**Health Information Privacy Code 1994**

**Amendment No 9**

**1. Title**

This amendment is the Health Information Privacy Code 1994 Amendment No 9.

**2. Commencement**

This amendment will come into force on 28 September 2017.

*Note: The commencement of the amendment aligns with the commencement of amendments made to the Privacy Act 1993 by the Intelligence and Security Act 2017.*

**3. Amendment to Rule 11 (Limits on Disclosure of Health Information)**

Rule 11(2) is amended by inserting the following new paragraph:

(da) the disclosure of the information is necessary to enable an intelligence and security agency to perform any of its functions;

*Note: See Intelligence and Security Act 2017, ss 10-16, for the functions of intelligence and security agencies.*

*Note: Intelligence and Security Act, section 122(3) provides that the Director-General of an intelligence agency may certify that he or she believes on reasonable grounds that the disclosure is necessary, for the purpose of enabling an agency to decide whether to disclose the information.*

*The text in italics is for information only and is not part of the amendment as issued.*

***Legislative history***

*6 June 2017 Public notice of intention to issue Amendment No 9 (Privacy Act, s 48)*

*25 August 2017 Amendment No 9 issued (Privacy Act, s 51)*

*31 August 2017 Gazette notice concerning issue, commencement and availability (Privacy Act, s 49)*

*28 September 2017 Commencement of Amendment No 9*