

Application for review by the Chief Health Officer – Third party

Section 23(3) Mandatory Disease Testing Act 2021



Instructions:

- This application form is to be used by a third party* who wishes to apply to the Chief Health Officer for review of a senior officer's decision to make a mandatory testing order.
- Applications for review by the Chief Health Officer must include the information specified in the Mandatory Disease Testing Act 2021 and the Mandatory Disease Testing Regulation 2022.
- An application for review by the Chief Health Officer must be submitted within 1 business day of being notified of the senior officer's decision.

A. DETAILS OF APPLICANT

Name: _____

Date of birth: _____

Address/location

Unit/street no: _____ Street: _____

Suburb/town: _____ State: _____ Postcode: _____

Email address: _____

Contact number: _____

Representative contact details (if applicable): _____

B. DETAILS OF THE MANDATORY DISEASE TESTING ORDER TO BE REVIEWED

Application ID number (if known): _____

Date of decision of senior officer: _____

Date you were notified of the senior officer's decision: _____

*Third party is a person aged 14 or over from whom the bodily fluids originated (see s 8 of the Mandatory Disease Testing Act 2021)

Application for review by the Chief Health Officer – Third party

Section 23(3) Mandatory Disease Testing Act 2021



C. APPLICATION FOR CHIEF HEALTH OFFICER REVIEW

The worker's original application for a mandatory testing order sought for me to be tested for the following blood borne diseases:

- Hepatitis B
- Hepatitis C
- HIV

Please tick:

I am applying for review of the senior officer's decision within 1 business day of being notified of the senior officer's decision.

I have provided in this application a copy of the written notice of determination of the mandatory testing order and the reasons for the determination.

I have provided a copy of the mandatory testing order in this application.**

I do not have access to a copy of the worker's original application for a mandatory testing order and cannot provide this document as part of this application. I request that the Chief Health Officer requires the senior officer to provide this material to the Chief Health Officer in accordance with s 25(3) of the Act for my application to be considered.

I have provided in this application a copy of my submissions (if any) that I made to the senior officer before the senior officer decided to make a mandatory testing order.

I am hereby applying for review by the Chief Health Officer of the senior officer's decision to make a mandatory testing order in accordance with s 23(3) of the Mandatory Disease Testing Act 2021.

I have included all other relevant information as part of my application for review.

I acknowledge that it is an offence to knowingly provide false or misleading information to a senior officer or other person exercising functions under the Act, punishable by 100 penalty units or imprisonment for 12 months, or both, in accordance with s 28 of the Mandatory Disease Testing Act 2021.

I acknowledge that I may be contacted about my application for review and that further information in relation to my application for review may be requested.

Signature: _____

Date: _____

Please submit this form and all other supporting documents via email to NSWH-MDT@health.nsw.gov.au

** Under clause 7(2)(a) of the Mandatory Disease Testing Regulations 2022, an application for review by the Chief Health Officer must include a copy of the application for a mandatory testing order.