

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Thursday, 23 June 1988

AREA HEALTH BOARDS AMENDMENT BILL (NO. 3)

Proposed Amendments

Hon. Mr CAYGILL, in Committee, to move the following amendments:

Proposed new clauses 17A and 17B: To insert on page 11, after clause 17, the following clauses:

17A. Health computer system—(1) Section 51 of the principal Act (as substituted by section 5 (1) of the Area Health Boards Amendment Act 1986) is hereby amended by repealing subsection (8).

(2) Section 51 (7) of the principal Act (as so substituted) is hereby consequentially amended by omitting the words “, but subject to subsection (8) of this section,”.

17B. New heading and sections (relating to collection and use of personal information) inserted—The principal Act is hereby amended by inserting, after section 51 (as substituted by section 5 (1) of the Area Health Boards Amendment Act 1986), the following heading and sections:

“Collection and Use of Personal Information

“51A. Meaning of ‘personal information’—In sections 51a to 51d of this Act, the term ‘personal information’ has the same meaning as it has in the Official Information Act 1982.

“51B. Board to collect personal information only where reasonably necessary—A board shall not collect personal information unless it is reasonably necessary to do so in connection with the duties or functions of the board.

“51C. Protection of personal information collected—A board shall take all reasonable steps to ensure that personal information collected by the board is protected from—

“(a) Unauthorised access, unauthorised alteration, and unauthorised destruction; and

“(b) Any use that is not authorised by this Act or in accordance with the Official Information Act 1982.

“51D. Special provisions relating to independent contractors, etc.—(1) This section applies to every person who, not being an employee of an area health board, is

engaged by the board to collect, hold, and provide personal information for the board.

“(2) Every person to whom this section applies shall take all reasonable steps to ensure that the personal information is protected from—

“(a) Unauthorised access, unauthorised alteration, and unauthorised destruction; and

“(b) Any use that is not authorised by this Act or in accordance with the Official Information Act 1982.

“(3) The personal information shall at all times remain the property of the board, and every person to whom this section applies shall hand over any such personal information to the board whenever the board so directs.”

EXPLANATORY NOTE

These amendments are in the form recommended by the Social Services Select Committee following consideration of the amendments set out in Supplementary Order Paper No. 44.