



Australian Centre for Disease Control (Consequential Amendments and Transitional Provisions) Act 2025

No. 62, 2025

**An Act to deal with consequential amendments and
transitional matters arising from the enactment of
the *Australian Centre for Disease Control Act 2025*,
and to make other amendments of related
legislation**

Note: An electronic version of this Act is available on the Federal Register of Legislation
(<https://www.legislation.gov.au/>)

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[Assented to 10 November 2025]

The Parliament of Australia enacts:

No. 62, 2025

*Australian Centre for Disease Control (Consequential Amendments
and Transitional Provisions) Act 2025*

1

1 Short title

This Act is the *Australian Centre for Disease Control (Consequential Amendments and Transitional Provisions) Act 2025*.

2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.	10 November 2025
2. Schedules 1 and 2	At the same time as the <i>Australian Centre for Disease Control Act 2025</i> commences. However, the provisions do not commence at all if that Act does not commence.	1 January 2026

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendments

Part 1—Amendment of the Biosecurity Act 2015

Biosecurity Act 2015

1 Subsection 9(1)

Insert:

Australian Centre for Disease Control means the Australian Centre for Disease Control established by section 7 of the *Australian Centre for Disease Control Act 2025*.

Director-General of the CDC means the Director-General of the Australian Centre for Disease Control appointed under section 10 of the *Australian Centre for Disease Control Act 2025*.

2 Section 33

Omit “Director of Human Biosecurity”, substitute “Director-General of the CDC”.

3 Subsection 42(1)

Omit “Director of Human Biosecurity may, in writing, determine that a human disease is a ***listed human disease*** if the Director”, substitute “Director-General of the CDC may, in writing, determine that a human disease is a ***listed human disease*** if the Director-General”.

4 Subsection 42(2)

Omit “Director of Human Biosecurity”, substitute “Director-General of the CDC”.

5 At the end of subsection 42(2)

Add:
; and (c) the Director of Human Biosecurity.

6 At the end of section 114

Add:
; and (c) the Director-General of the CDC.

7 Subsection 169(5)

Omit “Director of Human Biosecurity”, substitute “Director-General of the CDC”.

8 Subsection 544(1)

Omit “Commonwealth Chief Medical Officer”, substitute “Health Secretary”.

9 Section 544A

Repeal the section, substitute:

544A Delegation of Director’s functions or powers

- (1) The Director of Human Biosecurity may, in writing, delegate any or all of the Director’s functions or powers under this Act to an SES employee, or an acting SES employee, in the Health Department.

Note 1: The expressions *SES employee* and *acting SES employee* are defined in section 2B of the *Acts Interpretation Act 1901*.

Note 2: See also sections 34AA to 34A of the *Acts Interpretation Act 1901*, which contain extra rules about delegations.

- (2) The functions or powers that may be delegated under subsection (1) include functions or powers the Director of Human Biosecurity has as an authorised applicant or authorised person for the purposes of a provision of the Regulatory Powers Act because of this Act.
- (3) However, the Director of Human Biosecurity must not delegate the Director’s functions or powers under any of the following provisions:
- (a) section 113 (human health response zones);
 - (b) section 570 (issuing identity cards);
 - (c) section 618 (declared movements).
- (4) Also, the Director of Human Biosecurity may delegate a function or power under Part 3 of Chapter 2 (human biosecurity control orders) only to an SES employee, or an acting SES employee, in the Health Department who is a human biosecurity officer.

- (5) A human biosecurity officer cannot, under a delegation to which subsection (4) applies, perform a function or exercise a power under section 72 in relation to a human biosecurity control order if the human biosecurity officer:
- (a) imposed the order under paragraph 60(1)(b); or
 - (b) made the request under subsection 71(3) in relation to the order.
- (6) In performing any functions or exercising any powers under a delegation made under subsection (1), the delegate must comply with any directions of the Director of Human Biosecurity.

10 After subparagraph 563(1)(a)(i)

Insert:

- (ia) an officer or employee of the Australian Centre for Disease Control; or

11 Subsection 570(1)

Omit “Health Secretary”, substitute “Director of Human Biosecurity”.

12 Paragraph 570(1)(a)

Repeal the paragraph.

13 Paragraph 570(2)(a)

Omit “Health Secretary”, substitute “Director of Human Biosecurity”.

14 After paragraph 644(6)(da)

Insert:

- (db) the Director-General of the CDC;

15 After paragraph 644(6)(i)

Insert:

- (ia) an officer or employee of the Australian Centre for Disease Control;

Part 2—Amendment of the National Health Security Act 2007

National Health Security Act 2007

16 Subsection 3(1)

Insert:

Australian Centre for Disease Control means the Australian Centre for Disease Control established by section 7 of the *Australian Centre for Disease Control Act 2025*.

Director-General of the CDC means the Director-General of the Australian Centre for Disease Control appointed under section 10 of the *Australian Centre for Disease Control Act 2025*.

17 Subsection 3(1) (definition of *Secretary*)

Repeal the definition.

18 Paragraph 11(5)(a)

Omit “Commonwealth Chief Medical Officer”, substitute “Director-General of the CDC”.

19 Subsection 12(1)

Omit “Commonwealth Chief Medical Officer” (first occurring), substitute “Director-General of the CDC”.

20 Subsection 12(1)

Omit “Commonwealth Chief Medical Officer” (second occurring), substitute “Director-General”.

21 Paragraph 12(3)(a)

Omit “Commonwealth Chief Medical Officer”, substitute “Director-General of the CDC”.

22 Paragraph 12(6)(a)

Omit “Commonwealth Chief Medical Officer”, substitute
“Director-General of the CDC”.

23 After section 24

Insert:

24A Defence for use of information authorised under the *Australian Centre for Disease Control Act 2025*

Section 21 does not apply if:

- (a) a person obtains protected information; and
- (b) the person makes a record of, or discloses or otherwise uses, the information; and
- (c) the record, disclosure or use is authorised under the *Australian Centre for Disease Control Act 2025*.

Note: A defendant bears an evidential burden in relation to the matter in this section: see subsection 13.3(3) of the *Criminal Code*.

24 Subsection 28(1)

Omit all the words after “Part”, substitute:

to any of the following:

- (a) an SES employee, or an acting SES employee, in the Department;
- (b) an SES employee, or an acting SES employee, in the Australian Centre for Disease Control.

25 Subsection 29(2)

Omit “of the Department”, substitute “prepared by the Director-General of the CDC and given to the Minister under section 46 of the *Public Governance, Performance and Accountability Act 2013*”.

26 Section 34 (heading)

Omit “Department’s”, substitute “**Australian Centre for Disease Control’s**”.

27 Section 34

Omit “Department’s”, substitute “Australian Centre for Disease Control’s”.

28 After paragraph 92(a)

Insert:

(aa) the *Australian Centre for Disease Control Act 2025*; or

29 Subsection 94(1)

Omit all the words after “Part”, substitute:

to any of the following:

- (a) an SES employee, or an acting SES employee, in the Department;
- (b) an SES employee, or an acting SES employee, in the Australian Centre for Disease Control.

30 Amendments of listed provisions—substituting references to Secretary with references to Director-General of the CDC

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
1	Paragraph 9(a)	Secretary	Director-General of the CDC
2	Paragraph 9(b)	Secretary	Director-General
3	Subsection 29(1)	Secretary	Director-General of the CDC
4	Section 34	Secretary	Director-General of the CDC
5	Subsection 36(2)	Secretary	Director-General of the CDC
6	Section 37	Secretary (first occurring)	Director-General of the CDC
7	Section 37	Secretary (second occurring)	Director-General

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
8	Subsection 38(1)	Secretary (first occurring)	Director-General of the CDC
9	Paragraph 38(1)(a)	Secretary	Director-General
10	Subsection 38(2)	Secretary	Director-General of the CDC
11	Subsection 38B(1)	Secretary	Director-General of the CDC
12	Subsection 38F(1)	Secretary (first occurring)	Director-General of the CDC
13	Paragraph 38F(1)(c)	Secretary	Director-General
14	Subsection 38F(2)	Secretary (first occurring)	Director-General of the CDC
15	Subsection 38F(2)	Secretary (second occurring)	Director-General
16	Paragraph 38G(1)(a)	Secretary	Director-General of the CDC
17	Paragraph 38G(1)(b)	Secretary	Director-General
18	Section 38H (heading)	Secretary	Director-General of the CDC
19	Subsection 38H(1)	Secretary (first occurring)	Director-General of the CDC
20	Paragraph 38H(1)(b)	Secretary	Director-General
21	Subsection 38H(2)	Secretary (first occurring)	Director-General of the CDC
22	Subsection 38H(2)	Secretary (second occurring)	Director-General
23	Subsection 38H(3) (note 1)	Secretary	Director-General of the CDC
24	Section 38J (heading)	Secretary	Director-General of the CDC
25	Paragraph 38J(1)(a)	Secretary	Director-General of the CDC
26	Paragraph 38J(1)(b)	Secretary	Director-General

Schedule 1 Amendments**Part 2** Amendment of the National Health Security Act 2007

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
27	Paragraph 38K(1)(b)	Secretary	Director-General of the CDC
28	Subsection 38K(2)	Secretary (first occurring)	Director-General of the CDC
29	Paragraph 38K(2)(b)	Secretary	Director-General
30	Subsection 38K(3)	Secretary (first occurring)	Director-General of the CDC
31	Subsection 38K(3)	Secretary (second occurring)	Director-General
32	Subsection 38K(4)	Secretary	Director-General of the CDC
33	Paragraph 38L(1)(a)	Secretary	Director-General of the CDC
34	Paragraph 38L(1)(b)	Secretary	Director-General
35	Subsection 38M(1)	Secretary (first occurring)	Director-General of the CDC
36	Paragraph 38M(1)(a)	Secretary	Director-General
37	Subsection 38M(2)	Secretary (first occurring)	Director-General of the CDC
38	Subsection 38M(2)	Secretary (second occurring)	Director-General
39	Paragraph 38N(1)(a)	Secretary	Director-General of the CDC
40	Paragraph 38N(1)(b)	Secretary	Director-General
41	Subsection 38P(2)	Secretary (first occurring)	Director-General of the CDC
42	Subsection 38P(2)	Secretary (second occurring)	Director-General
43	Subsection 39(1) (note)	Secretary	Director-General of the CDC
44	Paragraph 41(1)(d)	Secretary	Director-General of the CDC
45	Subsection 41(2)	Secretary (first occurring)	Director-General of the CDC

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
46	Subsection 41(2)	Secretary (second occurring)	Director-General
47	Subsection 41(3)	Secretary (first occurring)	Director-General of the CDC
48	Subsection 41(3)	Secretary (second and third occurring)	Director-General
49	Section 42 (heading)	Secretary	Director-General of the CDC
50	Subsection 42(1)	Secretary (first occurring)	Director-General of the CDC
51	Paragraph 42(1)(b)	Secretary (second occurring)	Director-General
52	Paragraph 42(3)(a)	Secretary	Director-General of the CDC
53	Section 43 (heading)	Secretary	Director-General of the CDC
54	Paragraph 43(1)(a)	Secretary	Director-General of the CDC
55	Paragraph 43(1)(b)	Secretary	Director-General
56	Section 44 (heading)	Secretary	Director-General of the CDC
57	Subsection 44(1)	Secretary (first occurring)	Director-General of the CDC
58	Subsection 44(1)	Secretary (second occurring)	Director-General
59	Subsection 44(2)	Secretary (first occurring)	Director-General of the CDC
60	Paragraph 44(2)(a)	Secretary (wherever occurring)	Director-General
61	Subsection 44(3)	Secretary	Director-General of the CDC
62	Subsection 44(4)	Secretary (first occurring)	Director-General of the CDC
63	Paragraph 44(4)(c)	Secretary	Director-General

Schedule 1 Amendments**Part 2** Amendment of the National Health Security Act 2007

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
64	Subsection 44(5)	Secretary	Director-General of the CDC
65	Subsection 44(5)	Secretary's	Director-General's
66	Section 45 (heading)	Secretary	Director-General of the CDC
67	Subsection 45(1)	Secretary (first occurring)	Director-General of the CDC
68	Paragraph 45(1)(a)	Secretary	Director-General
69	Subsection 45(2)	Secretary (first occurring)	Director-General of the CDC
70	Subsection 45(2)	Secretary (second and third occurring)	Director-General
71	Subsection 45(2) (note 1)	Secretary (first occurring)	Director-General of the CDC
72	Subsection 45(2) (note 1)	Secretary (second occurring)	Director-General
73	Subsection 45(2) (note 2)	Secretary	Director-General of the CDC
74	Section 47 (heading)	Secretary	Director-General of the CDC
75	Subsection 47(1)	Secretary (first occurring)	Director-General of the CDC
76	Paragraph 47(1)(b)	Secretary	Director-General
77	Subsection 47(2)	Secretary	Director-General of the CDC
78	Subsection 47(3) (note)	Secretary	Director-General of the CDC
79	Subsections 47(4), (5), (6) and (7)	Secretary	Director-General of the CDC
80	Subsection 47(9)	Secretary (first occurring)	Director-General of the CDC
81	Subsection 47(9)	Secretary (second occurring)	Director-General
82	Section 48 (heading)	Secretary	Director-General of the

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
			CDC
83	Paragraph 48(1)(b)	Secretary	Director-General of the CDC
84	Subsection 48(3)	Secretary	Director-General of the CDC
85	Paragraph 48(5)(a)	Secretary	Director-General of the CDC
86	Paragraph 48A(2)(a)	Secretary	Director-General of the CDC
87	Section 49 (heading)	Secretary	Director-General of the CDC
88	Subsection 49(1)	Secretary (first occurring)	Director-General of the CDC
89	Subsection 49(1)	Secretary (second occurring)	Director-General
90	Subsection 49(2)	Secretary (first occurring)	Director-General of the CDC
91	Paragraph 49(2)(a)	Secretary (wherever occurring)	Director-General
92	Subsection 49(3)	Secretary	Director-General of the CDC
93	Subsection 49(4)	Secretary (first occurring)	Director-General of the CDC
94	Paragraph 49(4)(b)	Secretary	Director-General
95	Subsection 49(5)	Secretary	Director-General of the CDC
96	Subsection 49(5)	Secretary's	Director-General's
97	Section 50 (heading)	Secretary	Director-General of the CDC
98	Subsection 50(1)	Secretary (first occurring)	Director-General of the CDC
99	Paragraph 50(1)(a)	Secretary	Director-General
100	Subsection 50(2)	Secretary (first occurring)	Director-General of the CDC

Schedule 1 Amendments**Part 2** Amendment of the National Health Security Act 2007

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
101	Subsection 50(2)	Secretary (second and third occurring)	Director-General
102	Subsection 50(2) (note 2)	Secretary	Director-General of the CDC
103	Section 52 (heading)	Secretary	Director-General of the CDC
104	Subsection 52(1)	Secretary (first occurring)	Director-General of the CDC
105	Paragraph 52(1)(c)	Secretary	Director-General
106	Subsections 52(2), (3), (4), (5), (6) and (7)	Secretary	Director-General of the CDC
107	Subsection 52(9)	Secretary (first occurring)	Director-General of the CDC
108	Subsection 52(9)	Secretary (second occurring)	Director-General
109	Section 53 (heading)	Secretary	Director-General of the CDC
110	Subsection 53(1)	Secretary	Director-General of the CDC
111	Subsection 53(2)	Secretary (first occurring)	Director-General of the CDC
112	Subsection 53(2)	Secretary (second, third and fourth occurring)	Director-General
113	Subsection 53(2) (note 2)	Secretary	Director-General of the CDC
114	Subsection 53(3)	Secretary (first occurring)	Director-General of the CDC
115	Subsection 53(3)	Secretary (second, third, fourth and fifth occurring)	Director-General
116	Section 55AA (heading)	Secretary	Director-General of the CDC
117	Subsection 55AA(2)	Secretary	Director-General of the CDC

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
118	Paragraph 55AA(3)(a)	Secretary	Director-General of the CDC
119	Paragraph 55AA(3)(c)	Secretary (wherever occurring)	Director-General
120	Section 55AB	Secretary (first occurring)	Director-General of the CDC
121	Paragraph 55AB(b)	Secretary	Director-General
122	Section 55AC (heading)	Secretary	Director-General of the CDC
123	Subsection 55AC(1)	Secretary (first occurring)	Director-General of the CDC
124	Subsection 55AC(1)	Secretary (second occurring)	Director-General
125	Subsection 55AC(3)	Secretary (first occurring)	Director-General of the CDC
126	Subsection 55AC(3)	Secretary (second and third occurring)	Director-General
127	Section 55A	Secretary (wherever occurring)	Director-General of the CDC
128	Subsection 57(1)	Secretary	Director-General of the CDC
129	Subsection 57(2) (heading)	Secretary	Director-General of the CDC
130	Subsection 57(2)	Secretary (first occurring)	Director-General of the CDC
131	Subsection 57(2)	Secretary (second, third and fourth occurring)	Director-General
132	Subsection 57(2B)	Secretary	Director-General of the CDC
133	Subsection 57(4) (heading)	Secretary	Director-General of the CDC
134	Subsection 57(4)	Secretary (first occurring)	Director-General of the CDC
135	Subsection 57(4)	Secretary (second, third	Director-General

Schedule 1 Amendments**Part 2** Amendment of the National Health Security Act 2007

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
		and fourth occurring)	
136	Subsection 57(4) (note 1)	Secretary	Director-General of the CDC
137	Subsection 57(4A)	Secretary (first occurring)	Director-General of the CDC
138	Subsection 57(4A)	Secretary (second and third occurring)	Director-General
139	Section 59 (heading)	Secretary	Director-General of the CDC
140	Subsection 59(1)	Secretary	Director-General of the CDC
141	Subsection 59(2)	Secretary (first occurring)	Director-General of the CDC
142	Subsection 59(2)	Secretary (second and third occurring)	Director-General
143	Subsection 59(2) (note 1)	Secretary	Director-General of the CDC
144	Section 60AA (heading)	Secretary	Director-General of the CDC
145	Subsection 60AA(1)	Secretary	Director-General of the CDC
146	Paragraph 60AA(2)(a)	Secretary	Director-General of the CDC
147	Paragraph 60AA(2)(d)	Secretary (wherever occurring)	Director-General
148	Subsection 60AA(3)	Secretary	Director-General of the CDC
149	Section 60AB	Secretary (first occurring)	Director-General of the CDC
150	Paragraph 60AB(b)	Secretary	Director-General
151	Subsection 60AC(1)	Secretary	Director-General of the CDC
152	Subsections 60AD(1) and (2)	Secretary	Director-General of the CDC

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
153	Paragraph 60AD(3)(a)	Secretary	Director-General of the CDC
154	Paragraph 60AD(3)(d)	Secretary (wherever occurring)	Director-General
155	Section 60AE (heading)	Secretary	Director-General of the CDC
156	Paragraph 60AE(1)(a)	Secretary	Director-General of the CDC
157	Paragraph 60AE(1)(b)	Secretary	Director-General
158	Section 60AF (heading)	Secretary	Director-General of the CDC
159	Paragraph 60AF(1)(a)	Secretary	Director-General of the CDC
160	Subsection 60AF(2)	Secretary	Director-General of the CDC
161	Paragraph 60AF(5)(a)	Secretary	Director-General of the CDC
162	Section 60AG (heading)	Secretary	Director-General of the CDC
163	Paragraph 60AG(1)(a)	Secretary	Director-General of the CDC
164	Paragraph 60AG(1)(b)	Secretary	Director-General
165	Paragraph 60AH(2)(a)	Secretary	Director-General of the CDC
166	Section 60AK	Secretary	Director-General of the CDC
167	Section 60AM (heading)	Secretary	Director-General of the CDC
168	Subsections 60AM(1) and (2)	Secretary	Director-General of the CDC
169	Subsection 60AM(3)	Secretary (first occurring)	Director-General of the CDC
170	Subsection 60AM(3)	Secretary (second and third occurring)	Director-General

Schedule 1 Amendments**Part 2** Amendment of the National Health Security Act 2007

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
171	Paragraph 60AO(1)(b)	Secretary	Director-General of the CDC
172	Subsection 60AO(2)	Secretary (first occurring)	Director-General of the CDC
173	Subsection 60AO(2)	Secretary (second, third and fourth occurring)	Director-General
174	Subsection 60AO(3)	Secretary (first occurring)	Director-General of the CDC
175	Subsection 60AO(3)	Secretary (second, third and fourth occurring)	Director-General
176	Paragraph 60A(2)(b)	Secretary	Director-General of the CDC
177	Section 61 (heading)	Secretary	Director-General of the CDC
178	Subsection 61(3)	Secretary	Director-General of the CDC
179	Subsection 61(4)	Secretary (first occurring)	Director-General of the CDC
180	Subsection 61(4)	Secretary (second occurring)	Director-General
181	Subsections 62(1) and (2)	Secretary	Director-General of the CDC
182	Section 63	Secretary (wherever occurring)	Director-General of the CDC
183	Subsections 64(1) and (3)	Secretary	Director-General of the CDC
184	Paragraph 65(1)(d)	Secretary	Director-General of the CDC
185	Paragraph 69(2)(b)	Secretary	Director-General of the CDC
186	Subsection 70J(1)	Secretary	Director-General of the CDC
187	Subsection 70J(2)	Secretary (first occurring)	Director-General of the CDC

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
188	Subsection 70J(2)	Secretary (second and third occurring)	Director-General
189	Subsection 70L(1)	Secretary (first occurring)	Director-General of the CDC
190	Subsection 70L(1)	Secretary (second and third occurring)	Director-General
191	Subsection 73(5)	Secretary	Director-General of the CDC
192	Subsection 81(1)	Secretary	Director-General of the CDC
193	Subsection 82(1)	Secretary (first occurring)	Director-General of the CDC
194	Subsection 82(1)	Secretary (second occurring)	Director-General
195	Subsections 82(2) and (3)	Secretary	Director-General of the CDC
196	Subsection 82(4)	Secretary (first occurring)	Director-General of the CDC
197	Paragraph 82(4)(b)	Secretary (wherever occurring)	Director-General
198	Paragraph 83(1)(a)	Secretary	Director-General of the CDC
199	Paragraph 83(1)(b)	Secretary	Director-General
200	Section 84 (subparagraph (b)(ii) of the definition of <i>protected information</i>)	Secretary	Director-General of the CDC
201	Section 85 (heading)	Secretary	Director-General of the CDC
202	Subsection 85(1)	Secretary	Director-General of the CDC
203	Section 88 (heading)	Secretary	Director-General of the CDC
204	Subsection 88(1)	Secretary	Director-General of the

Schedule 1 Amendments

Part 2 Amendment of the National Health Security Act 2007

Substituting references to Secretary with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
			CDC
205	Section 94 (heading)	Secretary	Director-General of the CDC
206	Subsection 94(1)	Secretary	Director-General of the CDC
207	Subsection 94(2)	Secretary	Director-General of the CDC
208	Subsection 94(2)	Secretary's	Director-General's

Part 3—Amendment of the National Occupational Respiratory Disease Registry Act 2023

National Occupational Respiratory Disease Registry Act 2023

31 Section 8

Insert:

Australian Centre for Disease Control means the Australian
Centre for Disease Control established by section 7 of the
Australian Centre for Disease Control Act 2025.

Director-General of the CDC means the Director-General of the
Australian Centre for Disease Control appointed under section 10
of the *Australian Centre for Disease Control Act 2025*.

32 Section 8 (definition of Secretary)

Repeal the definition.

33 Paragraph 28(2)(a)

Omit “Secretary”, substitute “Director-General of the CDC”.

34 Paragraph 28(2)(b)

Omit “Department”, substitute “Australian Centre for Disease Control”.

35 Subsection 31(1)

Omit “Secretary”, substitute “Director-General of the CDC”.

36 Paragraph 32(1)(b)

Omit “Department”, substitute “Australian Centre for Disease Control”.

37 Subsection 32(2)

Repeal the subsection.

38 Subsection 32(3)

Omit “or 31(2)”.

39 Subsection 32(3)

Omit “Department”, substitute “Australian Centre for Disease Control”.

40 Amendments of listed provisions—substituting references to Commonwealth Chief Medical Officer with references to Director-General of the CDC

Substituting references to Commonwealth Chief Medical Officer with references to Director-General of the CDC			
Item	Provision	Omit	Substitute
1	Section 4	Commonwealth Chief Medical Officer (wherever occurring)	Director-General of the CDC
2	Section 10	Commonwealth Chief Medical Officer (wherever occurring)	Director-General of the CDC
3	Section 12	Commonwealth Chief Medical Officer (wherever occurring)	Director-General of the CDC
4	Subsections 14(1) and (5)	Commonwealth Chief Medical Officer (wherever occurring)	Director-General of the CDC
5	Subsections 15(1), (2), (3) and (4)	Commonwealth Chief Medical Officer (wherever occurring)	Director-General of the CDC
6	Subsection 16(1)	Commonwealth Chief Medical Officer (wherever occurring)	Director-General of the CDC
7	Subsection 16(2)	Commonwealth Chief Medical Officer (first occurring)	Director-General of the CDC
8	Subsection 16(2)	Commonwealth Chief Medical Officer (second occurring)	Director-General
9	Subsection 16(2) (note	Commonwealth Chief	Director-General of the

Substituting references to Commonwealth Chief Medical Officer with references to Director-General of the CDC

Item	Provision	Omit	Substitute
	2)	Medical Officer	CDC
10	Subsection 16(3)	Commonwealth Chief Medical Officer	Director-General of the CDC
11	Subsections 17(1), (2) and (3)	Commonwealth Chief Medical Officer (wherever occurring)	Director-General of the CDC
12	Section 18 (heading)	Commonwealth Chief Medical Officer	Director-General of the CDC
13	Subsection 18(1)	Commonwealth Chief Medical Officer (first occurring)	Director-General of the CDC
14	Subsection 18(1)	Commonwealth Chief Medical Officer (second and third occurring)	Director-General
15	Subsection 19(1) (heading)	Commonwealth Chief Medical Officer	Director-General of the CDC
16	Subsection 19(1)	Commonwealth Chief Medical Officer	Director-General of the CDC
17	Subsection 19(2)	Commonwealth Chief Medical Officer (first occurring)	Director-General of the CDC
18	Subsection 19(2)	Commonwealth Chief Medical Officer (second occurring)	Director-General
19	Subsection 19(3) (heading)	Commonwealth Chief Medical Officer	Director-General of the CDC
20	Subsection 19(3)	Commonwealth Chief Medical Officer	Director-General of the CDC
21	Subsection 19(3)	Commonwealth Chief Medical Officer's	Director-General's
22	Section 20	Commonwealth Chief Medical Officer	Director-General of the CDC
23	Subparagraph 21(2)(f)(i)	Commonwealth Chief Medical Officer	Director-General of the CDC

Schedule 1 Amendments**Part 3** Amendment of the National Occupational Respiratory Disease Registry Act 2023**Substituting references to Commonwealth Chief Medical Officer with references to Director-General of the CDC**

Item	Provision	Omit	Substitute
24	Subsections 22(1) and (3)	Commonwealth Chief Medical Officer	Director-General of the CDC
25	Subsections 26(1), (2), (3) and (4)	Commonwealth Chief Medical Officer	Director-General of the CDC
26	Section 29	Commonwealth Chief Medical Officer	Director-General of the CDC
27	Section 30	Commonwealth Chief Medical Officer (first occurring)	Director-General of the CDC
28	Section 30	Commonwealth Chief Medical Officer (second occurring)	Director-General
29	Paragraph 31(2)(a)	Commonwealth Chief Medical Officer	Director-General of the CDC
30	Paragraph 31(2)(b)	Commonwealth Chief Medical Officer	Director-General
31	Paragraph 32(1)(a)	Commonwealth Chief Medical Officer	Director-General of the CDC
32	Subsection 32(3) (heading)	Commonwealth Chief Medical Officer's	Director-General of the CDC's
33	Subsection 32(3)	Commonwealth Chief Medical Officer	Director-General of the CDC
34	Subsection 32(3)	Commonwealth Chief Medical Officer's	Director-General's
35	Paragraph 33(2)(a)	Commonwealth Chief Medical Officer	Director-General of the CDC
36	Paragraph 33(2)(c)	Commonwealth Chief Medical Officer	Director-General

Part 4—Amendment of the Freedom of Information Act 1982

Freedom of Information Act 1982

41 Schedule 3

Before:

Australian Immunisation Register Act 2015, section 23

insert:

Australian Centre for Disease Control Act 2025, section 71

Part 5—Repeal of the Australian National Preventive Health Agency Act 2010

Australian National Preventive Health Agency Act 2010

42 The whole of the Act

Repeal the Act.

Schedule 2—Application, saving and transitional provisions

Part 1—General provisions

1 Definitions

(1) In this Schedule:

Australian Centre for Disease Control means the Australian Centre for Disease Control established by section 7 of the *Australian Centre for Disease Control Act 2025*.

Department of Health and Aged Care Enterprise Agreement means the *Department of Health and Aged Care Enterprise Agreement 2024–2027* approved under the *Fair Work Act 2009* on 18 January 2024, as in force immediately before the transition time.

Director-General of the CDC means the Director-General of the Australian Centre for Disease Control appointed under section 10 of the *Australian Centre for Disease Control Act 2025*.

Health Department means the Department administered by the Health Minister.

Health Minister means the Minister administering the *Australian Centre for Disease Control Act 2025*.

Health Secretary means the Secretary of the Health Department.

new Biosecurity Act means the *Biosecurity Act 2015* as in force at and after the transition time.

new NHS Act means the *National Health Security Act 2007* as in force at and after the transition time.

new NORDR Act means the *National Occupational Respiratory Disease Registry Act 2023* as in force at and after the transition time.

old Biosecurity Act means the *Biosecurity Act 2015* as in force at any time before the transition time.

old NHS Act means the *National Health Security Act 2007* as in force at any time before the transition time.

old NORDR Act means the *National Occupational Respiratory Disease Registry Act 2023* as in force at any time before the transition time.

transitional rules means rules made under item 5.

transition time means the time this Schedule commences.

- (2) Expressions used in this Schedule that are defined for the purposes of the *Australian Centre for Disease Control Act 2025* have the same meaning as in that Act.

2 Transitional—transfer of documents

- (1) This item applies to any records or documents that:
- (a) relate to a function or power of the Director-General of the CDC under:
 - (i) the *Australian Centre for Disease Control Act 2025*; or
 - (ii) the *Biosecurity Act 2015*; or
 - (iii) the *National Health Security Act 2007*; or
 - (iv) the *National Occupational Respiratory Disease Registry Act 2023*; and
 - (b) immediately before the transition time, were in the possession of:
 - (i) the Health Secretary; or
 - (ii) the Commonwealth Chief Medical Officer; or
 - (iii) an APS employee in the Health Department; or
 - (iv) a delegate of the Health Secretary or the Commonwealth Chief Medical Officer.
- (2) The records and documents are to be transferred to the Director-General of the CDC after the transition time.
- Note: Any records and documents transferred are Commonwealth records for the purposes of the *Archives Act 1983*.
- (3) The transitional rules may provide that:
- (a) subitem (2) does not apply to specified records or documents; or
 - (b) subitem (2) does not apply to records or documents that relate to a specified function or power of the Director-General of the CDC.
- (4) Subitem (3) does not limit subsection 33(3A) of the *Acts Interpretation Act 1901*.

3 Enterprise Agreement

- (1) The Department of Health and Aged Care Enterprise Agreement:
 - (a) continues, at and from the transition time, to cover and apply to APS employees:
 - (i) who it covered and applied to immediately before the transition time; and
 - (ii) who, at the transition time, are members of the staff of the Australian Centre for Disease Control; and
 - (b) covers and applies to APS employees who are at the classification levels covered by the Department of Health and Aged Care Enterprise Agreement whose employment as a member of the staff of the Australian Centre for Disease Control commences at or after the transition time.
- (2) At and after the transition time, the Department of Health and Aged Care Enterprise Agreement covers and applies to the Director-General of the CDC as the Agency Head of the APS employees who are members of the staff of the Australian Centre for Disease Control.
- (3) This item does not prevent the variation or termination of the Department of Health and Aged Care Enterprise Agreement in accordance with law.
- (4) This item does not prevent the terms and conditions of employment of APS employees who are members of the staff of the Australian Centre for Disease Control from being varied at or after the transition time:
 - (a) in accordance with those terms and conditions; or
 - (b) by or under a law.
- (5) This item does not affect the operation of section 58 of the *Fair Work Act 2009*.

Note: Section 58 of that Act deals with the interaction between one or more enterprise agreements.

4 References in Enterprise Agreement

- (1) At and from the transition time, the Department of Health and Aged Care Enterprise Agreement has effect in relation to the Australian Centre for Disease Control as if:

- (a) a reference to the Secretary were a reference to the Director-General of the CDC; and
 - (b) a reference to the Department of Health and Aged Care, or the Department, were a reference to the Australian Centre for Disease Control.
- (2) To avoid doubt, this item does not prevent the Department of Health and Aged Care Enterprise Agreement from being varied or terminated at or after the transition time.

5 Transitional rules

- (1) The Health Minister may, by legislative instrument, make rules prescribing matters:
 - (a) required or permitted by this Act to be prescribed by the rules; or
 - (b) necessary or convenient to be prescribed for carrying out or giving effect to this Act.
- (2) Without limiting subitem (1), the rules may prescribe matters of a transitional nature (including prescribing any saving or application provisions) relating to:
 - (a) the amendments or repeals made by this Act; or
 - (b) the enactment of the *Australian Centre for Disease Control Act 2025*.
- (3) Without limiting subitem (2), rules made for the purposes of that subitem before the end of the period of 12 months starting at the transition time may modify the operation of the provisions of this Act or the *Australian Centre for Disease Control Act 2025* or any other Act or instrument.
- (4) To avoid doubt, the rules may not do the following:
 - (a) create an offence or civil penalty;
 - (b) provide powers of:
 - (i) arrest or detention; or
 - (ii) entry, search or seizure;
 - (c) impose a tax;
 - (d) set an amount to be appropriated from the Consolidated Revenue Fund;

- (e) directly amend the text of this Act or the *Australian Centre for Disease Control Act 2025*.
- (5) This Schedule (other than subitem (4)) does not limit the rules that may be made for the purposes of subitem (1).

Part 2—Provisions relating to the amendment of the Biosecurity Act 2015

6 Things done by, or in relation to, the Commonwealth Chief Medical Officer

- (1) If, before the transition time, a thing was done by, or in relation to, the Commonwealth Chief Medical Officer, in the capacity of the Director of Human Biosecurity, for the purposes of:
 - (a) the old Biosecurity Act; or
 - (b) a legislative instrument made under the old Biosecurity Act;then the thing has effect, at and after the transition time, as if it had been done by, or in relation to, the Health Secretary in the capacity of the Director of Human Biosecurity.
- (2) Subitem (1) does not apply in relation to a determination made under subsection 42(1) of the old Biosecurity Act.
- (3) The transitional rules may provide that subitem (1) does not apply in relation to a specified thing done by, or in relation to, the Commonwealth Chief Medical Officer, in the capacity of the Director of Human Biosecurity.

7 Saving of identity cards

- (1) An identity card issued to a chief human biosecurity officer or a human biosecurity officer under subsection 570(1) of the old Biosecurity Act before the transition time is taken, after that time, to have been issued under that subsection of the new Biosecurity Act.
- (2) If, immediately before the transition time, a form was approved by the Health Secretary for the purposes of paragraph 570(2)(a) of the old Biosecurity Act, the form is taken, at and after the transition time, to be approved by the Health Secretary, in the capacity of the Director of Human Biosecurity, for the purposes of that paragraph of the new Biosecurity Act.

8 Saving of listed human disease determinations

- (1) This item applies if a determination made under subsection 42(1) of the old Biosecurity Act is in force immediately before the transition time.
- (2) The determination has effect, at and after the transition time, as if it had been made by the Director-General of the CDC in accordance with section 42 of the new Biosecurity Act.

9 Transitional—transfer of documents to Health Secretary

- (1) This item applies to any records or documents that:
 - (a) relate to a function or power of the Director of Human Biosecurity under the *Biosecurity Act 2015* (other than section 42 or 169 of that Act); and
 - (b) immediately before the transition time, were in the possession of:
 - (i) the Commonwealth Chief Medical Officer; or
 - (ii) an APS employee in the Health Department; or
 - (iii) a delegate of the Commonwealth Chief Medical Officer.

- (2) The records and documents are to be transferred to the Health Secretary after the transition time.

Note: Any records and documents transferred are Commonwealth records for the purposes of the *Archives Act 1983*.

- (3) The transitional rules may provide that:
 - (a) subitem (2) does not apply to specified records or documents; or
 - (b) subitem (2) does not apply to records or documents that relate to a specified function or power of the Director of Human Biosecurity.
- (4) Subitem (3) does not limit subsection 33(3A) of the *Acts Interpretation Act 1901*.

10 Saving of delegations

Despite the repeal and substitution of section 544A of the *Biosecurity Act 2015* a delegation under that section that was in force immediately before the transition time continues in force after that time as if it were made under section 544A of the new Biosecurity Act.

Part 3—Provisions relating to the amendment of the National Health Security Act 2007

11 Things done by, or in relation to, the Health Secretary

- (1) If, before the transition time, a thing was done by, or in relation to, the Health Secretary for the purposes of:
 - (a) the old NHS Act; or
 - (b) a legislative instrument made under the old NHS Act;then the thing has effect, at and after the transition time, as if it had been done by, or in relation to, the Director-General of the CDC.
- (2) The transitional rules may provide that subitem (1) does not apply in relation to a specified thing done by, or in relation to, the Health Secretary.

12 References to the Health Secretary in instruments

- (1) This item applies to an instrument if:
 - (a) the instrument was made under the old NHS Act; and
 - (b) the instrument was in force immediately before the transition time; and
 - (c) the instrument contains a reference to the Health Secretary.
- (2) The instrument has effect, at and after the transition time, as if a reference in the instrument to the Health Secretary were a reference to the Director-General of the CDC.
- (3) The transitional rules may provide that subitem (2) does not apply in relation to a specified instrument or a specified reference.
- (4) This item does not prevent the instrument from being amended or repealed after the commencement of this item.
- (5) In this item:

instrument includes:

 - (a) a contract, deed, undertaking, arrangement or agreement; and
 - (b) a notice, authority, order or instruction; and

- (c) an instrument made under the old NHS Act or regulations made under the old NHS Act.

13 Legal proceedings involving the Health Secretary

If, immediately before the transition time, the Health Secretary was a party to proceedings relating to the old NHS Act that were pending in any court or tribunal, the Director-General of the CDC is substituted for the Secretary as a party to the proceedings at and after that time.

14 Temporary additions to the National Notifiable Disease List

If, immediately before the transition time:

- (a) a variation of the National Notifiable Disease List was in force under subsection 12(1) of the old NHS Act; and
- (b) the variation was made by the Commonwealth Chief Medical Officer;

then the variation has effect, at and after the transition time, as if it had been made by the Director-General of the CDC.

Part 4—Provisions relating to the amendment of the National Occupational Respiratory Disease Registry Act 2023

15 Things done by, or in relation to, the Commonwealth Chief Medical Officer

- (1) If, before the transition time, a thing was done by, or in relation to, the Commonwealth Chief Medical Officer for the purposes of:
 - (a) the old NORDR Act; or
 - (b) a legislative instrument made under the old NORDR Act;then the thing has effect, at and after the transition time, as if it had been done by, or in relation to, the Director-General of the CDC.
- (2) The transitional rules may provide that subitem (1) does not apply in relation to a specified thing done by, or in relation to, the Commonwealth Chief Medical Officer.

16 References to the Commonwealth Chief Medical Officer in instruments

- (1) This item applies to an instrument if:
 - (a) the instrument was made under the old NORDR Act; and
 - (b) the instrument was in force immediately before the transition time; and
 - (c) the instrument contains a reference to the Commonwealth Chief Medical Officer.
- (2) The instrument has effect, at and after the transition time, as if a reference in the instrument to the Commonwealth Chief Medical Officer were a reference to the Director-General of the CDC.
- (3) The transitional rules may provide that subitem (2) does not apply in relation to a specified instrument or a specified reference.
- (4) This item does not prevent the instrument from being amended or repealed after the commencement of this item.
- (5) In this item:

instrument includes:

- (a) a contract, deed, undertaking, arrangement or agreement; and
- (b) a notice, authority, order or instruction; and
- (c) an instrument made under the old NORDR Act or rules made under the old NORDR Act.

17 Legal proceedings involving the Commonwealth Chief Medical Officer or Health Secretary

- (1) If, immediately before the transition time, the Commonwealth Chief Medical Officer was a party to proceedings relating to the old NORDR Act that were pending in any court or tribunal, the Director-General of the CDC is substituted for the Commonwealth Chief Medical Officer as a party to the proceedings at and after that time.
- (2) If, immediately before the transition time, the Health Secretary was a party to proceedings relating to the old NORDR Act that were pending in any court or tribunal, the Director-General of the CDC is substituted for the Health Secretary as a party to the proceedings at and after that time.

*[Minister's second reading speech made in—
House of Representatives on 3 September 2025
Senate on 27 October 2025]*

(69/25)
