

South Australia

Privacy Committee of South Australia Variation Proclamation 2009

Part 1—Preliminary

1—Short title

This proclamation may be cited as the *Privacy Committee of South Australia Variation Proclamation 2009*.

2—Commencement

This proclamation comes into operation on the day on which it is made.

3—Variation provisions

In this proclamation, a provision under a heading referring to the variation of a specified proclamation varies the proclamation so specified.

Part 2—Variation of proclamation establishing Privacy Committee of South Australia (Gazette 6 July 1989 p6)

4—Variation of clause 1—Establishment and procedures of Privacy Committee of South Australia

- (1) Clause 1(2)(a)—after "*Public Sector Management Act 1995*" insert:
as amended or substituted from time to time
- (2) Clause 1(2)(c)—delete "for Human Services" and substitute:
responsible for the administration of the *Health Care Act 2008* (as amended or substituted from time to time)
- (3) Clause 1(2)(d)—after "Commissioner for Public Employment" insert:
(and, for the purposes of this paragraph, the reference to the Commissioner will, if the title of the Commissioner is altered, be read as a reference to the Commissioner under his or her new title)
- (4) Clause 1—after subclause (2) insert:
(2aa) At least 2 members of the Committee must be women and at least 2 must be men.
- (5) Clause 1(4)(c)—delete "Governor" and substitute:
Minister
- (6) Clause 1(5)—before paragraph (a) insert:
Subject to the following, the Committee may determine its own procedures:

(7) Clause 1(5)(f)—delete paragraph (f)

5—Variation of clause 3—Prohibition against disclosure of information

Clause 3(1)—delete subclause (1)

6—Variation of clause 4—Exemptions

Clause 4(2)—delete subclause (2)

7—Insertion of clause 4A

After clause 4 insert:

4A—Annual report

- (1) The Committee must, on or before 30 September in each year, prepare and present to the Minister a report on its activities during the preceding financial year.
- (2) The report must include details of any exemptions granted under clause 4 during the year to which the report relates.
- (3) The Minister must, within 12 sitting days after receipt of a report under this section, cause copies of the report to be laid before each House of Parliament.

8—Insertion of heading to clause 5

Heading to clause 5—insert:

5—Interpretation

Made by the Governor

with the advice and consent of the Executive Council
on 11 June 2009

CBCS09/0003