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# Privacy Law Conference

Preparing for the  
imminent reforms

1 December 2008  
Amora Hotel Jamison  
Sydney

## Don't miss this opportunity to:

- Evaluate the drivers for reform in the **ALRC'S review and recommendations** for change to Privacy Laws
- Review the **implications of the unification of privacy principles** UPPs
- Discover the **proposed changes to the Privacy Commissioner's role**
- Examine proposed reforms to facilitate enhanced **credit reporting and protection of health information**
- Gain insight into **regulating cross border data flows**
- Assess the **implications of the second phase of reform** and introduction of a statutory course of action for disclosure of privacy

**Register Today! Ph: 1800 772 772**  
**or visit [www.lexisnexis.com.au/pd](http://www.lexisnexis.com.au/pd)**

## Expert speakers include:

**Joan Sheedy**, Assistant Commissioner, Privacy & Freedom of Information Branch,  
**Department of Prime Minister & Cabinet**

**Mark Hummerton**, Assistant Privacy Commissioner,  
**Office of the Privacy Commissioner**

**Christine Christian**, Chief Executive Officer,  
**Dun & Bradstreet**

**Dr Bridget Bainbridge**, Head Policy and Privacy,  
**National e-Health Transition Authority**

**Andrea Beatty**, Partner, **Mallesons Stephen Jacques**

**Mark Worsman**, Senior Associate, **DLA Phillips Fox**

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# Privacy Law 2008 Conference

## Preparing for the imminent reforms

### Conference program: Monday 1 December 2008

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8.30 **Conference registration**

9.00 **Opening remarks from the chair**

9.15 **Evaluate the drivers for reform in the ALRC'S proposed changes to Privacy Laws**

- Outlining the drivers for change in the quest for national consistency in privacy laws:
  - changing technology
  - the need to unify the patchwork of existing legislation
- Outlining key recommendations towards a simple, workable system that provides effective solutions and protections
- Unifying privacy laws across the country
- Outlining the time table for consultation

*Joan Sheedy, Assistant Commissioner, Privacy & Freedom of Information Branch, Department of Prime Minister & Cabinet*

10.00 **Review the implications of the unification of privacy principles UPPs**

- Reviewing the establishment of a new set of UPPs to cover both the private sector and the Commonwealth public sector
- Overriding state and territory laws health privacy laws covering the private sector in order to promote more uniformity
- Recommendations for the states and territories to enact privacy laws applying to their public sectors
- How will these changes help to simplify existing privacy Laws?

*Charles Alexander, Partner, Minter Ellison*

10.45 **Morning tea**

11.15 **Evaluating the changing role of the Privacy Commissioner under new law**

- Assessing the implications of increasing the powers of the Privacy Commissioner to
  - undertake compliance assessments
  - issue compliance notices
  - seek civil penalties
  - accept enforceable undertakings

*Mark Hummerton, Assistant Privacy Commissioner, Office of the Privacy Commissioner*

12.00 **Reviewing proposed reforms to facilitate enhanced credit reporting**

- Evaluating how certain limited categories of positive credit reporting be allowed
- Extend new regulations relating to the privacy of credit information to credit provided to individuals for any purpose
- Assessing how new regulations will allow the reporting by an individual of information that they have been the subject of identity theft
- How will changes of credit reporting agencies impact listing overdue payment
- Evaluating the implications of adding positive information to credit files in order to facilitate better risk management practices by credit suppliers and lenders

*Christine Christian, Chief Executive Officer, Dun & Bradstreet*

12.45 **Networking lunch for speakers and delegates**

2.00 **Health – how proposed changes will impact the protection of health information**

- Drafting new Privacy regulations for health – how will they impact
- Special risks with data security of health information in an online environment
- Recommendations to deal with electronic health records and medical research
- Developing an inter-governmental agreement to ensure privacy regulation of health information is uniform throughout Australia

*Dr Bridget Bainbridge, Head Policy and Privacy, National e-Health Transition Authority*

2.45 **Assessing changes to regulating cross border data flows**

- Implications of changes in regards to transferring personal information offshore
- Implications for organisations in regards to amending existing privacy policies, privacy collection statements, direct marketing
- Reviewing arrangements for updating and correcting their records and potentially tracking disclosures they make of personal information

*Mark Worsman, Senior Associate, DLA Phillips Fox*

3.30 **Afternoon tea**

4.00 **Evaluating the second phase of reform and the introduction of a statutory course of action for the disclosure of privacy**

- Outlining the three tiered test recommended by the ALRC which involves:
  - The two elements of the cause of action must be satisfied, namely:
    - (i) there must be a reasonable expectation of privacy; and
    - (ii) the act or conduct is highly offensive to a reasonable person.
  - the relevant 'circumstance of invasion' must exist
  - that in the circumstances, the public interest in maintaining the individual's privacy outweighs other matters of public interest
- If adopted what will the implications be for similar common law actions?

*Andrea Beatty, Partner, Mallesons Stephen Jacques*

4.45 **Closing remarks from the Chair**

5.00 **Close of Conference**

## Who should attend

- Compliance
- IT
- Data Security
- Privacy
- Marketing Managers
- Privacy Officers
- In-house Counsel from:
  - Public Sector/Government departments
  - Health
  - Financial Services
  - Telecommunications

## Future events:

### **Carbon Trading Forum:**

17–18 November, Sydney

### **Administrative Law:**

26 November, Canberra

### **Contract Law Masterclass:**

10–12 February, Sydney

### **Australian Corporate Lawyers Association**

**National Conference:** 6–7 November, Sydney

For more information please visit

[www.lexisnexis.com.au/pd](http://www.lexisnexis.com.au/pd) or

ph: 1800 772 772

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# Priority registration form

## Privacy Law Conference

**4 easy ways  
to register**

**Phone:** 1800 772 772  
**Fax:** (02) 9422 2338  
**Online:** www.lexisnexis.com.au/pd  
**Mail:** Conference Co-ordinator, LexisNexis  
Locked Bag 2222, Chatswood NSW 2067  
DX 29590 Chatswood

Please complete sections A, B, C, D

Conference code: PD6618 ABN: 70 001 002 357

### A Delegate 1 details

Mr/Ms/Dr: \_\_\_\_\_  
First name Last name

Position: \_\_\_\_\_

Organisation: \_\_\_\_\_

Postal address: \_\_\_\_\_

Suburb Postcode State

Telephone: \_\_\_\_\_

Fax: \_\_\_\_\_

Email (required\*\*): \_\_\_\_\_

### Delegate 2 details

Mr/Ms/Dr: \_\_\_\_\_  
First name Last name

Position: \_\_\_\_\_

Telephone: \_\_\_\_\_

Fax: \_\_\_\_\_

Email (required\*\*): \_\_\_\_\_

### Delegate 3 details

Mr/Ms/Dr: \_\_\_\_\_  
First name Last name

Position: \_\_\_\_\_

Telephone: \_\_\_\_\_

Fax: \_\_\_\_\_

Email (required\*\*): \_\_\_\_\_

\*\* to send conference confirmation

**3rd Delegate FREE!**

### B Please tick as many practice areas you work in which apply:

- |   |   |
|---|---|
| <input type="checkbox"/> Banking & finance            | <input type="checkbox"/> Family law                               |
| <input type="checkbox"/> Commercial litigation & ADR  | <input type="checkbox"/> Insolvency & restructuring               |
| <input type="checkbox"/> Corporate and commercial law | <input type="checkbox"/> Insurance and risk                       |
| <input type="checkbox"/> Criminal law                 | <input type="checkbox"/> Property                                 |
| <input type="checkbox"/> Energy and resources         | <input type="checkbox"/> Wills & estates                          |
| <input type="checkbox"/> Environment and planning     | <input type="checkbox"/> Workplace relations, employment & safety |
|   | <input type="checkbox"/> Other: _____                             |

This will help us keep you informed about topics relevant to your business needs.

### CONFERENCE RESOURCES

- I am unable to attend but would like to purchase a set of conference papers for the Privacy Law Conference \$270.00 + GST = \$297.00

### TEAM DISCOUNTS\*

- Register a team of 2 for the Privacy Law Conference at the same time, from the same organisation and receive a free pass for the 3rd delegate.

\* Early Bird, team discounts and any other discount cannot be taken concurrently

### C Event Pricing (please tick your selection)

#### Early Bird Special\* (register & pay before 27 October 2008)

- One day conference \$850 + GST = \$935

#### Standard Price (register & pay after 27 October 2008)

- One day conference \$950 + GST = \$1045

- Yes, please send me more information of the Privacy Law Bulletin subscription

## Register 2 and 3rd attends FREE!

Register a team of 2 for the Privacy Law conference at the same time, from the same organisation and receive a free pass for the 3rd delegate.

### D Payment details Payment is due upon registration

- Enclosed is my cheque for: \$ \_\_\_\_\_ made payable to LexisNexis

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- Charge to my LexisNexis account: \$ \_\_\_\_\_

Account number: \_\_\_\_\_

Signature: \_\_\_\_\_

Name of approving manager: \_\_\_\_\_

### PROGRAM CHANGES

Details regarding this conference were confirmed and correct at the time of printing. LexisNexis reserves the right to cancel or amend the conference details at any time if required.

### CANCELLATION

Your registration will be confirmed in writing when full payment is received. We will refund your registration in full less a \$165 administration fee if notification is received in writing by 2 November 2008. If we receive written notification between 3 November 2008 and 17 November 2008 you will receive a 50% refund and conference documents. No cancellation requests will be accepted after 17 November 2008. You may nominate a replacement, however no refund will be issued.

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- Tick here if you DO NOT wish to receive information about upcoming events