

# Skillinvest

## Privacy Policy

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# SKILLINVEST LIMITED PRIVACY POLICY

## Skillinvest's Privacy Commitment

The *Privacy Act 1988* (Cth), the *Privacy and Data Protection Act 2014* (Vic) and the *Health Records Act 2001* (Vic) (Privacy Laws) seeks to protect individuals against interferences with their privacy by regulating the way in which personal information is collected, handled, disclosed, used and stored.

Skillinvest Limited understands the importance of, and is committed to, protecting the privacy of an individual's personal information. In handling personal information, Skillinvest is committed to complying with the Privacy Laws.

This policy sets out how Skillinvest aims to protect the privacy of your personal information, your rights in relation to your personal information managed by Skillinvest and the way Skillinvest collects, holds, uses and discloses your personal information. This policy may be updated from time to time.

If personal information is collected during an application, recruitment or other assessment process and you subsequently become an employee of Skillinvest, Skillinvest's handling of such personal information may no longer be governed by the Privacy Laws and this policy will no longer apply to you. Skillinvest will nevertheless treat personal information it holds about its employees appropriately in the circumstances.

## What We Do

Skillinvest is a quality provider of employment, group training and training services. We use highly skilled staff to provide employment, group training and training services, which responds to the needs of employers, applicants and students.

Skillinvest supplies temporary, on-hired and hosted placement services to a wide range of businesses in many industries.

Skillinvest also provides career development, training, assessment and certification, outsourcing and administrative services.

In addition, Longerenong College which is part of Skillinvest is an agricultural college that provides students with access to modern agricultural practices and hands on training whilst living on campus. Longerenong is also a working farm with a commercial focus.

## Your Personal Information

Personal information is information or an opinion about an identified, or reasonably identifiable, individual. During the provision of Skillinvest's services, Skillinvest may collect your personal information. Generally, the kinds of personal information Skillinvest collects may include:

- general contact and identification details (e.g. name, address, email address and phone number);
- information about your education and work history, qualifications and skills;
- opinions of others about your work performance (whether true or not), which will only be collected with your consent;
- information about your work rights and your eligibility to work within Australia which may include details, copies or presentation of the originals of any applicable visa, passport, birth or citizenship certificate, or other relevant documentation;
- sensitive information (e.g. information about your health, medical history or specific condition, criminal record, professional memberships etc), which will only be collected with your consent;
- any results of relevant tests in which you participate including but not limited to testing carried out on Skillinvest's behalf or by other providers;

- any personal information relevant to any training programs you undertake;
- your tax file number and relevant bank and superannuation account information necessary to facilitate the payment of wages and superannuation contributions and to ensure appropriate taxation treatment;
- driver's licence number and relevant information about your driving history or infringements and any other applicable licences and certificates; and
- other information relevant in the circumstances.

In some circumstances Skillinvest may also hold other personal information provided by you.

You are under no obligation to provide your personal information to Skillinvest. However, without certain information from you, or where information provided is inaccurate or irrelevant, Skillinvest may not be able to provide its services to you or may be limited in its ability to provide its services to you.

### **How We Collect, Hold and Manage Your Personal Information**

Generally, personal information will be collected from you directly when you complete an application form for positions or training programs, or submit your resume, either online or in hard copy, attend an interview, or otherwise provide us with personal information in person or via telephone, email, fax, post or other means, whether at Skillinvest's request or at your own initiative.

Personal information may also be collected from a source other than you when:

- you apply or send your resume through a third party website;
- we undertake reference checks by inquiring with, or we otherwise receive references or performance feedback (whether negative or positive) from, any of your former or current employers, work colleagues, professional associations or registration bodies (reference checks are only undertaken with your consent);
- we receive results of any medical tests or criminal history checks, (which are only undertaken with your consent);
- we receive results from any competency tests in which you participate;
- we receive results from any other online process or testing including but not limited to assessments, induction courses and background checks carried out by Skillinvest or other provider on Skillinvest's behalf;
- we undertake a check using an external agency to assess your eligibility to work within Australia;
- we receive any complaint from or about you in the workplace;
- we receive information from your employer for the provision of training services;
- we receive information about a workplace accident in which you were involved; and
- we receive any information about any insurance investigation, litigation, registration or professional disciplinary matter, criminal matter, inquest or inquiry in which you were or are involved during, or in connection with, a work placement.

There may be other occasions when Skillinvest collects your personal information from other sources such as an information services provider, your employer or ex-employer or a publicly maintained record, including records publicly available through social media. Generally, Skillinvest will only collect your personal information from sources other than you if it is unreasonable or impracticable to collect your personal information from you.

### **How we Use Your Personal Information**

Skillinvest collects, holds, uses and discloses your personal information where it is reasonably necessary for the purposes of providing you with recruitment, work placement services, apprentice and training services, education and contracting services. This may include using and disclosing your personal information to facilitate, or otherwise in connection with:

- its requirements to provide the Victorian Department of Education and Training with student and training activity data. This includes personal information collected in the Skillinvest enrolment form and unique identifiers such as the Victorian Student Number (VSN) and the Commonwealth's Unique Student Identifier

(USI);

- your being offered a position as an apprentice or student of Skillinvest;
- you being offered employment or an engagement with a client of Skillinvest;
- your actual or potential work placements with clients of Skillinvest;
- undertaking performance appraisals in relation to your former or current work placements with clients of Skillinvest;
- any test, assessments or checks (including medical tests and assessments and criminal record checks) that you might be required to undergo for the purposes of assessing your suitability for a potential work placement or task with a client of Skillinvest;
- identifying, assessing or facilitating your training needs;
- any necessary workplace rehabilitation during, or for the purposes of, a current or future work placement with a client of Skillinvest in accordance with applicable legislation;
- the management of any complaint, investigation or inquiry in which you are involved during a work placement with a client of Skillinvest; or
- any insurance claim or proposal in which Skillinvest is involved by virtue of your current or previous work placements with a client of Skillinvest.

Skillinvest may also collect, hold, use or disclose your personal information for:

- administrative and business management purposes;
- marketing purposes and to identify and inform you of products, services and training courses that may be of interest to you;
- its own internal recruitment processes; and/or
- any other legal requirement.

### **Data Provision Requirements 2012**

Under the *Data Provision Requirements 2012*, Skillinvest is required to collect personal information about you and to disclose that personal information to the National Centre for Vocational Education Research Ltd (NCVER).

Your personal information (including the personal information contained on this enrolment form and your training activity data) may be used or disclosed by Skillinvest for statistical, regulatory and research purposes.

In all circumstances where personal information is used or disclosed, Skillinvest takes steps reasonable in the circumstances to ensure it is relevant to the purpose for which it is to be used or disclosed.

### **Personal Information Disclosed to a Third Party**

Skillinvest will only disclose personal information about you for the purposes of recruitment or training (eg., for example, recruiting you to specific positions or for work placement services).

This may include disclosing your personal information to:

- Commonwealth and State or Territory government departments and authorised agencies;
- your School;
- the National Centre for Vocational Education Research Ltd;
- clients of Skillinvest who may be your potential or actual employer, or with whom you may be placed on a work placement;
- your referees;
- other divisions and departments within Skillinvest, for the purpose of recommending and facilitating courses or programs through which you can upgrade your skills and undertake further training;
- Skillinvest's insurers;
- a professional association or registration body if relevant to the provision of Skillinvest's services or otherwise with your consent;
- a workers compensation body in accordance with applicable legislation;
- Skillinvest's contractors and suppliers including external providers of on-line training and induction i.e.

mandatory on-line health and safety induction and background checking agencies, and IT contractors and database designers;

- a federally registered Job Services Provider, for the purpose of confirming hours of work and hourly rate of pay;
- Skillinvest's professional advisors;
- any other entity, with your consent, or to whom disclosure is required or authorised by law; and/or
- any other third parties engaged to perform administrative or other services.

This disclosure is always on a confidential basis or otherwise in accordance with law.

### **Overseas Disclosure**

Skillinvest will not disclose your personal information to an overseas recipient.

### **Direct Marketing**

Skillinvest may use and disclose your personal information in order to inform you of products and services that may be of interest to you. If you do not wish to receive such communications, you can opt-out by contacting Skillinvest via the contact details set out below or through any opt-out mechanism contained in a marketing communication to you.

### **Security of Your Personal Information**

Skillinvest takes all reasonable steps to ensure personal information it holds is protected against misuse, interference and loss and from unauthorised access, modification or disclosure. Skillinvest holds personal information in both hard copy and electronic forms in secure databases on secure premises, accessible only by authorised staff.

Skillinvest will destroy or de-identify personal information in circumstances where it is no longer required, unless Skillinvest is otherwise required or authorised by law to retain the information.

### **You can Access Your Personal Information**

Skillinvest takes steps reasonable in the circumstances to ensure personal information it holds is accurate, up-to-date, complete, relevant and not misleading. Under the Privacy Act, you have a right to access and seek correction of your personal information that is collected and held by Skillinvest. If at any time you would like to access or correct the personal information that Skillinvest holds about you, or you would like more information on Skillinvest's approach to privacy, please contact Skillinvest via the contact details set out below.

Skillinvest will grant access to the extent required or authorised by the Privacy Act or other law and take steps reasonable in the circumstances to correct personal information where necessary and appropriate.

To obtain access to your personal information:

- you will have to provide proof of identity. This is necessary to ensure that personal information is provided only to the correct individuals and that the privacy of others is protected;
- Skillinvest requests that you be reasonably specific about the information you require; and
- Skillinvest may charge you a reasonable administration fee, which reflects the cost to Skillinvest for providing access in accordance with your request.

Skillinvest will endeavour to respond to your request to access or correct your personal information within 30 days from your request.

If Skillinvest refuses your request to access or correct your personal information, Skillinvest will provide you with written reasons for the refusal and details of complaint mechanisms. Skillinvest will also take steps reasonable in the circumstance to provide you with access in a manner that meets your needs and the needs

of Skillinvest.

## Complaints Process

Please direct all privacy complaints to Skillinvest's Privacy Compliance Champion via the contact details below. At all times, privacy complaints:

- will be treated seriously;
- will be dealt with promptly;
- will be dealt with in a confidential manner; and
- will not affect your existing obligations or affect the arrangements between you and Skillinvest.

Skillinvest's Privacy Champion will commence an investigation into your complaint. You will be informed of the outcome of your complaint following completion of the investigation. If you are dissatisfied with the outcome of your complaint, you may refer the complaint to the Office of the Australian Information Commissioner.

## How to Contact Us

If you have any questions in relation to privacy or feel the information we hold is incorrect and wish to amend this, please contact us. You can do this by contacting us at:

- By Mail: Privacy Champion, Skillinvest, PO Box 930 HORSHAM VIC 3402;
- By Email: [PrivacyOfficer@skillinvest.com.au](mailto:PrivacyOfficer@skillinvest.com.au),
- By phone: 1300 135 008
- From our website at <https://www.skillinvest.com.au>

## References

Privacy Act 1988

Privacy Amendment (Enhancing Privacy Protection) Act 2012

Australian Government Privacy Fact Sheet 17 – Australian Privacy Principles

2018 Notifiable Data Breaches scheme

## Attachments

Australian Government Privacy Fact Sheet 17 – Australian Privacy Principles

### **Skillinvest Diversity and Inclusiveness Clause:**

Skillinvest values and promotes diversity, fairness and inclusiveness in the workplace and is committed to ensuring workplace diversity and inclusiveness through establishing proactive strategies, policies and procedures. Skillinvest aims to ensure that all employees, clients, business partners and stakeholders are treated with respect, dignity and fairness to ensure Skillinvest promotes inclusiveness and positive working relationships.

Skillinvest is committed to recognising the value of diversity and inclusiveness in the workplace and ensures that work practices promote equal opportunity and are non-discriminatory.