

EXPOSURE DRAFT



Security of Critical Infrastructure Amendment (LIN 24/002) Rules 2024

I, Clare O'Neil, Minister for Home Affairs and Minister for Cyber Security, make the following rules.

Dated 2024

Clare O'Neil **EXPOSURE DRAFT ONLY—NOT FOR SIGNATURE**
Minister for Home Affairs
Minister for Cyber Security

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1 Name

This instrument is the *Security of Critical Infrastructure Amendment (LIN 24/002) Rules 2024*.

2 Commencement

This instrument commences on the day after registration.

3 Authority

This instrument is made under the *Security of Critical Infrastructure Act 2018*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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Schedule 1—Amendments

Security of Critical Infrastructure (Application) Rules (LIN 22/026) 2022

1 Section 3 (definition of *designated airport*)

Repeal the definition, substitute:

designated airport: a reference in these rules to a designated airport is a reference to a security controlled airport that is assigned to the category of designated airport by the Secretary under subsection 28(6) of the Aviation Transport Security Act.

Note: See regulation 3.01B of the Aviation Transport Security Regulations for the categories of security controlled airports prescribed for the purposes of section 28A of the Aviation Transport Security Act.

2 Section 3 (definition of *regulated air cargo agent*)

Repeal the definition, substitute:

regulated air cargo agent has the meaning given by section 9 of the Aviation Transport Security Act.

3 Section 3

Insert:

security controlled airport has the meaning given by subsection 28(2) of the Aviation Transport Security Act.

4 Subsection 4(1)

Omit “, other than an asset mentioned in subsection (2),”.

5 Paragraph 4(1)(d)

Repeal the paragraph, substitute:

- (d) a critical financial market infrastructure asset that is covered by paragraph 12D(1)(i) of the Act;

6 Paragraph 4(1)(f)

Repeal the paragraph, substitute:

- (f) a critical hospital that is mentioned in the table in Schedule 1;

7 At the end of subsection 4(1)

Add:

- ; (n) a critical port asset that was not a critical infrastructure asset immediately before the commencement of section 18A of the Act;
- (o) a critical water asset that was not a critical infrastructure asset immediately before the commencement of section 18A of the Act.

8 Subsection 4(2)

Repeal the subsection.

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9 Subsection 5(1)

Omit “(3) and”.

10 Paragraph 5(1)(i)

Repeal the paragraph, substitute:

- (i) a critical hospital that is mentioned in the table in Schedule 1;

11 Subsection 5(2)

Omit “A critical aviation asset that”, substitute “For paragraph 5(1)(p), a critical aviation asset”.

12 Subsection 5(3)

Repeal the subsection.

13 At the end of the instrument

Add:

Schedule 1—Specified critical hospitals

(paragraph 4(1)(f); paragraph 5(1)(i))

Item	Hospital	State or Territory
1	Bankstown-Lidcombe Hospital Blacktown Hospital Calvary Mater Newcastle Campbelltown Hospital Children's Hospital Westmead Coffs Harbour Health Campus Concord Repatriation General Hospital Dubbo Base Hospital Gosford Hospital Hornsby Ku-Ring-Gai Hospital John Hunter Hospital Lake Macquarie Private Hospital Lismore Base Hospital Liverpool Hospital Nepean Hospital Northern Beaches Hospital Orange Base Hospital Port Macquarie Base Hospital Prince of Wales Hospital Royal North Shore Hospital Royal Prince Alfred Hospital St George Hospital St Vincent's Hospital (Darlinghurst) Sydney Children's Hospital	New South Wales

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Item	Hospital	State or Territory
	Tamworth Hospital	
	The Sutherland Hospital	
	The Tweed Hospital	
	Wagga Wagga Base Hospital	
	Westmead Hospital	
	Wollongong Hospital	
2	Austin Hospital – Austin Health	Victoria
	Box Hill Hospital – Eastern Health	
	Dandenong Hospital – Monash Health	
	Frankston Hospital – Peninsula Health	
	Knox Private Hospital	
	Monash Children’s Hospital – Monash Health	
	Monash Medical Centre (Clayton) – Monash Health	
	Northern Hospital – Northern Health	
	Royal Melbourne Hospital – Melbourne Health	
	St Vincent’s Hospital (Melbourne) Limited	
	The Alfred – Alfred Health	
	The Royal Children's Hospital	
	The Royal Women's Hospital	
	University Hospital (Geelong) – Barwon Health	
3	Bundaberg Base Hospital	Queensland
	Caboolture Hospital	
	Cairns Hospital	
	Gold Coast University Hospital	
	Greenslopes Private Hospital	
	Hervey Bay Hospital	
	Ipswich Hospital	
	Logan Hospital	
	Mackay Base Hospital	
	Mater Private Hospital Brisbane	
	Mater Hospital Brisbane	
	Princess Alexandra Hospital	
	Queen Elizabeth II Jubilee Hospital	
	Queensland Children's Hospital	
	Redcliffe Hospital	
	Robina Hospital	
	Rockhampton Hospital	
	Royal Brisbane & Women's Hospital	
	Sunshine Coast Public University Hospital	
	The Prince Charles Hospital	
	The Wesley Hospital	
	Toowoomba Hospital	
	Townsville University Hospital	

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Item	Hospital	State or Territory
4	Armadale Hospital	Western Australia
	Bunbury Regional Hospital	
	Fiona Stanley Hospital	
	Hollywood Private Hospital	
	Joondalup Health Campus	
	King Edward Memorial Hospital	
	Perth's Children's Hospital	
	Rockingham General Hospital	
	Royal Perth Hospital	
	Sir Charles Gairdner Hospital	
	St John of God Midland Public Hospital	
5	Calvary Hospital Adelaide	South Australia
	Flinders Medical Centre	
	Lyell McEwin Hospital	
	Royal Adelaide Hospital	
	The Queen Elizabeth Hospital	
	Women's and Children's Hospital	
6	Launceston General Hospital	Tasmania
	Royal Hobart Hospital	
7	Canberra Hospital	Australian Capital Territory
8	Alice Springs Hospital	Northern Territory
	Royal Darwin Hospital	

Security of Critical Infrastructure (Critical infrastructure risk management program) Rules (LIN 23/006) 2023

14 Section 3 (definition of *designated hospital*)

Repeal the definition.

15 Paragraph 4(1)(g)

Repeal the paragraph, substitute:

(g) a critical hospital that is mentioned in the table in Schedule 1;

16 Schedule 1

Repeal the Schedule, substitute:

Schedule 1—Specified critical hospitals

(paragraph 4(1)(g))

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Item	Hospital	State or Territory
1	Bankstown-Lidcombe Hospital	New South Wales
	Blacktown Hospital	
	Calvary Mater Newcastle	
	Campbelltown Hospital	
	Children's Hospital Westmead	
	Coffs Harbour Health Campus	
	Concord Repatriation General Hospital	
	Dubbo Base Hospital	
	Gosford Hospital	
	Hornsby Ku-Ring-Gai Hospital	
	John Hunter Hospital	
	Lake Macquarie Private Hospital	
	Lismore Base Hospital	
	Liverpool Hospital	
	Nepean Hospital	
	Northern Beaches Hospital	
	Orange Base Hospital	
	Port Macquarie Base Hospital	
	Prince of Wales Hospital	
	Royal North Shore Hospital	
	Royal Prince Alfred Hospital	
	St George Hospital	
	St Vincent's Hospital (Darlinghurst)	
	Sydney Children's Hospital	
	Tamworth Hospital	
	The Sutherland Hospital	
	The Tweed Hospital	
	Wagga Wagga Base Hospital	
	Westmead Hospital	
	Wollongong Hospital	
2	Austin Hospital – Austin Health	Victoria
	Box Hill Hospital – Eastern Health	
	Dandenong Hospital – Monash Health	
	Frankston Hospital – Peninsula Health	
	Knox Private Hospital	
	Monash Children's Hospital – Monash Health	
	Monash Medical Centre (Clayton) – Monash Health	
	Northern Hospital – Northern Health	
	Royal Melbourne Hospital – Melbourne Health	
	St Vincent's Hospital (Melbourne) Limited	
	The Alfred – Alfred Health	
	The Royal Children's Hospital	
	The Royal Women's Hospital	
	University Hospital (Geelong) – Barwon Health	

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Item	Hospital	State or Territory
3	Bundaberg Base Hospital	Queensland
	Caboolture Hospital	
	Cairns Hospital	
	Gold Coast University Hospital	
	Greenslopes Private Hospital	
	Hervey Bay Hospital	
	Ipswich Hospital	
	Logan Hospital	
	Mackay Base Hospital	
	Mater Private Hospital Brisbane	
	Mater Hospital Brisbane	
	Princess Alexandra Hospital	
	Queen Elizabeth II Jubilee Hospital	
	Queensland Children's Hospital	
	Redcliffe Hospital	
	Robina Hospital	
	Rockhampton Hospital	
	Royal Brisbane & Women's Hospital	
	Sunshine Coast Public University Hospital	
	The Prince Charles Hospital	
	The Wesley Hospital	
	Toowoomba Hospital	
	Townsville University Hospital	
4	Armadale Hospital	Western Australia
	Bunbury Regional Hospital	
	Fiona Stanley Hospital	
	Hollywood Private Hospital	
	Joondalup Health Campus	
	King Edward Memorial Hospital	
	Perth's Children's Hospital	
	Rockingham General Hospital	
	Royal Perth Hospital	
	Sir Charles Gairdner Hospital	
	St John of God Midland Public Hospital	
5	Calvary Hospital Adelaide	South Australia
	Flinders Medical Centre	
	Lyell McEwin Hospital	
	Royal Adelaide Hospital	
	The Queen Elizabeth Hospital	
	Women's and Children's Hospital	
6	Launceston General Hospital	Tasmania
	Royal Hobart Hospital	

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Item	Hospital	State or Territory
7	Canberra Hospital	Australian Capital Territory
8	Alice Springs Hospital Royal Darwin Hospital	Northern Territory

Security of Critical Infrastructure (Definitions) Rules (LIN 21/039) 2021

17 Subsection 10(5)

Repeal the subsection (not including the heading), substitute:

- (5) For the purposes of paragraph 12D(1)(i) of the Act, the payment system specified in column 1 of an item in the table in subsection (7) is prescribed.

Note: Paragraph 12D(6)(a) of the Act provides that, for the purposes of paragraph 12D(1)(i) of the Act, the rules may prescribe specified payment systems that are critical to the security and reliability of the financial services and markets sector. Paragraph 12D(1)(i) provides that an asset that is used in connection with the operation of a prescribed payment system is a critical financial market infrastructure asset.

- (6) For the purposes of paragraph 12L(8)(i) of the Act, the responsible entity for a critical financial market infrastructure asset that is used in connection with the operation of a payment system specified in column 1 of an item in the table in subsection (7) is the entity mentioned in column 2 of that item.

Note: Paragraph 12L(8)(i) of the Act provides that the responsible entity for a critical financial market infrastructure asset covered by paragraph 12D(1)(i) of the Act is the entity prescribed by the rules.

- (7) The table is as follows:

Critical financial market infrastructure assets—specified payment systems and responsible entities		
Item	The specified payment system is ...	and the responsible entity is ...
1	EFTPOS card system	eftpos Payments Australia Limited (ABN: 37 136 180 366)
2	Mastercard debit and credit card system	Mastercard Asia/Pacific Australia Pty Ltd (ABN 95 108 603 345)
3	New Payments Platform	NPP Australia Limited (ABN: 68 601 428 737)
4	Visa debit and credit card system	Visa AP (Australia) Pty Ltd (ABN: 20 134 885 564)