from home, and arranging and participating in meetings remotely. Please consider these arrangements as we continue working together.

I wish to pay my respects to the traditional custodians and all Aboriginal community elders and people, past and present on whose lands I live and work.

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