

WS301*

Occupational Safety and Health Act 1984

Occupational Safety and Health Amendment Regulations (No. 2) 2007

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Occupational Safety and Health Amendment Regulations (No. 2) 2007*.

2. The regulations amended

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

[* Reprint 5 as at 2 June 2006.

For amendments to 16 February 2007 see Gazette 27 June 2006.]

3. Regulation 1.11 amended

Regulation 1.11(2) is amended by deleting “4 January 2005.” and inserting instead —

“ 1 September 2005. ”.

4. Regulation 3.136 amended

Regulation 3.136(2) is amended by deleting “1.15” and inserting instead —

“ 1.16 ”.

5. Regulation 5.1 amended

- (1) Regulation 5.1(1) is amended in the definition of “Material Safety Data Sheet” by deleting “(1994)” and inserting instead —

“ (2003) ”.

- (2) After regulation 5.1(2) the following subregulation is inserted —

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- (3) Before 24 April 2008, despite the definition of “Material Safety Data Sheet” or “MSDS” in subregulation (1), a document that contains the information in relation to a substance that is required by the *National Code of Practice for the Preparation of Material Safety Data Sheets* [NOHSC: 2011 (1994)], whether or not the document is in the form required by that code of practice, is taken to be a Material Safety Data Sheet or MSDS for the purposes of these regulations.

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6. Regulation 5.7 amended

- (1) Regulation 5.7 is amended as follows:

- (a) by inserting before “If” the subregulation designation “(1)”;
- (b) by deleting “Appendix 5” and inserting instead —
“ Appendix 4 ”;
- (c) by deleting “(1994)” and inserting instead —
“ (2003) ”.

- (2) At the end of regulation 5.7 the following subregulation is inserted —

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- (2) Before 24 April 2008, a person may, instead of notifying the Commissioner in the form mentioned in subregulation (1), notify the Commissioner in the form of Appendix 5 to the *National Code of Practice for the Preparation of Material Safety Data Sheets* [NOHSC: 2011 (1994)].

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7. Regulation 5.11 amended

Regulation 5.11(1)(c)(ii) is amended by deleting “an MSDS” and inserting instead —

“ a material safety data sheet ”.

By Command of the Governor,

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