

TN304

Road Traffic (Administration) Act 2008
Western Australian Photo Card Act 2014

Transport Regulations Amendment (Digital Identity Exchange) Regulations 2021

SL 2021/203

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Transport Regulations Amendment (Digital Identity Exchange) Regulations 2021*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

Part 2 — Road Traffic (Administration) Regulations 2014 amended

3. Regulations amended

This Part amends the *Road Traffic (Administration) Regulations 2014*.

4. Regulation 8A replaced

Delete regulation 8A and insert:

8A. Authorised purposes for disclosure of information to prescribed persons

- (1) In this regulation —

Department of the Premier and Cabinet means the department of the Public Service principally assisting the Premier;

digital identity exchange means an automated system for the transfer of information including between —

- (a) a person seeking verification of information about a person; and

- (b) a person verifying the information mentioned in paragraph (a);

relevant information, of a person, means the following information in relation to the person from their permit information, driver's licence information or vehicle licence information —

- (a) name, including any previous names;
- (b) date of birth;
- (c) email address;
- (d) phone number;
- (e) the latest date and time that the information mentioned in paragraphs (a) to (d) was updated;

relying chief executive officer means a chief executive officer of an agency, as defined in the *Public Sector Management Act 1994* section 3(1), seeking verification of information about a person.

- (2) For paragraph (c) of the definition of **authorised purpose** in section 14(1), the following are purposes —
 - (a) in relation to the chief executive officer of the Department of the Premier and Cabinet, or a nominated employee, prescribed under regulation 7(2)(q) — to verify and disclose a person's relevant information to a relying chief executive officer through a digital identity exchange;
 - (b) in relation to the Secretary of the Department of Home Affairs of the Commonwealth, prescribed under regulation 7(2)(r) — to verify the authenticity of a driver's licence or learner's permit using the national Document Verification Service.

Part 3 — *Western Australian Photo Card Regulations 2014* amended

5. Regulations amended

This Part amends the *Western Australian Photo Card Regulations 2014*.

6. Regulation 10A replaced

Delete regulation 10A and insert:

10A. Authorised purposes for disclosure of photo card information to prescribed persons

- (1) In this regulation —

Department of the Premier and Cabinet means the department of the Public Service principally assisting the Premier;

digital identity exchange means an automated system for the transfer of information including between —

- (a) a person seeking verification of information about a cardholder; and
- (b) a person verifying the information mentioned in paragraph (a);

relevant information, of a cardholder, means the following information —

- (a) the cardholder's information mentioned in section 13(1)(a) and (b);
- (b) information mentioned in section 13(1)(h) relating to the following —
 - (i) the cardholder's email address;
 - (ii) the cardholder's phone number;
 - (iii) any previous names of the cardholder;
- (c) the latest date and time that the information mentioned in paragraphs (a) and (b) was updated;

relying chief executive officer means a chief executive officer of an agency, as defined in the *Public Sector Management Act 1994* section 3(1), seeking verification of information about a cardholder.

- (2) For paragraph (c) of the definition of **authorised purpose** in section 14(1), the following are purposes —
 - (a) in relation to the chief executive officer of the Department of the Premier and Cabinet, or a nominated employee, prescribed under regulation 10(2)(h) — to verify and disclose a cardholder's relevant information to a relying chief executive officer through a digital identity exchange;
 - (b) in relation to the Secretary of the Department of Home Affairs of the Commonwealth, prescribed under regulation 10(2)(i) — to verify the authenticity of a photo card using the national Document Verification Service.