



**Australian Government**

**Department of Foreign Affairs and Trade**



File Number: 10/17253

8 November 2010

Dr Kathleen Dermody  
Committee Secretary  
Senate Standing Committee on Foreign Affairs, Defence and Trade  
PO Box 6100  
Parliament House  
CANBERRA ACT 2600

Dear Dr Dermody

I refer to the letters of 8 October 2010 from Senator Mark Bishop, Chair of the Legislation Committee, to the Minister for Foreign Affairs, the Hon. Kevin Rudd MP, and the Minister for Trade, the Hon Craig Emerson MP, regarding the Committee's Inquiry into the *Autonomous Sanctions Bill 2010*. The Department of Foreign Affairs and Trade provided a submission in relation to the Bill to the Committee on 7 July 2010, on behalf of the then Minister for Foreign Affairs, the Hon Mr Stephen Smith MP.

This submission provided a detailed response to the domestic privacy considerations of the Bill raised by Senator Bishop in his letter. These issues were also addressed by Mr Rudd in his Second Reading speech and in his concluding remarks of the Second Reading debate.

In summary, the relevant provisions in Part 4 of the Bill are in accordance with section 14 of the *Privacy Act 1988*, which sets out the information privacy principles. The Bill does not allow a record keeper who has possession or control of a record that contains personal information to disclose the information to a person, body or agency (other than the individual concerned) other than as authorised under the measures in part 4 (this is in accordance with subparagraph 1(d) of information privacy principle 11). The Bill also does not allow a person, body or agency to whom personal information is disclosed pursuant to part 4 to use or disclose the information for a purpose other than the purpose for which the information was given (in accordance with paragraph 3 of information privacy principle 11).

The Department has prominently publicised the Bill and the Committee Inquiry on our sanctions website pages, which are regularly accessed by individuals and organisations with an interest in sanctions issues.

Yours sincerely

Richard Rowe  
Senior Legal Adviser