

WS301*

Occupational Safety and Health Act 1984

Occupational Safety and Health Amendment Regulations 2008

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Occupational Safety and Health Amendment Regulations 2008*.

2. Commencement

These regulations come into operation as follows:

- (a) Part 1 — on the day on which these regulations are published in the *Gazette* (“**Gazettal day**”);
- (b) Part 2 — on the day after Gazettal day;
- (c) Part 3 — on 1 January 2009.

3. The regulations amended

The amendments in these regulations are to the *Occupational Safety and Health Regulations 1996*.

Part 2 — Amendments to commence on the day after Gazettal day

4. Regulation 3.61 amended

Regulation 3.61 is amended as follows:

- (a) by deleting “clause 1.2” and inserting instead —
“ clause 1.1 ”;
- (b) in paragraph (a) by deleting “clause 2.3.5” and inserting
instead —
“ clause 2.3.4 ”.

5. Regulation 3.62 amended

Regulation 3.62 is amended as follows:

- (a) by deleting “clause 3.6, 3.7 or 3.8” and inserting
instead —
“ clause 3.5, 3.6 or 3.7 ”;
- (b) by deleting “clause 3.9.2” and inserting instead —
“ clause 3.8.3 ”.

6. Regulation 3.64 amended

Regulation 3.64(2) is amended by deleting “clause 2.5.7” and
inserting instead —

“ clause 2.5.5 ”.

7. Regulation 3.143 amended

Regulation 3.143 is amended by inserting after
subregulation (5) —

“

Penalty: the regulation 1.16 penalty.

”.

8. Regulation 5.31 amended

Regulation 5.31(1) is amended by deleting “subregulations (2)
and (3)” and inserting instead —

“ subregulation (2) ”.

9. Regulation 5.63 amended

Regulation 5.63(1)(a) is amended as follows:

- (a) in subparagraph (i) by deleting “30” and inserting
instead —
“ 20 ”;
- (b) in subparagraph (ii) by deleting “60” and inserting
instead —
“ 50 ”.

10. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

“

**Schedule 1 — Australian Standards and
Australian/New Zealand Standards**

[r. 1.3]

Item	AS or AS/NZS Number	Title	Regulation Reference
1	AS/NZS 1200:2000	Pressure equipment	4.1, 4.43, Sch. 4.3
2	AS/NZS 1269	Occupational noise management	3.45, 3.47
	AS/NZS 1269.1:2005	Occupational noise management — Measurement and assessment of noise immission and exposure	
	AS/NZS 1269.3:2005	Occupational noise management — Hearing protector program	
3	AS 1319-1994	Safety signs for the occupational environment	1.3, 3.11, 3.34, 3.36, 4.1
4	AS/NZS 1337:1992	Eye protectors for industrial applications	3.33
5	AS/NZS 1338:1992	Filters for eye protectors	3.33
6	AS 1418	Cranes (including hoists and winches)	4.54, Sch. 4.3
	AS 1418.1-2002	Cranes, hoists and winches — General requirements	
	AS 1418.2-1997	Serial hoists and winches	
	AS 1418.3-1997	Bridge, gantry, portal (including container cranes) and jib cranes	
	AS 1418.4-2004	Cranes, hoists and winches — Tower cranes	
	AS 1418.5-2002	Mobile cranes	
	AS 1418.6-2004	Cranes, hoists and winches — Guided storing and retrieving appliances	
	AS 1418.7-1999	Builders' hoists and associated equipment	
	AS 1418.8-2002	Special purpose appliances	
	AS/NZS 1418.9:1996	Vehicle hoists	
	AS 1418.10(Int)-2004	Cranes, hoists and winches — Elevating work platforms	

Item	AS or AS/NZS Number	Title	Regulation Reference
	AS 1418.11-2007	Cranes, hoists and winches — Vehicle-loading cranes	
	AS 1418.12-1991	Crane collector systems	
	AS 1418.13-1996	Building maintenance units	
	AS 1418.14-1996	Requirements for cranes subject to arduous working conditions	
	AS 1418.15-1994	Concrete placing equipment	
	AS 1418.16-1997	Mast climbing work platforms	
	AS 1418.17-1996	Design and construction of workboxes	
	AS 1418.18-2001	Crane runways and monorails	
7	AS/NZS 1576	Scaffolding	3.67, 3.72, 3.128, Sch. 4.3
	AS/NZS 1576.1:1995	General requirements	
	AS 1576.2-1991	Couplers and accessories	
	AS/NZS 1576.3:1995	Prefabricated and tube-and-coupler scaffolding	
	AS 1576.4-1991	Suspended scaffolding	
	AS/NZS 1576.5:1995	Prefabricated splitheads and trestles	
	AS/NZS 1576.6:2000	Metal tube-and-coupler scaffolding — Deemed to comply with AS/NZS 1576.3	
8	AS 1636-1996	Agricultural wheeled tractors — Roll-over protective structures — Criteria and tests	4.44
9	AS 1674	Safety in welding and allied processes	3.96
	AS 1674.1-1997	Fire precautions	
	AS 1674.2-2007	Safety in welding and allied processes — Electrical	
10	AS/NZS 1715:1994	Selection, use and maintenance of respiratory protective devices	3.37, 3.40, 3.42
11	AS/NZS 1716:2003	Respiratory protective devices	3.40, 3.42

Item	AS or AS/NZS Number	Title	Regulation Reference
12	AS 1735	Lifts, escalators, and moving walks (known as the SAA Lift Code)	4.56, Sch. 4.3
	AS 1735.1-2003	Lifts, escalators and moving walks — General requirements	
	AS 1735.2-2001	Passenger and goods lifts — Electric	
	AS 1735.3-2002	Lifts, escalators and moving walks — Passenger and goods lifts — Electrohydraulic	
	AS 1735.4-1986	Service lifts — Power-operated	
	AS 1735.5-2003	Lifts, escalators and moving walks — Escalators and moving walks (BS EN 115:1995, MOD)	
	AS 1735.7-1998	Stairway lifts	
	AS 1735.8-1986	Inclined lifts	
	AS 1735.9-1994	Special purpose industrial lifts	
	AS 1735.10(Int)-1998	Tests	
	AS 1735.11-1986	Fire-rated landing doors	
	AS 1735.12-1999	Facilities for persons with disabilities	
	AS 1735.13-1986	Lifts for persons with limited mobility — Manually powered	
	AS 1735.14-1998	Low-rise platforms for passengers	
	AS 1735.15-2002	Lifts for people with limited mobility — Restricted use — Non-automatically controlled	
	AS 1735.16-1993	Lifts for persons with limited mobility — Restricted use — Automatically controlled	
	AS 1735.17-1995	Lifts for people with limited mobility — Restricted use — Water-drive	
	AS/NZS 1735.18:2002	Passenger lifts for private residence — Automatically controlled	
13	AS/NZS 1801:1997	Occupational protective helmets	3.33, 3.36

Item	AS or AS/NZS Number	Title	Regulation Reference
14	AS/NZS 1873	Powder-actuated (PA) hand-held fastening tools	4.51
	AS/NZS 1873.1:2003	Powder-actuated (PA) hand-held fastening tools — Selection, operation and maintenance	
	AS/NZS 1873.2:2003	Powder-actuated (PA) hand-held fastening tools — Design and construction	
	AS/NZS 1873.3:2003	Powder-actuated (PA) hand-held fastening tools — Charges	
15	AS/NZS 1873.4:2003	Powder-actuated (PA) hand-held fastening tools — Fasteners	3.26
	AS/NZS 1892	Portable ladders	
16	AS/NZS 1892.1:1996	Metal	4.1, 4.43, Sch. 4.2, Sch. 4.3
	AS 1892.2-1992	Timber	
	AS 2030	The verification, filling, inspection, testing and maintenance of cylinders for storage and transport of compressed gases	
	AS 2030.1-1999	Cylinders for compressed gases other than acetylene	
	AS 2030.2-1996	Cylinders for dissolved acetylene	
17	AS 2030.4-1985	Welded cylinders — Insulated	3.99
	AS 2030 Supplement 1-1986	Foreign gas cylinder specifications	
	AS 2106.0-2005	Methods for the determination of the flash point of flammable liquids (closed cup) — General	
18	AS/NZS 2161	Occupational protective gloves	3.33
	AS/NZS 2161.1:2000	Selection, use and maintenance	
	AS/NZS 2161.2:2005	Occupational protective gloves — General requirements	
	AS/NZS 2161.3:2005	Occupational protective gloves — Protection against mechanical risks	
	AS/NZS 2161.4:1999	Protection against thermal risks (heat and fire)	
	AS/NZS 2161.5:1998	Protection against cold	

Item	AS or AS/NZS Number	Title	Regulation Reference
	AS 2161.6-2003	Occupational protective gloves — Protective gloves for firefighters — Laboratory test methods and performance requirements	
	AS/NZS 2161.7.1:1998	Protection against cuts and stabs by hand knives — Chainmail gloves and arm guards	
	AS/NZS 2161.8:2002	Protection against ionizing radiation and radioactive contamination	
	AS/NZS 2161.9:2002	Method of measurement and evaluation of the vibration transmissibility of gloves at the palm of the hand	
	AS/NZS 2161.10.1:2005	Occupational protective gloves — Protective gloves against chemicals and micro-organisms — Terminology and performance requirements	
	AS/NZS 2161.10.2:2005	Occupational protective gloves — Protective gloves against chemicals and micro-organisms — Determination of resistance to penetration	
	AS/NZS 2161.10.3:2005	Occupational protective gloves — Protective gloves against chemicals and micro-organisms — Determination of resistance to permeation by chemicals	
19	AS/NZS 2208:1996	Safety glazing materials in buildings	3.104
20	AS/NZS 2210	Occupational protective footwear	3.33
	AS/NZS 2210.1:1994	Guide to selection care and use	
	AS/NZS 2210.2:2000	Requirements and test methods	
	AS/NZS 2210.3:2000	Specification for safety footwear	
	AS/NZS 2210.4:2000	Specification for protective footwear	
	AS/NZS 2210.5:2000	Specification for occupational footwear	

Item	AS or AS/NZS Number	Title	Regulation Reference
	AS/NZS 2210.6:2001	Additional requirements and test methods	
	AS/NZS 2210.7:2001	Additional specifications for safety footwear	
	AS/NZS 2210.8:2001	Additional specifications for protective footwear	
	AS/NZS 2210.9:2001	Additional specifications for occupational footwear	
21	AS/NZS 2211	Laser safety	4.49
	AS/NZS 2211.1:2004	Safety of laser products — Equipment classification, requirements and user's guide (IEC 60825-1:2001, MOD)	
	AS/NZS 2211.10:2004	Safety of laser products — Application guidelines and explanatory notes to AS/NZS 2211.1 (IEC TR 60825-10:2002, MOD)	
22	AS 2268-1979	Electrostatic paint and powder spray guns for explosive atmospheres	3.101
23	AS 2294	Earth-moving machinery — Protective structures	4.44, 4.45
	AS 2294.1-1997	Earth-moving machinery — Protective structures — General	
	AS 2294.1 Supplement 1-2003	Earth-moving machinery — Protective structures — General — Operator protective structures fitted to plant used in timber industry (forest operations) (Supplement to AS 2294.1-1997)	
	AS 2294.2-1997	Earth-moving machinery — Protective structures — Laboratory tests and performance requirements for roll-over protective structures	
	AS 2294.3-1997	Earth-moving machinery — Protective structures — Laboratory tests and performance requirements for falling-object protective structures	

Item	AS or AS/NZS Number	Title	Regulation Reference
	AS 2294.4-1997	Earth-moving machinery — Protective structures — Specifications for deflection-limiting volume	
24	AS/NZS 2299	Occupational diving operations	3.29
	AS/NZS 2299.1:1999	Occupational diving operations — Standard operational practice	
	AS/NZS 2299.1 Supplement 1:1999	Standard operational practice — AS/NZS 2299 Diving Medical Examination Forms	
25	AS 2375-1980	Guide to the selection, care and use of clothing for protection against heat and fire	3.33
26	AS 2397-1993	Safe use of lasers in the building and construction industry	4.49
27	AS 2444-2001	Portable fire extinguishers and fire blankets — Selection and location	3.9
28	AS 2550	Cranes — Safe use	4.54
	AS 2550.1-2002	General requirements	
	AS 2550.3-2002	Bridge, gantry, portal (including container cranes), jib and monorail cranes	
	AS 2550.4-2004	Cranes, hoists and winches — Safe use — Tower cranes	
	AS 2550.5-2002	Mobile cranes	
	AS 2550.6-1995	Guided storing and retrieving appliances	
	AS 2550.7-1996	Builders' hoists and associated equipment	
	AS/NZS 2550.9:1996	Vehicle hoists	
	AS 2550.10-1994	Elevating work platforms	
	AS 2550.11-2004	Cranes, hoists and winches — Safe use — Vehicle-loading cranes	
	AS 2550.13-1997	Building maintenance units	
	AS 2550.15-1994	Concrete placing equipment	
	AS 2550.16-1997	Mast climbing work platforms	

Item	AS or AS/NZS Number	Title	Regulation Reference
29	AS 2593-2004	Boilers — Safety management and supervision systems	4.43
30	AS 2601-2001	Demolition of structures	3.119, 3.120, 3.122, 3.123, 3.124, 3.125
31	AS/NZS 2604:1998	Sunscreen products — Evaluation and classification	3.33
32	AS/NZS 2865:2001	Safe working in a confined space	3.85
33	AS 2971-2002	Serially produced pressure vessels	Sch. 4.2
34	AS 2985-2004	Workplace atmospheres — Method for sampling and gravimetric determination of respirable dust	3.37
35	AS/NZS 3000:2007	Electrical installations (known as the Australian/New Zealand Wiring Rules)	3.101, 4.27
36	AS/NZS 3012:2003	Electrical installations — Construction and demolition sites	3.58, 3.60, 3.61, 3.62, 3.63, 3.64
37	AS/NZS 3108:1994	Approval and test specification — Particular requirements for isolating transformers and safety isolating transformers	3.60
38	AS/NZS 3509:2003	LP gas fuel vessels for automotive use	Sch. 4.2, Sch. 4.3
39	AS 3533	Amusement rides and devices	4.52, Sch. 4.1, Sch. 4.2, Sch. 4.3
	AS 3533.1-1997	Amusement rides and devices — Design and construction	
	AS 3533.1 Supplement 1-2003	Amusement rides and devices — Design and construction — Intrinsic safety (Supplement to AS 3533.1-1997)	
	AS 3533.2-1997	Amusement rides and devices — Operation and maintenance	

Item	AS or AS/NZS Number	Title	Regulation Reference
	AS 3533.2 Supplement 1-1997	Amusement rides and devices — Operation and maintenance — Logbook (Supplement to AS 3533.2-1997)	
	AS 3533.3-2003	Amusement rides and devices — In-service inspection	
	AS 3533.4.1-2005	Amusement rides and devices — Specific requirements — Land-borne inflatable devices	
40	AS 3640-2004	Workplace atmospheres — Method for sampling and gravimetric determination of inhalable dust	3.37
41	AS 3765-1990	Clothing for protection against hazardous chemicals	3.33
42	AS/NZS 3788:2001	Pressure equipment — In-service inspection	4.43
43	AS 3850-2003	Tilt-up concrete construction	3.88, 3.88B, 3.88C, 3.88D, 3.88E
44	AS 3873-2001	Pressure equipment — Operation and maintenance	4.43
45	AS 3892-2001	Pressure equipment — Installation	4.43
46	AS 3920.1-1993	Assurance of product quality — Pressure equipment manufacture	4.3, Sch. 4.3
47	AS/NZS 4114 AS/NZS 4114.1:2003	Spray painting booths Spray painting booths, designated spray painting areas and paint mixing rooms — Design, construction and testing	3.100
	AS/NZS 4114.2:2003	Spray painting booths, designated spray painting areas and paint mixing rooms — Installation and maintenance	
48	AS 4343-1999	Pressure equipment — Hazard levels	4.1, Sch. 4.1, Sch. 4.2, Sch. 4.3

Item	AS or AS/NZS Number	Title	Regulation Reference
49	AS/NZS 4431:1996	Guidelines for safe working on new lift installations in new constructions	4.57
50	AS/NZS 4576:1995	Guidelines for scaffolding	3.26

Part 3 — Amendments to commence on 1 January 2009

11. Regulation 3.62 replaced

Regulation 3.62 is repealed and the following regulation is inserted instead —

“

3.62. Tester to record information on tag

A competent person who conducts under clause 3.5, 3.6 or 3.7 of AS/NZS 3012 a test on an item of portable electrical equipment or a portable residual current device that is intended for use at a workplace must ensure that, in addition to the information referred to in clause 3.8.3 of that Standard, the tag bears —

- (a) the person's name; and
- (b) if the person holds an electrical worker's licence issued under the *Electricity (Licensing) Regulations 1991*, the person's licence number.

Penalty:

- (a) for a first offence, \$2 000; and
- (b) for a subsequent offence, \$2 500.

”.

12. Regulation 3.63 amended

Regulation 3.63(b) is amended by deleting “licence number of the electrical worker” and inserting instead —

“ name of the competent person ”.

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.