

## Kid Sense Child Development Private Client and NDIS Participant Privacy Statement

Kid Sense Child Development is committed to providing quality services and respecting your rights. Your right to privacy and confidentiality will be recognised, respected, and protected in all aspects of your contact with us. This statement outlines our ongoing obligations to you in respect to how we manage your Personal Information.

Kid Sense Child Development complies with the requirements of the *Privacy Act 1988 (Cth)*. Privacy Act 1988 (Cth) regulates how personal information about individuals is handled. The Act includes thirteen Australian Privacy Principles (APPs). The APPs set out standards, rights and obligations for the handling, holding, use, accessing and correction of personal information. The Act protects the privacy of an individual's information where it relates to Commonwealth agencies and private businesses (including not-for-profit organisations) with a turnover of more than \$3 million. All organisations that provide a health service and hold health information (other than in a staff record) are covered by the Act.

### What is Personal Information and why do we collect it?

Personal Information is information or an opinion that identifies an individual. Personal Information includes Health Information, which is information about the physical or mental health or disability of an individual.

**Health Information** – personal information or an opinion about:

- the health, including an illness, disability or injury, (at any time) of an individual;
- an individual's expressed wishes about the future provision of health services to the individual; or
- a health service provided, or to be provided, to an individual;

that is also:

- Personal Information;
- Other Personal Information collected to provide, or in providing, a health service to an individual;
- Other Personal Information collected in connection with the donation, or intended donation, by an individual of his or her body parts, organs or body substances; or
- genetic information about an individual in a form that is, or could be, predictive of the health of the individual or a genetic relative of the individual.

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Warning	This process is uncontrolled when printed. The current version of this document is available on the Kid Sense Child Development Sharepoint.			

**Personal Information** – information or an opinion about an identified individual, or an individual who is reasonably identifiable:

- whether the information or opinion is true or not; and
- whether the information or opinion is recorded in a material form or not.

**Sensitive Information** – personal information or an opinion about an individual's:

- racial or ethnic origin;
- political opinions;
- membership of a political association;
- religious beliefs or affiliations;
- philosophical beliefs;
- membership of a professional or trade association;
- membership of a trade union;
- sexual orientation or practices;
- criminal record;

that is also:

- Personal Information;
- Health Information about an individual;
- genetic information about an individual that is not otherwise health information;
- biometric information that is to be used for the purpose of automated biometric verification or biometric identification; or
- biometric templates.

**National Disability Insurance Scheme Act 2013 (Cth)** – regulates how personal information about NDIS participants is handled by the National Disability Insurance Agency. This limits how the Agency collects and uses personal information and when and to whom information can be disclosed. The Agency must also comply with the Privacy Act 1988 (Cth).

**Protected Information** – information:

- about a person that is or was held in the records of the Agency; or
- to the effect that there is no information about a person held in the records of the Agency.

Personal Information includes information that is recorded in a visual or audio format, such as photos, videos and sound recordings.

Kid Sense Child Development will only request and retain Personal Information that is necessary to:

- assess your eligibility for support;
- provide safe and responsive support;
- monitor the supports provided; and
- fulfil contractual and other requirements to provide non-identifying data and statistical information to government agencies.

When we collect Personal Information, we will explain to you why we are collecting the information and how we plan to use it.

### Third Parties

Where reasonable and practicable to do so, we will collect your Personal Information only from you. However, in some circumstances we may be provided with information by third parties (such as other disability services). In such cases we will take reasonable steps to ensure that you are made aware of the information provided to us by the third party.

### Disclosure of Personal Information

Your Personal Information will only be disclosed:

- to prevent or lessen a serious and imminent threat to the life or health of you or another person;
- to outside agencies with your or your representative's permission;
- with written consent from a person with lawful authority; or
- when required by law, or to fulfil legislative obligations such as mandatory reporting.

### Security and Destruction of Personal Information

Your Personal and Health Information will be stored in a manner that reasonably protects it from misuse and loss and from unauthorized access, modification or disclosure.

When your Personal and Health Information is no longer needed for the purpose for which it was obtained, we will take reasonable steps to destroy or permanently de-identify it.

We will retain and dispose of your Personal and Health Information in accordance with our *Privacy and Confidentiality Policy and Procedure*.

### Access to your Personal Information

You may access the Personal or Health Information we hold about you, including to update or correct it, subject to certain exceptions. If you wish to access your Personal or Health Information, please contact Tracey Mills – Operations Director on 8272 7522 or [officemanager@childdevelopment.com.au](mailto:officemanager@childdevelopment.com.au) for any queries.

In order to protect your Personal or Health Information we may require identification from you before releasing the requested information.



You have the right to:

- request access to personal information we hold about you;
- access this information; and
- make corrections if you consider the information is not accurate, complete or up to date.

However, access may be denied in part or in total where:

- the request is frivolous or vexatious;
- providing access would have an unreasonable impact on the privacy of other individuals;
- providing access would be likely to prejudice an investigation of possible unlawful activity;
- providing access would pose a serious and imminent threat to the life or health of any individual; and
- denying access is required or authorised by or under law.

We aim to address all requests to access or correct information 2 working days. We will not charge any fee for your access request but may charge an administrative fee for providing a copy of your information.

### Maintaining the Quality of your Personal Information

It is an important to us that your information is up to date. We will take all reasonable steps to make sure that your Personal Information is accurate and complete. If you find that the information we have is not up to date or is inaccurate, please advise us as soon as practicable so we can update our records and ensure we can continue to provide quality services to you.

### Complaints and Enquiries

If you have any queries or complaints about this Privacy Statement or how Kid Sense Child Development manages privacy matters, please contact our Operations Director:

- by email to: officemanager@childdevelopment.com.au;
- by phone on: 08 8272 7522; or
- in writing to: 90 Unley Road SA 5061

Alternatively, you can speak directly to the Executive Director who will record your enquiry or complaint and ensure it is followed.

Complaints about privacy matters can also be lodged by placing a completed Feedback and Complaints Form in the Suggestion Box at any Kid Sense Child Development location.

All feedback and complaints regarding privacy will be dealt with in accordance with our *Feedback and Complaints Policy and Procedure*.

### Monitoring and Review

The Kid Sense Child Development's Privacy Policy along with the Client/Participant Handbook and Charter is reviewed at least annually and will incorporate staff, participant and other stakeholder feedback.