
WORKSAFE

WS301*

Occupational Safety and Health Act 1984

**Occupational Safety and Health Amendment
Regulations 2009**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Occupational Safety and Health Amendment Regulations 2009*.

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* (*gazettal day*);
- (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 3.60 amended

In regulation 3.60(1):

- (a) in paragraph (c) delete “AS/NZS 3108; or” and insert:

AS/NZS 61558.2.23; or

- (b) after each of paragraphs (a) and (b) insert:

or

5. Regulation 5.1 amended

- (1) In regulation 5.1 delete the definition of *container* and insert:

container means any receptacle with a capacity —

- (a) if the receptacle holds a solid — less than 500 kilograms; or
- (b) if the receptacle holds a liquid — less than 500 litres;

- (2) Delete regulation 5.1(2)(a) and “and” after it and insert:

- (a) the *ADG Code* is a reference to —

- (i) before 1 January 2010 — the *Australian Code for the Transport of Dangerous Goods by Road and Rail*, Sixth Edition, 1998, published by the Australian Government Publishing Service, Canberra (ISBN 0 642 25554 7 and 0 642 25560 1); and
- (ii) on and after 1 January 2010 — the *Australian Code for the Transport of Dangerous Goods by Road and Rail*, Seventh Edition, 2007, published by the Australian Government Publishing

Service, Canberra (ISBN 1 921168
57 9);

and

6. Regulation 5.32A amended

- (1) In regulation 5.32A(2) delete “a dangerous substance,” and insert:

dangerous goods (as defined in the *Dangerous Goods Safety Act 2004* section 3(1)),

- (2) Delete regulation 5.32A(9).

7. Regulation 5.78 amended

In regulation 5.78:

- (a) in paragraph (g) delete “*Explosives and Dangerous Goods (Dangerous Goods Handling and Storage) Regulations 1992*; and” and insert:

Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007;
and

- (b) after each of paragraphs (a) to (f) insert:

and

8. Schedule 1 amended

- (1) In Schedule 1 item 28 delete the item for AS 2550.10-1994 and insert:

AS/NZS 2550.10-2006 Cranes, hoists and winches —
Safe use — Mobile elevating
work platforms

- (2) In Schedule 1 delete item 37 and insert:

37 AS/NZS 61558.2.23:2001 Safety of power transformers, 3.60
power supply units and similar
devices — Particular
requirements for transformers
for construction sites (IEC
61558-2-23:2000, MOD)

(3) In Schedule 1 item 48 delete “AS4343-1999” and insert:

AS 4343-2005

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.
