
WORKSAFE

WS301

Occupational Safety and Health Act 1984

**Occupational Safety and Health Amendment
Regulations 2020**

SL 2020/182

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Occupational Safety and Health Amendment Regulations 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 3.37 amended

In regulation 3.37 in the definition of *toxic atmosphere* delete paragraph (a) and insert:

- (a) an atmosphere in which there is an atmospheric contaminant in a concentration exceeding the exposure standard for the contaminant —
 - (i) specified in the *National Exposure Standards* [NOHSC: 1003 (1995)]; or
 - (ii) if the Minister determines an exposure standard under regulation 5.1(3) for that contaminant — as so determined;

and

5. Regulation 5.1 amended

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

exposure standard, in relation to a substance specified in the *National Exposure Standards* [NOHSC: 1003 (1995)], means —

- (a) the exposure standard specified in those Standards for the substance; or
- (b) in relation to such a substance for which a different exposure standard is determined by the Minister under subregulation (3) — the exposure standard as so determined;

- (2) After regulation 5.1(2) insert:

- (3) The Minister may, on the recommendation of the Commission, determine in writing that an exposure standard other than that specified for a substance in the *National Exposure Standards* [NOHSC: 1003 (1995)] applies to that substance.

V. MOLAN, Clerk of the Executive Council.
