

**HEALTH INFORMATION PRIVACY CODE 1994
AMENDMENT NO. 3**

I, **BRUCE HOULTON SLANE**, Privacy Commissioner now issue under section 51 of the Privacy Act 1993 this amendment to the Health Information Privacy Code 1994.

Issued by me at Auckland on 24 August 1998

THE SEAL of the Privacy Commissioner)
was affixed to this amendment to the)
Health Information Privacy Code 1994)
by the Privacy Commissioner)



B H Slane 
Privacy Commissioner

Title

1. This amendment may be referred to as the Health Information Privacy Code 1994 Amendment No.3.

Commencement

2. This amendment will come into force on 30 September 1998.

Amendment to clause 4(2)

3. Clause 4(2) is amended the following manner:

- Delete** : paragraph (c)
- Substitute** : (c) the Health Funding Authority or an agency that has been declared by the Minister of Health by notice in the Gazette to be a purchaser for the purposes of the Health and Disability Services Act 1993;
- Insert** : (l) a district inspector, deputy district inspector or official visitor appointed pursuant to section 94 of the Mental Health (Compulsory Assessment and Treatment) Act 1992.
- Insert** : (m) an agency having statutory responsibility for the registration of any registered health professionals.

Amendment to subrule 11(1)

4. Subrule 11(1) is amended in the following manner:

- Insert:** (g) the information to be disclosed concerns only the fact that an individual is to be, or has been, released from compulsory status under the Mental Health (Compulsory Assessment and Treatment) Act 1992 and the disclosure is to the individual's principal caregiver.

Amendment to subrule 11(6)

5. Subrule 11(6) is amended in the following manner:

Delete : subrule 11(6)

Substitute : (6) Despite subrule (5), a health agency is exempted from compliance with this rule in respect of health information about an identifiable deceased person who has been dead for not less than 20 years.

Amendment to subrule 12(2)(a)

6. Subrule 12(2)(a) is amended in the following manner:

Delete : section 8 of the Income Tax Act 1976

Substitute : section OD7 of the Income Tax Act 1994

Amendment to subrule 12(3)

7. Subrule 12(3) is amended in the following manner:

Delete : paragraph (c)

Deletion of clause 7

8. Clause 7 is amended in the following manner:

Delete : Clause 7

Amendment to Schedule 2

9. Schedule 2 is amended in the following manner:

add : 8. The Mental Health Commission

Amendment to Schedule 3

10. Schedule 3 is amended in the following manner:

delete: 2 Regional health authorities
3 Public Health Commission

add: 9 Registered midwives
10 Health Benefits Limited
11 Health Funding Authority
12 Registered physiotherapists

