

Confidentiality Provisions – JCU Council, Council Committees, Controlled Entity Directors and Nominee Directors of Non-Controlled Entities

Application of Provisions

1. These provisions should be read in conjunction with Principle 2 within the Code of Conduct for the University Council and its Committees, and apply to:
 - (i) members of the James Cook University Council;
 - (ii) members of a committee being a Council committee, sub-committee, selection committee; working party, discussion group, Board or the like;
 - (iii) All directors of companies or like-named fiduciary officers of entities which are under JCU control;
 - (iv) JCU staff and members of Council in their capacity as directors or Board members of companies or entities which are not under JCU control where the University is the source of their appointment or the appointment is recognised as an approved University activity to the extent that they are in possession of information about matters discussed by Council or the Committee.

Confidential Information

2. Information may be confidential, as falling within one or more of a number of categories including the following:
 - (i) information about the personal affairs of a person;
 - (ii) information received on condition of its being kept confidential;
 - (iii) commercial-in-
 - (vi) information which is capable of harmful misinterpretation if divulged to a third person who is not aware of other contextual factors necessary for accurate understanding of the implications of the information.
3. The above categories apply to information held by the University Council, Council Committees, Controlled Entity Directors and Nominee Directors of Non-Controlled Entities.
8. Access to confidential records shall take place only subject to compliance with appropriate access procedures.
9. Information must be treated as being confidential if it is of a nature that its disclosure would be likely to result in the identification of a person or persons who are the subject of the information.