

# Whistleblowers Protection Regulations 2001

S.R. No. 158/2001

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STATUTORY RULES 2001

S.R. No. 158/2001

*Whistleblowers Protection Act 2001*

**Whistleblowers Protection Regulations 2001**

The Governor in Council makes the following Regulations:

Dated: 18 December 2001

Responsible Minister:

ROB HULLS  
Attorney-General

HELEN DOYE  
Clerk of the Executive Council

**1. Objectives**

The objectives of these Regulations are—

- (a) to prescribe the prescribed procedure for making a disclosure under the **Whistleblowers Protection Act 2001**; and
- (b) to prescribe bodies for the purposes of sections 41 and 49 of that Act.

**2. Authorising provisions**

These Regulations are made under section 112 of the **Whistleblowers Protection Act 2001**.

**3. Commencement**

These Regulations come into operation on 1 January 2002.

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**4. Definition**

In these Regulations "**the Act**" means the **Whistleblowers Protection Act 2001**.

**5. Procedure for disclosures to the Ombudsman or Deputy Ombudsman**

- (1) An oral disclosure under the Act to the Ombudsman or Deputy Ombudsman must be made by telephone or in person in private to—
  - (a) the Ombudsman or Deputy Ombudsman, as the case requires; or
  - (b) an employee of the Office of the Ombudsman.
- (2) A written disclosure under the Act to the Ombudsman or Deputy Ombudsman must be made by—
  - (a) addressing the disclosure to the Ombudsman or Deputy Ombudsman, as the case requires; and
  - (b) sending or delivering the disclosure to or leaving the disclosure at the Office of the Ombudsman.

**6. Procedure for disclosures to the President or Speaker**

- (1) An oral disclosure under the Act to the President of the Legislative Council or the Speaker of the Legislative Assembly must be made by telephone or in person in private to—
    - (a) the President or the Speaker, as the case requires; or
    - (b) an employee of the Office of the President or the Speaker, as the case requires.
  - (2) A written disclosure under the Act to the President of the Legislative Council or the Speaker of the Legislative Assembly must be made by—
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- (a) addressing the disclosure to the President or the Speaker, as the case requires; and
- (b) sending or delivering the disclosure to or leaving the disclosure at the Office of the President or the Speaker, as the case requires.

***7. Procedure for disclosures to the Chief Commissioner of Police***

- (1) An oral disclosure under the Act to the Chief Commissioner of Police must be made by telephone or in person in private to—
  - (a) the Chief Commissioner; or
  - (b) a member of the police force or an employee in the Office of the Chief Commissioner.
- (2) A written disclosure under the Act to the Chief Commissioner of Police must be made by—
  - (a) addressing the disclosure to the Chief Commissioner; and
  - (b) sending or delivering the disclosure to or leaving the disclosure at a police station or at the Office of the Chief Commissioner.

***8. Procedure for disclosures to public bodies***

- (1) An oral disclosure under the Act to a public body must be made by telephone or in person in private to a member, officer or employee of the public body.
  - (2) A written disclosure under the Act to a public body must be made by—
    - (a) addressing the disclosure to the public body; and
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- (b) sending or delivering the disclosure to or leaving the disclosure at the office of the public body.

**9. Prescribed public bodies**

For the purposes of sections 41 and 49 of the **Whistleblowers Protection Act 2001**, the following are prescribed public bodies—

- (a) the Environment Protection Authority constituted under the **Environment Protection Act 1970**;
  - (b) the Victorian WorkCover Authority established under the **Accident Compensation Act 1985**.
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