



Australian Government

Department of Health and Aged Care

Deputy Secretary

Ms Joanna Abhayaratna
Executive Director
Office of Impact Analysis
Department of the Prime Minister and Cabinet
1 National Circuit
BARTON ACT 2600
Email: helpdesk-OIA@pmc.gov.au

Dear Ms Abhayaratna

Impact Analysis – Health Legislation Amendment (Modernising My Health Record – Sharing by Default) Bill 2024 – Second Pass Final Assessment

I am writing in relation to the attached Impact Analysis (IA) prepared for the Health Legislation Amendment (Modernising My Health Record – Sharing by Default) Bill 2024.

I am satisfied that the IA addresses the concerns raised in your letter of 23 October 2024. Specifically, these were addressed by including additional information outlining;

- General improvements to the flow and readability of responses and the addition of an executive summary to provide an overview of the policy problem, options considered and the impacts.
- Cyber security, data security and privacy safeguards relating to the My Health Record system.
- Question 1 provides clearer articulation of the problem Government is aiming to address. Limitations of the types of data available to quantify the policy problem along with additional information on the current international context for digital health information sharing where also incorporated.
- Question 3 provides a clearer outline of other initiatives attempted to achieve a change in uploading behaviours for My Health Record and other policy options considered and discarded such as an accreditation approach.

- Question 4 outlines the Regulatory Burden Cost Estimate Timeframes and limitations of data in relation to some costs and benefits is provided.
- Question 5 provides clearer articulation of the full range of stakeholder views, including dissenting views, issues and risks, benefits and considerations for implementation.
- Question 7 outlines metrics and benchmarks in the evaluation plan, oversight mechanisms and data sources to monitor and evaluate the rollout phase of implementation.

The regulatory burden to business, community organisations or individuals is quantified using the Australian Government's *Regulatory Burden Measurement* framework and is provided below.

Regulatory burden estimate table

Average annual regulatory costs (from business as usual)				
Change in costs (\$ million)	Business (Pathology and Diagnostic Imaging providers)	Community organisations (Healthcare providers)	Individuals (consumers)	Total change in costs
Total, by sector	Total: \$10,940,650 Pathology: \$2,087,750 Diagnostic Imaging: \$8,852,900	Nil	Nil	\$10,940,650

Accordingly, I am satisfied that the IA is consistent with the six principles for Australian Government policy makers as specified in the *Australian Government Guide to Policy Impact Analysis*.

I submit the IA to the Office of Impact Analysis for formal final assessment.

Yours sincerely



Penny Shakespeare
Health Resourcing Group

07 November 2024