Western Australia

Occupational Safety and Health Amendment Act 2018

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Occupational Safety and Health Amendment Act 2018

No. 16 of 2018

An Act to amend the *Occupational Safety and Health Act 1984* to increase penalties for offences.

[Assented to 7 September 2018]

The Parliament of Western Australia enacts as follows:

##### 1. Short title

 This is the *Occupational Safety and Health Amendment Act 2018*.

##### 2. Commencement

 This Act comes into operation as follows —

 (a) sections 1 and 2 — on the day on which this Act receives the Royal Assent;

 (b) the rest of the Act — on a day fixed by proclamation, and different days may be fixed for different provisions.

##### 3. Act amended

 This Act amends the *Occupational Safety and Health Act 1984*.

##### 4. Various penalties amended

 Amend the provisions listed in the Table as set out in the Table.

Table

| **Provision** | **Delete** | **Insert** |
| --- | --- | --- |
| s. 3A(1)(a)(i) | $5 000 | $50 000 |
| s. 3A(1)(a)(ii) | $6 250 | $60 000 |
| s. 3A(1)(b)(i)(I) | $25 000 | $100 000 |
| s. 3A(1)(b)(i)(II) | $31 250 | $120 000 |
| s. 3A(1)(b)(ii)(I) | $50 000 | $450 000 |
| s. 3A(1)(b)(ii)(II) | $62 500 | $570 000 |
| s. 3A(2)(a)(i) | $100 000 | $250 000 |
| s. 3A(2)(a)(ii) | $125 000 | $350 000 |
| s. 3A(2)(b)(i) | $200 000 | $1 500 000 |
| s. 3A(2)(b)(ii) | $250 000 | $1 800 000 |
| s. 3A(3)(a)(i) | $200 000 | $400 000 |
| s. 3A(3)(a)(ii) | $250 000 | $500 000 |
| s. 3A(3)(b)(i) | $400 000 | $2 000 000 |
| s. 3A(3)(b)(ii) | $500 000 | $2 500 000 |
| s. 3A(4)(a)(i) | $250 000 and imprisonment for 2 years | $550 000 and imprisonment for 5 years |
| s. 3A(4)(a)(ii) | $312 500 and imprisonment for 2 years | $680 000 and imprisonment for 5 years |
| s. 3A(4)(b)(i) | $500 000 | $2 700 000 |
| s. 3A(4)(b)(ii) | $625 000 | $3 500 000 |
| s. 20A(1)(a) | $25 000 | $100 000 |
| s. 20A(1)(b) | $31 250 | $120 000 |
| s. 20A(2)(c) | $20 000 | $80 000 |
| s. 20A(2)(d) | $25 000 | $100 000 |
| s. 20A(3)(c) | $10 000 | $40 000 |
| s. 20A(3)(d) | $12 500 | $50 000 |
| s. 54A(2)(a) | $200 | $800 |
| s. 54A(2)(b) | $1 000 | $4 000 |
| s. 54A(2)(c) | $2 000 | $8 000 |



By Authority: KEVIN J. McRAE, Government Printer