

## Confidentiality

The Child Protection Worker shall not disclose any personal information collected under the *Child and Family Services Act* except as permitted under section 71(2) of the *Act*.

### REFERENCE

*NWT Child and Family Services Act, section 71(2)*

### PURPOSE

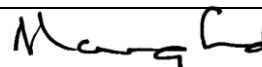
- To ensure personal information is kept confidential while carrying out the duties of the *Child and Family Services Act*.
- To enable the disclosure of personal information under a limited set of circumstances.

### PROCEDURE

1. Disclose personal information only under the following circumstances:
  - a) Where necessary or appropriate in the exercise of his or her powers or in the performance of his or her duties under the *Act* or *Regulations*;
  - b) With the written consent of the person to whom the information relates, or where that person is a child.
    - The person who has lawful custody of the child; or
    - The Director or Assistant Director, where the child is in temporary or permanent custody.
  - c) Where giving evidence in court;
  - d) On the order of a court;
  - e) To a person appointed to conduct an investigation under section 64 or 65 of the *Act*;
  - f) To the Minister, the Director, an Assistant Director, a Child Protection Worker or an authorized person, at their request;
  - g) To a peace officer, if there are reasonable grounds to believe that
    - Failure to disclose the information is likely to cause physical or emotional harm to a person, or serious damage to property and the

Effective Date:  
April 1, 2015

Director of Child and Family Services



need for disclosure is urgent;

- h) Where a disclosure or communication is required for the purposes of the *Act* or to protect a child;
  - i) Where necessary for the provision of care, counselling or education to the child;
  - j) In accordance with subsection 57(4.1) of the *Adoption Act*;
  - k) Where, in the opinion of the Minister, the benefit of the release of the information would outweigh any invasion of privacy that could result from the release; or
  - l) Where it is required for the purposes of the *Act*.
2. Refer to the Standard on Disclosure of Personal Information with Informed Consent when information is disclosed under point 1. b).
  3. Refer to the Standard on Disclosure of Personal Information for Integrated Care when information is disclosed under point 1. i).
  4. Document in a *Case Note form* when information is disclosed under any other section of this Standard and place it on the child's file

#### FORMS

- Case Note

#### TOOLS

- None

Effective Date:  
April 1, 2015

Director of Child and Family Services

