

## **CENSUS AND STATISTICS ACT 1905- section 13**

### **STATEMENT NO. 5 OF 2012**

**BY**

**AUSTRALIAN BUREAU OF STATISTICS**

### **RELEASE OF LISTS OF BUSINESSES FOR SAFE WORK AUSTRALIA**

1 In accordance with the provisions of Clause 6 of the *Statistics Determination 1983* made under Section 13 of the *Census and Statistics Act 1905*, I intend to disclose to Safe Work Australia a list of names and addresses of approximately 10,000 businesses taken from the Australian Bureau of Statistics Business Register based on the Australian Business Register.

2 The lists will be used by Safe Work Australia to conduct a survey on the Regulatory Burden of implementing the new *Work Health and Safety Act 2011*.

3 For each business in the sample, the Australian Bureau of Statistics will provide

- the name, addresses and phone numbers;
- industry;
- employment size (micro non-employing, small (<20), medium (20-299), large (300-1999) and extra large (2000+)); and
- state/territory.

4 This is the second time such a service has been made available to Safe Work Australia, the first being earlier in 2012 to conduct a survey on Perceptions of work health and safety. Such access to Australian Bureau of Statistics lists will improve the accuracy of Safe Work Australia's surveys, and ensure adequate coverage of businesses likely to be most impacted by changes in occupational health and safety legislation.

5 Safe Work Australia has provided me with a written undertaking that it will:

- (a) use the list specified in the Schedule to this undertaking only for the purpose of conducting the Regulatory Burden Survey (the survey), which does not involve the enforcing of any obligation or liability applicable under any enactment;
- (b) not release the list or any part of the list, either directly or indirectly, to another person outside of Safe Work Australia other than to a contractor who may require access to the list for the purposes of providing services to Safe Work Australia;

- (c) maintain a register of all officers of Safe Work Australia who have access to the list and provide a copy of that register to the Australian Bureau of Statistics on request and on return of the list to the Australian Bureau of Statistics;
- (d) ensure that if it is necessary for a contractor to have access to the list for the purpose of providing services to Safe Work Australia, the contractor and every person employed by the contractor who has access to the list provide the Australian Statistician with a relevant undertaking prior to accessing the list;
- (e) advise respondents in writing that the survey is:
  - i. conducted by Safe Work Australia from lists of names and addresses obtained from the Australian Bureau of Statistics in accordance with legislative guidelines,
  - ii. not covered by the Australian Bureau of Statistics guarantee of confidentiality, and
  - iii. not compulsory;
- (f) clear any relevant explanatory material for the survey with the Australian Bureau of Statistics prior to dispatch;
- (g) provide a copy of the survey results and any information relevant to the maintenance of Australian Bureau of Statistics registers if so requested by the Australian Bureau of Statistics;
- (h) for the purpose of conducting a compliance audit concerning observance of the terms and conditions under which the list is disclosed allow Australian Bureau of Statistics officers access to necessary documents and information; and
- (i) return all copies of the list to the Australian Bureau of Statistics as soon as the survey has been completed.

Brian Pink  
Australian Statistician

November 2012