

**Senate Legal and Constitutional Legislation Committee**

Inquiry into the Exposure Draft of the Anti-Money Laundering and Counter-Terrorism Bill 2005

PUBLIC HEARING

TUESDAY, 14 MARCH 2006

**Questions on Notice**

Question 1 (Mr Timothy Pilgrim - OPC (p. 33, *Proof Hansard*))

**Senator LUDWIG**—In terms of the privacy impact assessment, have you asked AGD about whether or not they are prepared to entertain that?

**Mr Pilgrim**—I would have to take that on notice. I cannot specifically recall that we have asked them to undertake a privacy assessment with regard to this particular bill.

**The answer to the honourable senator's question is as follows :**

The Office provided comments to the Criminal Justice Division (CJD) of the Attorney-General's Department on a draft of the *Anti-Money Laundering Bill* 2004 on 14 January 2005. In these comments the Office suggested that at the end of the second round of consultations, it would be useful for the CJD to conduct a Privacy Impact Assessment (PIA) regarding the next version of the Bill.

The Office believes that PIAs are a good practice approach to assessing the privacy risks associated with projects that have complex information flows. A PIA will assist in identifying and evaluating the impact of such matters as the draft Bill's coverage and issues around uses and disclosures of personal data. Accordingly, I anticipate that the Office will again recommend to the Attorney-General's Department as part of our response to their request for comments on the Exposure Draft that they should consider undertaking a PIA.