

PATHWEST — PRIVACY BREACH

516. Hon Tjorn Sibma to the parliamentary secretary representing the Minister for Health:

I refer to an article in The West Australian of 16 August 2017 entitled, “Privacy breach by love rival”, and I ask:

- (a) what sanction did the employee of Pathwest receive as a consequence of the release of confidential information contrary to Section 9(b) of the *Public Sector Management Act 1994*;
- (b) does a breach of Section 9(b) of the *Public Sector Management Act 1994* constitute a serious breach of the Act; and
- (c) what are the penalties for breaching Section 9(b) of the *Public Sector Management Act 1994*?

Hon Alanna Clohesy replied:

I am advised that:

- (a) Reprimand in the form of a First Warning.
- (b) What may constitute a serious breach would be subject to consideration of the circumstances of the breach and determined on a case by case basis.
- (c) Prior to 1 July 2016, the penalties available for employees who were not subject to the disciplinary provisions of Part 5 *Public Sector Management Act 1994* were:
 - (i) Reprimand; or
 - (ii) Dismissal.