# NATIONALLY COORDINATED CRIMINAL HISTORY CHECK

# **DISPUTE FORM**



## <sup>AUSTRALIAN</sup> CRIMINAL INTELLIGENCE COMMISSION

Accredited bodies or legal entity customers should complete this form when an applicant disputes the result of their nationally coordinated criminal history check. Disputes must be raised when an applicant claims that:

- the police information released does not belong to them
- part of the police information does not belong to the them
- the police information belongs to the them, but the details are inaccurate
- the police information belongs to them, but should not have been released.

Note: This form must be completed electronically.

### Terms used in this form

Accredited body	Organisation accredited with the ACIC
Australian Criminal Intelligence Commission (ACIC)	Australian Government agency responsible for facilitating the National Police Checking Service (NPCS)
Applicant	Individual disputing the result of their nationally coordinated criminal history check
Legal entity customer	If applicable, the organisation used by the accredited body to collect an applicant's application and informed consent for a nationally coordinated criminal history check
National Police Checking Service (NPCS) team	Team within the ACIC that facilitates the NPCS
Personal information	Information about the applicant, including any information contained in the applicants identity documents
Police information	Information released as part of a nationally coordinated criminal history check

### **Accredited body requirements**

To ensure that an applicant has reasonable opportunity to respond to or validate their results prior to a decision being made on their suitability, clause 11.10 of the *Agreement for controlled access by duly Accredited Bodies to Nationally Coordinated Criminal History Checks* (Agreement) states that:

- (a) The accredited body must promptly provide the applicant with access to the results of a nationally coordinated criminal history check on the applicant upon the applicant's request.
- (b) If the results of a nationally coordinated criminal history check contains a disclosable court outcome, the accredited body must notify the applicant of the result as soon as practicable after the accredited body (or legal entity customer if Clause 4.3 applies) receives that result.
- (c) The accredited body must publish information about the way it addresses disputes about the results of a nationally coordinated criminal history check.
- (d) The accredited body must accept and escalate disputes about the results of a nationally coordinated criminal history check which it receives from the applicant, using the dispute form provided by the ACIC.

### **Dispute management**

It is the accredited body's responsibility to publish information on their dispute process and to educate their applicants about the ACIC's role in delivering the NPCS.

Concerns that applicants may have with the dispute process must be managed by the accredited body and not referred directly to the NPCS. Issues relating to the dispute process can be raised with the NPCS team, but only by the accredited body.

### Information disclosure

Personal information is being collected in this form to confirm the link between the police information and the applicant's identity. The information contained in this form is disclosed to the ACIC and police agencies. The applicant's personal information and supporting identity documents are handled and stored by the ACIC in National Police Checking Service Support System (NSS).

## To submit this form

#### Step 1

Upload the following documents to the nationally coordinated criminal history check in NSS using the Attachments tab:

- this completed form
- a copy of the applicant's photo identity document (if required)
- supporting documentation.

Note: each attachment must be less than 5MB.

#### Step 2

An NPCS contact must email <u>npcs@acic.gov.au</u> advising of the dispute. Include the organisation reference number of the nationally coordinated criminal history check, the date the check was submitted, and the accredited body's name.

Note: To protect the applicant's privacy:

- Do not include any personal information relating to the applicant in the email
- Do not include the applicant's name, date of birth or any commentary relating to their police information
- **Do not** attach this completed form, any identity or supporting documentation to the email.

### Assistance for accredited bodies

For more information about the dispute process, accredited bodies should first refer to the NPCS Handbook. For further information call NPCS from 8.30 am to 5:00 pm (AEST) on 02 6268 7900 or email npcs@acic.gov.au

### What you can expect next

Within two business days, the NPCS team will confirm receipt of the dispute. The NPCS team will liaise with the accredited body and relevant police agencies to resolve the dispute.

# Section 1: Nationally coordinated criminal history check details

* indicates a mandatory field					
*Organisation reference nu	mber				
*Accredited body					
*NSS submit date	*NSS release date				

## Section 2: Dispute details

\*Date of dispute

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#### \*What is the dispute claim type?

Туре 1	All police information released does not belong to the applicant
Туре 2	Part of the police information released does not belong to the applicant
Туре 3	Police information does belong to applicant, but the details are inaccurate
Туре 4	Police information does belong to applicant, but should not have been released

### **Disputed police information**

Additional	information	and	evidence	to	support claim	
Additional	ing of mation	unu	Condence		Support claim	

Provide information or evidence to support the applicant's claim and to assist police to investigate the dispute. For example:

- other names the applicant has been known by. This may assist the police to determine the applicant's identity.
- previous addresses where the applicant has resided. This may assist the police to determine the applicant's whereabouts at the time of the disputed offence/s.
- a scan of relevant **court documents** that shows the correct results of the offence.

In the space below, provide relevant information and explain how it supports the dispute claim.

If more room is required, please list on a separate sheet, sign and attach to this form.

Ø and attach to this form.

If more room is required, please list on a separate sheet, sign

Please complete section 3 over page.

Section 3: Applicant details	Residential address history Current residential address
Primary name Family name	Street address
	Suburb/town
First given name(s)	State/territory Postcode
	Country
Other given name(s)	Dates residing at address:
	From / /
Previous known name (if applicable) Family name	Previous residential address
	Street address
First given name(s)	Suburb/town
	State/territory Postcode
Other given name(s)	Country
	Dates residing at address:
Name Type Maiden 🖾 Alias 🖾 Previous 🗔	From / / To / /
Family name First given name(s)	Previous residential address Street address
	Suburb/town
Other given name(s)	State/territory Postcode
	Country
Name Type Maiden 🗌 Alias 🗌 Previous 🗌	Dates residing at address:
	From / / To / /
If more room is required, please list on a separate sheet, sign and attach to this form.	
	Previous residential address
Additional sheet attached? Yes S No	Street address
Gender: Male 🖾 Female 🛄	Suburb/town
Indeterminate/intersex/unspecified	State/territory Postcode
Birth date	Country
/ /	Dates residing at address:
Place of birth	From / / To / /
Suburb/town	
State/territory	
Country	

If the applicant has ever resided in the state or territory where the disputed police information originated, provide details of the address where they resided (if not listed above).

Street add	ress					
Suburb/to						
State/terri			P	ostcode		
Cou	ntry					
Dates residing at address:						
From	/	/	То	/	/	

## **Attachments for NSS**

Use the following checklist to ensure that all relevant documentation is added to the Attachments tab of the Nationally coordinated criminal history check in NSS.

This completed *Nationally coordinated criminal history check result dispute form* 

Supporting evidence documentation (if required)