

PRIVACY POLICY

Document Identifier: ID6231	Version No: 5
Approved by: Chief Executive Officer	Date: 05 June 2019
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PURPOSE

This Privacy Policy sets out how Montrose Therapy & Respite Services (Montrose) complies with the Privacy Act 1988 (the Privacy Act). In providing our services and supports, Montrose may collect, hold, use or disclose your personal information. Montrose takes privacy seriously and will only collect, hold, use and disclose your personal information in accordance with the Privacy Act.

Montrose has adopted the Australian Privacy Principles (APPs) contained in the Privacy Act. The APPs govern the way in which we collect, use, disclose, store, secure and dispose of Personal Information.

SCOPE

This Privacy Policy must be complied with by all Montrose workers including permanent and casual employees of Montrose, as well as contractors, subcontractors, temporary staff, students and volunteers working for or on behalf of Montrose or any third party in the Montrose workplace.

This Privacy Policy applies to all current and prospective clients who currently or may receive services and supports from Montrose, and previous clients who no longer receive services and supports but whose records are stored in accordance with our records management guidelines.

RESPONSIBILITIES

The Montrose Executive Management Team (EMT), Managers and Coordinators are responsible for ensuring this policy is implemented and complied with.

RELATED DOCUMENTS

- Complaints Policy (QS544)
- Data Breach Response Plan
- Records Management Guidelines (ID 6214)

REFERENCES

- The Privacy Act 1988
- Information Privacy Act 2009 (QLD)
- Health Records and Information Privacy Act 2002 (NSW)
- The Office of the Australian Information Commissioner

- NDIS Practice Standard Core Module – Division One: Rights and Responsibilities
 - NDIS Practice Standard: Privacy and Dignity
 - Outcome: Each participant accesses supports that respect and protect their dignity and right to privacy

DEFINITIONS

The following outlines the definitions for the terms used throughout this document

- **Personal Information** refers to 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** includes information or an opinion about such things as an individual's racial or ethnic origin, political opinions, membership of a political association, religious or philosophical beliefs, membership of a trade union or other professional body, criminal record or health information.

COLLECTION OF PERSONAL INFORMATION

Montrose may collect personal information about an individual, their representative or a third party, where consent has been provided. We generally use forms, interviews and other electronic or paper correspondence to collect this information. Montrose may receive personal information from other third-party providers such as schools, Support Coordinators or other service providers.

The personal information we collect and hold from you is dependent on our relationship with you, the services we provide to you, the types of activities you are involved with and the legal obligations we may have. We generally collect and hold both personal and sensitive information as outlined in the table below.

Who	Description
Clients (Prospective, Current & Past)	<ul style="list-style-type: none"> • Contact details (name, address, phone number, email address, medical and educational provider details) • Background Information (developmental history and functional impact of diagnosis) • Demographic information (age, gender, ethnicity and D.O.B) • Health information (Family and Medical History, medications, diagnostic imaging and medical reports, confirmation of diagnosis from specialist))

	<ul style="list-style-type: none"> • Support requirements and assessments (behavioural assessments, NDIS goals, cultural considerations) • Funding information (NDIS, Private Health Insurance, Medicare, Disability Services) • Government identifiers (Medicare or Centrelink) • History of services delivered (dates of service, notes, client feedback, incidents) • Photographs, videos or other recordings to assist in providing services. • Photographs, videos or written testimonials where you have authorised their use in promotional materials and marketing campaigns.
Employees	<ul style="list-style-type: none"> • Contact details (name, address, phone number, email address) • Financial details and billing information (payment details, bank account details and information about business and financial interests) • Identify information (e.g. date of birth, country of birth, passport details, visa details, drivers' licence, birth certificates) • Personal circumstances information (e.g. marital status, age, gender, occupation, accommodation and relevant information about a partner or children) • Employment information (e.g. work history, referee comments, remuneration) • Background information (e.g. educational qualifications, the languages you speak and your English proficiency) • Health information (relevant to employment, such as reports confirming modifications required) • Blue Card confirmation and Yellow Card Exemption Information • Government identifiers (e.g. Centrelink Reference Number or Tax File Number) • File notes relevant to employment with Montrose. • Photographs, videos or written testimonials where you have authorised their use in promotional materials and marketing campaigns.
Contractors	<ul style="list-style-type: none"> • Contact details (address, postcode, telephone and facsimile numbers and email addresses)

	<ul style="list-style-type: none"> • Demographic information (age, date of birth and gender) • Financial details and billing information (payment details, bank account details and information about business and financial interests) • Background Information (qualifications, licences and insurance details) • information contained in references or referrals obtained from third parties; and • Blue Card confirmation and Yellow Card Exemption Information •
<p>Prospective Employees</p>	<ul style="list-style-type: none"> • Contact Details (name, address, postcode, telephone and facsimile numbers and email addresses and family information) • Identity information (e.g. date of birth, country of birth, passport details, visa details, drivers' licence, birth certificates) • Employment information (e.g. work history, referee comments, remuneration) • Demographic information (age, date of birth and gender) • Background Information (qualifications and experience) • Information contained in references obtained from third parties • Blue Card confirmation and Yellow Card Exemption Information •

Montrose collects and holds personal information for a variety of primary purposes relating to its functions and activities including:

- performing its employment and personnel functions in relation to its workers
- providing services and supports to our clients
- performing our legislative and administrative functions
- policy development, research and evaluation
- marketing and communications.

Montrose uses and discloses Personal Information for the primary purposes for which it is collected. We will give you information about the primary purpose of collection at the time the information is collected. Montrose may also disclose Personal Information collected and held by it to other relevant parties, including regulatory bodies, professional associations, other treating medical practitioners, schools,

where we have your consent or where Montrose is otherwise legally able or required to do so.

When we collect Personal Information, Montrose will at the appropriate times explain to you why we are collecting the information and how we plan to use it. Montrose will not ask you for any personal information which we do not need.

You may unsubscribe from our mailing/marketing lists at any time by contacting us.

SENSITIVE INFORMATION

Sensitive information is defined in the Privacy Act to include information or opinion about such things as an individual's racial or ethnic origin, political opinions, membership of a political association, religious or philosophical beliefs, membership of a trade union or other professional body, criminal record or health information.

Sensitive information will be used by us only:

- For the primary purpose for which it was obtained;
- For a secondary purpose that is directly related to the primary purpose; and
- With your consent; or where required or authorised by law.

THIRD PARTIES

Where reasonable and practicable to do so, Montrose will collect your Personal Information only from you. However, in some circumstances we may be provided with information by third parties. 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.

USE AND DISCLOSURE OF PERSONAL INFORMATION

Your Personal Information may be disclosed in a number of circumstances including the following:

- To third parties where you consent to the use or disclosure in a Service Agreement or where we have made direct contact with you to obtain consent; or
- Where required or authorised by law.

Accidental or unauthorised disclosure of personal information

As set out in the Data Breach Response Plan Montrose will deal with any accidental or unauthorised disclosure of personal information promptly and seriously.

SECURITY OF PERSONAL INFORMATION

Your Personal Information is stored in a manner that reasonably protects it from misuse and loss and from unauthorised access, modification or disclosure.

Personal Information may be stored via third party software providers, some of whom may utilise overseas processing and storage. Montrose will take all reasonable steps to ensure that such providers do not breach the Australian Privacy Principles.

When your Personal Information is no longer needed for the purpose for which it was obtained, we will take reasonable steps to destroy or permanently de-identify your Personal Information. However, most of the Personal Information is or will be stored in customer files which will be kept for a period of time as outlined in our Record Management Guideline.

ACCESS TO AND CORRECTION OF PERSONAL INFORMATION

Under the Privacy Act individuals have a right to access and correct personal information held about them if they believe the information is inaccurate, out-of-date, incomplete, irrelevant or misleading. However, there are circumstances where Montrose may decline access to or correction of personal information (e.g. where access is unlawful under secrecy provisions in legislation).

If you wish to access your Personal Information, please contact us in writing (via hello@montrose.org.au). Montrose will not charge any fee for your access request, but may charge an administrative fee for providing a copy of your Personal Information. In order to protect your Personal Information, we will require identification from you before releasing the requested information.

INTERNET AND WEBSITE USE

We may collect additional personal information about you when you visit our websites. This may include your IP address, browser type and date and time of your visit.

Our websites use cookies to help identify users and prepare tailored web pages for them. Cookies do not identify you personally, however they may link back to a database record about you. Cookies help us to monitor usage of our website so that we may serve you more efficiently.

COMPLAINTS

If you believe that Montrose may have breached your privacy rights, you can make a complaint through the Complaints process, which can be accessed via our website. Montrose will endeavour to resolve the complaint informally as quickly as possible to reduce the risk of potential harm to the parties involved. Please refer to the Montrose Complaints Policy (QS544) for more information on how to make a complaint.

If you are not satisfied with how we have handled a complaint made to us you have the option to contact the Office of the Information Commissioner (OAIC) or the [NDIS Quality and Safeguard Commission](#).

PRIVACY POLICY UPDATES AND ENQUIRIES

This Policy may change from time to time and is available on our website. If you have any queries about our Privacy Policy please contact us at:

- Montrose Therapy & Respite Services hello@montrose.org.au
- Tel: 1800 193 362