

Occupational Safety and Health Act 1984

## **Occupational Safety and Health Amendment (COVID-19 Response) Regulations (No. 2) 2020**

**SL 2020/198**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Occupational Safety and Health Amendment (COVID-19 Response) Regulations (No. 2) 2020*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

**3. Regulations amended**

These regulations amend the *Occupational Safety and Health Regulations 1996*.

**4. Regulation 1.3 amended**

In regulation 1.3 insert in alphabetical order:

*designated period* means the period —

- (a) beginning on the day on which the *Occupational Safety and Health Amendment (COVID-19 Response) Regulations*

**Occupational Safety and Health Amendment (COVID-19 Response)  
Regulations (No. 2) 2020**

r. 5

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(No. 2) 2020 regulation 6 comes into operation;  
and

(b) ending on 31 March 2021;

**5. Regulation 2.14A inserted**

At the end of Part 2 Division 2 insert:

**2.14A. Refund of fees in response to COVID-19 pandemic**

(1) In this regulation —

**commencement day** means the day on which the  
*Occupational Safety and Health Amendment  
(COVID-19 Response) Regulations (No. 2) 2020*  
regulation 6 comes into operation;

**designated fee** means a fee —

- (a) calculated by reference to the rate set out in  
Schedule 6.1 as in force on 1 April 2020; or
- (b) set out in Schedule 6.1A, 6.2, 6.2A or 6.4 as in  
force on 1 April 2020;

**reduced fee** means a fee —

- (a) calculated by reference to a rate set out in  
Column 2 of Schedule 6.1; or
- (b) set out in Column 2 of Schedule 6.1A, 6.2,  
6.2A or 6.4.

(2) This regulation applies if —

- (a) a person paid a designated fee during the period  
beginning on 1 April 2020 and ending on the  
day before commencement day; and
- (b) the designated fee is greater than the  
corresponding reduced fee.

**Occupational Safety and Health Amendment (COVID-19 Response)  
Regulations (No. 2) 2020**

**r. 6**

- (3) The Commissioner must refund to the person an amount equal to the difference between the designated fee and the corresponding reduced fee.
- (4) However, subregulation (3) does not require the Commissioner to refund an amount in respect of a fee that has been refunded under regulation 3.116(1).

**6. Schedules 6.1 to 6.2A replaced**

Delete Schedules 6.1 to 6.2A and insert:

**Schedule 6.1 — Rate payable for assessments and tests**

[r. 2.14A, 4.5, 4.8, 4.9(b) and 4.18]

<b>Item</b>	<b>Column 1 Matter</b>	<b>Column 2 Rate during designated period \$</b>	<b>Column 3 Rate after designated period \$</b>
1.	Preparing a design verification statement (r. 4.5)	—	32.80 per quarter hour or part of a quarter hour on or after 1 April 2021 spent preparing the statement
2.	Conducting an assessment for the purposes of r. 4.8 or 4.18	—	32.80 per quarter hour or part of a quarter hour on or after 1 April 2021 in which the assessment is conducted

**Occupational Safety and Health Amendment (COVID-19 Response)  
Regulations (No. 2) 2020**

r. 6

<b>Item</b>	<b>Column 1 Matter</b>	<b>Column 2 Rate during designated period \$</b>	<b>Column 3 Rate after designated period \$</b>
3.	Witnessing a test specified under r. 4.7(1)(c)(ii) (r. 4.9(b))	—	32.80 per quarter hour or part of a quarter hour on or after 1 April 2021 in which the test is witnessed

**Schedule 6.1A — Fees under Part 3 Division 9**

[r. 2.14A and 3.116]

<b>Item</b>	<b>Column 1 Application</b>	<b>Column 2 Fee during designated period \$</b>	<b>Column 3 Fee after designated period \$</b>
1.	Application for class 1 demolition work licence (r. 3.116(1))	3 425.00	6 850.00
2.	Application for class 2 demolition work licence (r. 3.116(1))	2 228.00	4 455.00
3.	Application for class 3 demolition work licence (r. 3.116(1))	1 682.00	3 364.00

**Occupational Safety and Health Amendment (COVID-19 Response)  
Regulations (No. 2) 2020**

r. 6

**Schedule 6.2 — Fees under Part 4 Division 2**

[r. 2.14A, 4.3(2)(e) and 4.15(2)(d)]

Item	Column 1 Application	Column 2 Fee during designated period \$	Column 3 Fee after designated period \$
1.	Application for registration of plant design (r. 4.3(2)(e))	—	413.00
2.	Application for registration or re-registration of an individual item of plant (r. 4.15(2)(d))	—	113.40

**Schedule 6.2A — Fees under Part 5 Division 4**

[r. 2.14A, 5.44 and 5.45C]

Item	Column 1 Application	Column 2 Fee during designated period \$	Column 3 Fee after designated period \$
1.	Application for unrestricted asbestos licence (r. 5.44(1)(a))	9 940.00	14 910.00
2.	Application for restricted asbestos licence (r. 5.44(1)(b))	583.00	875.00
3.	Application for renewal of unrestricted asbestos licence (r. 5.45C)	7 787.00	11 680.00
4.	Application for renewal of restricted asbestos licence (r. 5.45C)	540.00	810.00

**Occupational Safety and Health Amendment (COVID-19 Response)  
Regulations (No. 2) 2020**

r. 7

**7. Schedule 6.4 replaced**

Delete Schedule 6.4 and insert:

**Schedule 6.4 — Fees under Part 6**

[r. 2.14A, 6.5, 6.7, 6.9, 6.16, 6.21, 6.23, 6.25 and 6.31]

<b>Item</b>	<b>Column 1 Matter</b>	<b>Column 2 Fee during designated period \$</b>	<b>Column 3 Fee after designated period \$</b>
1.	Application for licence (r. 6.5)	80.00 per class of high risk work to which the application relates	100.00 per class of high risk work to which the application relates
2.	Application for variation of licence (r. 6.7)	—	78.50 per class of high risk work to which the application relates
3.	Application for renewal of licence (r. 6.9)	42.50	53.00
4.	Issue of duplicate licence document (r. 6.16)	—	66.00
5.	Application for registration (r. 6.21)	1 394.00	2 091.00
6.	Application for variation of registration (r. 6.23)	—	343.00
7.	Application for renewal of registration (r. 6.25)	368.00	552.25
8.	Issue of duplicate certificate of registration (r. 6.31)	—	117.00

V. MOLAN, Clerk of the Executive Council.