



Western Australia

Work Health and Safety Act 2020

**Work Health and Safety Regulations  
Amendment Regulations (No. 2) 2023**



# Work Health and Safety Regulations Amendment Regulations (No. 2) 2023

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## **Work Health and Safety Regulations Amendment Regulations (No. 2) 2023**

Made by the Governor in Executive Council.

### **Part 1 — Preliminary**

**1. Citation**

These regulations are the *Work Health and Safety Regulations Amendment Regulations (No. 2) 2023*.

**2. Commencement**

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published on the WA legislation website;
- (b) the rest of the regulations — on the day after that day.

**Part 2 — Work Health and Safety (General)  
Regulations 2022 amended**

**3. Regulations amended**

This Part amends the *Work Health and Safety (General) Regulations 2022*.

**4. Regulation 5 amended**

In regulation 5 in the definition of *crane* in the note delete “and Schedule 3 clause 2 apply” and insert:

applies

**5. Regulation 142C amended**

In regulation 142C(2) and (3) delete “Class 2” (2<sup>nd</sup> occurrence).

Note: The heading to amended regulation 142C is to read:

**Requirement to hold demolition licence to carry out Class 2  
demolition work**

**6. Regulation 225 amended**

In regulation 225(1A) in the definition of *AS/NZS 1576 Parts 1 to 6* paragraph (b) delete “AS 1576.2:1991” and insert:

AS 1576.2:2016

**7. Regulation 252 amended**

In regulation 252(1A)(a)(i) delete “inspect the plant; and” and insert:

design the plant or verify the design of the plant; and

**8. Part 11.4 heading amended**

In the heading to Part 11.4 after “**provisions**” insert:

**for *Work Health and Safety (General) Regulations 2022***

**9. Part 11.5 inserted**

After regulation 732 insert:

**Part 11.5 — Transitional and savings provisions for  
*Work Health and Safety Regulations Amendment  
Regulations (No. 2) 2023***

**733. Delayed application of Schedule 3 items 14A  
and 15A**

During the period of 2 years beginning on the day on which the *Work Health and Safety Regulations Amendment Regulations (No. 2) 2023* regulation 9 comes into operation, Schedule 3 items 14A and 15A do not apply.

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**10. Schedule 3 amended**

(1) In Schedule 3 in Table 3.1 after item 14 insert:

14A.	Non-slewing mobile crane	Use of non-slewing earthmoving machinery with a safe working load greater than 3 tonnes as a crane
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(2) In Schedule 3 in Table 3.1 after item 15 insert:

15A.	Slewing mobile crane — with a capacity up to 20 tonnes	Use of slewing earthmoving machinery with a safe working load greater than 3 tonnes as a crane
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(3) Delete Schedule 3 clause 2.



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**Part 3 — Work Health and Safety (Mines)  
Regulations 2022 amended**

**11. Regulations amended**

This Part amends the *Work Health and Safety (Mines) Regulations 2022*.

**12. Regulation 5 amended**

- (1) In regulation 5 delete the definition of *card holder* and insert:

*card holder* has the meaning given in the *Work Health and Safety (General) Regulations 2022* regulation 5;

- (2) In regulation 5 in the definition of *crane* in the note delete “and Schedule 3 clause 2 apply” and insert:

applies

**13. Regulation 94 amended**

In regulation 94(2)(a) and (b) after “*Safety*” insert:

*(General)*

**14. Regulation 142C amended**

In regulation 142C(2) and (3) delete “Class 2” (2<sup>nd</sup> occurrence).

Note: The heading to amended regulation 142C is to read:

**Requirement to hold demolition licence to carry out Class 2  
demolition work**

**15. Regulation 225 amended**

In regulation 225(1A) in the definition of *AS/NZS 1576 Parts 1 to 6* paragraph (b) delete “AS 1576.2:1991” and insert:

AS 1576.2:2016

**16. Regulation 675TA amended**

- (1) In regulation 675TA(1) delete the definition of *map coordinates*.
- (2) In regulation 675TA(1) insert in alphabetical order:

*Geocentric Datum of Australia 2020* means the Reference Frame as defined in the *National Measurement (Recognized-Value Standard of Measurement of Position) Determination 2017* (Commonwealth) Schedule 1;

*map coordinates* means the Map Grid of Australia 2020 rectangular coordinates derived from a Universal Transverse Mercator projection of latitudes and longitudes based on the Geocentric Datum of Australia 2020.

**17. Regulation 675ZZJ amended**

In regulation 675ZZJ(1)(a)(ii) delete “the national register as defined in the *National Vocational Education and Training Regulator Act 2011* (Commonwealth) section 3;” and insert:

the National Register established under the *National Vocational Education and Training Regulator Act 2011* (Commonwealth);

**18. Part 11.4 heading amended**

In the heading to Part 11.4 after “**provisions**” insert:

**for *Work Health and Safety (Mines) Regulations 2022***

**19. Part 11.5 inserted**

After regulation 749 insert:

**Part 11.5 — Transitional and savings provisions for  
*Work Health and Safety Regulations Amendment  
Regulations (No. 2) 2023***

**750. Delayed application of Schedule 3 items 14A  
and 15A**

During the period of 2 years beginning on the day on which the *Work Health and Safety Regulations Amendment Regulations (No. 2) 2023* regulation 19 comes into operation, Schedule 3 items 14A and 15A do not apply.

**20. Schedule 3 amended**

(1) In Schedule 3 in Table 3.1 after item 14 insert:

14A.	Non-slewing mobile crane	Use of non-slewing earthmoving machinery with a safe working load greater than 3 tonnes as a crane
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- (2) In Schedule 3 in Table 3.1 after item 15 insert:

15A.	Slewing mobile crane — with a capacity up to 20 tonnes	Use of slewing earthmoving machinery with a safe working load greater than 3 tonnes as a crane
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- (3) Delete Schedule 3 clause 2.

**21. Schedule 27 clause 6 amended**

- (1) Delete Schedule 27 clause 6(1).  
(2) Delete Schedule 27 clause 6(2)(d)(i) and insert:

- (i) carrying out mine transport and services in relation to quarry operations for at least 3 months; and
- (ia) if the person will work at a mine where drilling and use of explosives is carried out at the mine — carrying out drilling and use of explosives in relation to quarry operations for at least 3 months; and

V. MOLAN, Clerk of the Executive Council