

NORTHERN TERRITORY OF AUSTRALIA

LAW REFORM (WORK HEALTH) AMENDMENT ACT 2007

Act No. 30 of 2007

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NORTHERN TERRITORY OF AUSTRALIA

Act No. 30 of 2007

An Act to amend the *Work Health Act*, the *Petroleum Act*, the *Dangerous Goods Act* and the *Mining Management Act*, and to make consequential amendments to related subordinate legislation

[Assented to 12 December 2007]
[Second reading 18 October 2007]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary

1 Short title

This Act may be cited as the *Law Reform (Work Health) Amendment Act 2007*.

2 Commencement

This Act commences on the date fixed by the Administrator by *Gazette* notice.

Part 2 Amendment of *Work Health Act*

3 Act amended

This Part amends the *Work Health Act*.

4 Repeal and substitution of Long title

Long title

repeal, substitute

An Act about workers' rehabilitation and compensation

5 Repeal and substitution of sections 1 and 2

Sections 1 and 2

repeal, substitute

1 Short title

This Act may be cited as the *Workers Rehabilitation and Compensation Act*.

6 Amendment of section 3 (Interpretation)

- (1) Section 3(1), definitions ***Authority***, ***Chief Executive Officer***, ***Judicial Registrar*** and ***managing magistrate***

omit

- (2) Section 3(1)

insert (in alphabetical order)

appointed member, of the Council, means a member other than the Executive Director.

Authority means the Work Health Authority that continues under the *Workplace Health and Safety Act*.

Chair, of the Council, includes the Deputy Chair while acting as the Chair.

Council means the Workers Rehabilitation and Compensation Advisory Council.

Executive Director means the person appointed by the Minister, and for the time being holding the appointment, as Executive Director of WorkSafe NT and includes a person acting in that position.

Judicial Registrar means a Judicial Registrar of the Court.

managing magistrate means the managing magistrate of the Court.

7 Repeal and substitution of Parts II to IV

Parts II to IV

repeal, substitute

Part 2 Administration

6 Authority's functions and powers under this Act

- (1) The Authority is responsible to the Minister for:
 - (a) administering and enforcing this Act; and
 - (b) furthering the objects of the Act in other ways.
- (2) The Authority's functions include (for example) the following:
 - (a) to encourage the provision of appropriate and early rehabilitation treatment of workers incapacitated or impaired in compensable incidents;
 - (b) to identify the rehabilitation services needed in the Territory for workers injured in compensable incidents;
 - (c) to provide financial and other assistance to bodies established by this Act;
 - (d) to monitor, collect and analyse data on compensable incidents in the Territory;
 - (e) to provide information, advice and education to employer and worker groups and other interested persons;
 - (f) to approve insurers for providing workers' compensation insurance;
 - (g) to ensure, as far as practicable, compliance with the requirements of this Act;
 - (h) to prosecute offences against this Act.
- (3) The Authority has the powers necessary for, or reasonably incidental, to carrying out its functions under this Act.
- (4) The Authority may delegate any of its functions and powers under this Act.

7 Ministerial control

In exercising powers and functions under this Act, the Authority is subject to direction and control by the Minister.

Part 3 Workers Rehabilitation and Compensation Advisory Council**8 Workers Rehabilitation and Compensation Advisory Council**

The Workers Rehabilitation and Compensation Advisory Council is established.

9 Functions of the Council

The Council has the following functions:

- (a) to keep the operation of this Act under review;
- (b) to make recommendations to the Minister on possible improvements to the administration of this Act, or the statutory scheme for the rehabilitation and compensation of injured workers in the Territory;
- (c) to carry out investigations, at the request of the Minister, into questions about the rehabilitation and compensation of injured workers and to report to the Minister on the results of the investigations;
- (d) to carry out any other functions assigned to it under this Act.

10 Membership of Council

- (1) The Council consists of:
 - (a) the Executive Director; and
 - (b) not more than 10 other members appointed by the Minister.
- (2) The membership of the Council must:
 - (a) include members with a wide range of experience extending as far as possible across all major industry sectors in the Territory; and
 - (b) include representatives of organisations representing employers, and representatives of organisations representing employees, in equal or approximately equal numbers; and
 - (c) include persons with expertise in the rehabilitation of injured

workers; and

(d) include persons with expertise in the insurance industry.

(3) Before making an appointment to the Council, the Minister must:

(a) invite recommendations for appointment to the Council from interested organisations and persons; and

(b) consider all recommendations made in response to the notice.

(4) The invitation must be published in the *Gazette* and in any other way the Minister considers appropriate.

11 Terms and conditions of appointment

(1) The term of appointment for an appointed member of the Council is to be a term, not exceeding 2 years, specified in the instrument of appointment.

(2) An appointed member is, at the end of a term of appointment, eligible for re-appointment.

(3) A person ceases to be an appointed member of the Council if the person:

(a) resigns by notice of resignation given to the Minister; or

(b) comes to the end of a term of appointment and is not re-appointed; or

(c) is removed from office by the Minister under subsection (4).

(4) The Minister may remove an appointed member of the Council from office if the member:

(a) is absent, without the Minister's permission, from 3 consecutive meetings of the Council; or

(b) becomes bankrupt or applies to take the benefit of a law for the relief of bankrupt or insolvent debtors; or

(c) becomes physically or mentally incapable of satisfactorily carrying out the duties of a member of the Council; or

(d) is guilty of misbehaviour.

12 Chair and Deputy Chair

(1) The Chair of the Council is to be an appointed member of the Council appointed by the Minister to be the Chair.

- (2) The Minister may appoint another appointed member of the Council to be the Deputy Chair.
- (3) If the Chair is absent or unavailable to carry out official functions, the Deputy Chair is to act as the Chair.
- (4) A reference to the Chair extends, while the Deputy Chair is acting as the Chair, to the Deputy Chair.

13 Meetings of Council

- (1) Meetings of the Council are convened by the Chair.
- (2) A meeting of the Council must be convened:
 - (a) whenever the Chair considers a meeting necessary to deal with the Council's business (but at least once in each quarter); and
 - (b) whenever the Minister directs the Chair to convene a meeting.
- (3) The Chair must preside at all meetings of the Council.
- (4) At a meeting of the Council:
 - (a) the Chair and 5 other members constitute a quorum; and
 - (b) questions arising for decision are determined by majority vote and, if the votes are equal, the Chair has a casting vote as well as a deliberative vote; and
 - (c) the Council determines, subject to this Act, its own procedures.
- (5) The Council must keep records of its proceedings.

14 Council subcommittees

- (1) The Council may establish subcommittees to assist or advise the Council in carrying out any aspect of the Council's functions.
- (2) A subcommittee may consist entirely of Council members, partly of Council members and partly of members drawn from outside the Council, or entirely of members drawn from outside the Council.
- (3) The terms and conditions of appointment of a member of a subcommittee are to be determined by the Minister.
- (4) The procedures of a subcommittee are, subject to any direction by the Council or the Minister, to be as determined by the subcommittee.

15 Annual report of Council

- (1) The Council must submit a report to the Minister for each financial year.
- (2) The report must cover:
 - (a) the work of the Council and its subcommittees for the relevant financial year; and
 - (b) the operation of this Act during the relevant financial year.
- (3) The report must be submitted on or before 30 September of the calendar year in which the financial year ends.
- (4) The Minister must table the report in the Legislative Assembly within 6 sitting days after receiving the report.

8 Amendment of section 111 (Application to Court)

Section 111(1)

omit

this Act (other than Part V)

substitute

this Act (other than Part 5) or any other Act

9 Amendment of section 112 (Appeals and disputes)

Section 112

omit

this Act

substitute

this Act and any other relevant Act

10 Further amendments

Schedule 1 has effect.

Part 3 Amendment of *Petroleum Act***11 Act amended**

This Part amends the *Petroleum Act*.

12 Repeal and substitution of Part IIIA

Part IIIA

repeal, substitute

Part 3A Occupational Health and Safety**89A Application of *Workplace Health and Safety Act***

- (1) Subject to this section, the *Workplace Health and Safety Act* applies in relation to work under an exploration permit or a production licence.
- (2) When work at a production site passes from the construction to the production phase, the Act applies in relation to work at the site with the following modifications:
 - (a) references to the Authority are to be read as references to the Minister (i.e. the Minister responsible for the administration of this Act);
 - (b) references to workplace safety officers and identity cards for workplace safety officers are to be read as references to inspectors and certificates for inspectors under this Act;
 - (c) any further modifications prescribed by regulation.
- (3) In this section:

production phase – work at a production site passes from the construction to the production phase when the production of petroleum on a commercial basis commences from the site.

production site means a part of a production licence area from which the production of petroleum has commenced, or is proposed.

Part 4 Amendment of *Dangerous Goods Act***13 Act amended**

This Part amends the *Dangerous Goods Act*.

14 Amendment of section 4 (Application)

- (1) Section 4(1)(a) and (b), at the end

insert

or

- (2) Section 4(1)(d) and (e)

omit

Part 5 Amendment of *Mining Management Act***15 Act amended**

This Part amends the *Mining Management Act*.

16 Repeal and substitution of Long title

Long title

repeal, substitute

An Act to provide for the authorisation of mining activities, the management of mining sites, the protection of the environment on mining sites and for related purposes

17 Amendment of section 3 (Objects)

Section 3(a), (b) and (c)

omit, substitute

- (a) to ensure the development of the Territory's mineral resources in accordance with environmental standards consistent with best practice in the mining industry; and
- (b) to protect the environment by:
 - (i) the authorisation and monitoring of mining activities; and
 - (ii) requiring appropriate management of mining sites; and
 - (iii) facilitating consultation and cooperation between management and workers in implementing environment protection management systems; and

- (iv) implementing audits, inspections, investigations, monitoring and reporting to ensure compliance with agreed standards and criteria; and
- (v) specifying the obligations of all persons on mining sites with respect to protection of the environment; and
- (c) to assist the mining industry to introduce programs of continuous improvement to achieve best practice environmental management; and

18 Amendment of section 4 (Definitions)

- (1) Section 4, definitions **competent**, **critical incident**, **management system** and **serious accident**

omit

- (2) Section 4

insert (in alphabetical order)

competent means having the skill and knowledge required to carry out the relevant task or function in accordance with the appropriate environmental standards.

critical incident means an event on a mining site that has the potential to cause a significant adverse effect on the environment.

management system means the environment protection management system implemented for a mining site under Part 3, Division 1.

serious accident means an event on a mining site that causes material environmental harm.

19 Repeal and substitution of Part 3 heading

Part 3, heading

repeal, substitute

Part 3 The Environment

20 Repeal and substitution of Part 3, Division 1 heading

Part 3, Division 1, heading

repeal, substitute

Division 1 Environmental obligations**21 Repeal and substitution of sections 13 and 14**

Sections 13 and 14

repeal, substitute

13 General obligation to take care of the environment

Every person on a mining site has an obligation to take care of the environment.

14 Obligations in respect of the site

- (1) A person on a mining site must comply with instructions and procedures applying to the person that are included in the management system for the site.
- (2) A person on a mining site must follow all reasonable directions given by the operator, or a person having the duty to give the person directions, about preventing environmental harm.
- (3) A person must not wilfully or recklessly:
 - (a) cause environmental harm on a mining site; or
 - (b) interfere with or misuse anything provided on a mining site for environmental protection.

22 Amendment of section 15 (Obligations of owner who has appointed operator)

Section 15(a)

omit, substitute

- (a) provide the operator with all relevant information available to the owner that may assist the operator to establish and implement an appropriate environment protection management system; and

23 Amendment of section 16 (Obligations of operator)

Section 16(1) and (2)

omit, substitute

- (1) The operator for a mining site must ensure that the environmental impact of mining activities is limited to what is necessary for the establishment, operation and closure of the site.
- (2) For that purpose, the operator must:
 - (a) establish and maintain an appropriate management structure of competent persons for the site; and
 - (b) as far as practicable ensure that workers on the site are competent to perform their duties; and
 - (c) establish, implement and maintain an appropriate environment protection management system for the site; and
 - (d) provide adequate resources for the implementation and maintenance of the management system; and
 - (e) ensure, by regular assessment, that the management system operates effectively.

24 Amendment of section 17 (Obligations of worker)

Section 17(2) and (3)

omit, substitute

- (2) A worker must, as soon as practicable, report to the operator for the site or, if employed by a contractor, to the contractor:
 - (a) the occurrence of a serious accident or critical incident; or
 - (b) a situation the worker has reason to believe may present a risk to the environment.

25 Amendment of section 18 (Obligations of contractor who is employer)

Section 18(2)

omit, substitute

- (2) A contractor must report a serious accident or critical incident to the operator for the site as soon as practicable after becoming aware of the incident.

26 Repeal of sections 19 and 20

Sections 19 and 20

*repeal***27 Amendment of section 21 (Consequences of breach of obligation)**

(1) Section 21(1)

omit

Division 2 or 3

substitute

Division 3

(2) Section 21(2)

omit, substitute

- (2) The fact that environmental harm has occurred on a mining site is not of itself evidence of an offence under Division 3.

28 Repeal of Part 3, Division 2

Part 3, Division 2

*repeal***29 Amendment of section 32 (No interference with place of serious accident)**

Section 32(2)

omit, substitute

- (2) A person is not to be taken as interfering with a place where a serious accident occurred if the person takes an action at the place to prevent further environmental harm.

30 Repeal and substitution of Part 3, Division 5

Part 3, Division 5

repeal, substitute

Division 5 Consultation and cooperation**33 Consultation and cooperation**

- (1) The operator for a mining site must facilitate consultation and cooperation between the operator, contractors and workers in initiating, developing and implementing environment protection measures.
- (2) The measures may (for example) include 1 or more of the following:
 - (a) establishing 1 or more environment protection committees for the mining site or for a particular mining activity;
 - (b) establishing appropriate policies and procedures for dealing with issues involving risk of environmental harm;
 - (c) ensuring, as far as practicable, that adequate information is available about environmental risks involved in operations at the site;
 - (d) planning appropriate strategies for dealing with serious accidents and critical incidents at the site.

31 Amendment of section 36 (Determination of application)

Section 36(2)

omit, substitute

- (2) Before granting an Authorisation, the Minister must be satisfied that:
 - (a) the management system to be implemented on the mining site will promote protection of the environment; and
 - (b) the management of the mineral resources on the site will be in accordance with good mining practice.

32 Amendment of section 37 (Conditions of Authorisation)

Section 37(3)(a)

omit, substitute

- (a) the protection of the environment;

33 Amendment of section 38 (Variation or revocation of Authorisation)

Section 38(3)

omit, substitute

- (3) The Minister must not vary an Authorisation unless the variation will have the effect of improving the protection of the environment on the mining site to which the Authorisation relates.

34 Amendment of section 40 (Information to be included in mining management plan)

Section 40(b)

*omit***35 Amendment of section 50 (Functions and powers of Mining Board)**

Section 50(1)(a)(i)

*omit***36 Amendment of section 61 (Functions of mining officer)**

Section 61(c) and (d)

omit, substitute

- (c) to inspect and audit mining sites and mining activities to assess:
- (i) levels of environmental risk; and
 - (ii) whether the applicable Authorisation and management system are being complied with;
- (d) to ensure that timely corrective or remedial action is taken to prevent environmental harm or risk of environmental harm;

37 Amendment of section 62 (Powers of mining officer)

(1) Section 62(d)

omit, substitute

- (d) require the owner, operator, a contractor or a worker to attend and answer questions for the purposes of an investigation into:

- (i) a critical incident or serious accident; or
- (ii) a complaint received by the mining officer; or
- (iii) other matters relevant to this Act; or

(2) Section 62(f)

omit, substitute

- (f) direct the operator to take action to ensure compliance with the Authorisation, the management system or other obligations under this Act; or

(3) Section 62(h)

omit, substitute

- (h) take any other action that may be reasonably necessary to:
 - (i) protect the environment; or
 - (ii) ensure compliance with this Act, the Authorisation or the management system.

(4) Section 62(a) to (c) and (e), at the end

insert

or

38 Amendment of section 72 (Liability if consent, connivance or wilful neglect)

Section 72(1) and (2)

omit

Division 2 or 3 of Part 3

substitute

Part 3, Division 3

39 Amendment of section 74 (Liability of director etc. for safety, health or environmental offence)

(1) Section 74, heading

omit

safety, health or

(2) Section 74(1)

omit

Division 2 or 3 of Part 3

substitute

Part 3, Division 3

40 Amendment of section 75 (Liability of partner or member of association for safety, health or environmental offence)

(1) Section 75, heading

omit

safety, health or

(2) Section 75(1) and (2)

omit

Division 2 or 3 of Part 3

substitute

Part 3, Division 3

41 Amendment of section 76 (Liability of natural person for safety, health or environmental offence by employee etc.)

(1) Section 76, heading

omit

safety, health or

(2) Section 76(1)

omit

Division 2 or 3 of Part 3

substitute

Part 3, Division 3

42 Amendment of section 79 (Defences to safety and health or environmental offence)

(1) Section 79, heading

omit, substitute

Defence to environment offence

(2) Section 79(1)

omit

Division 2 or 3 of Part 3

substitute

Part 3, Division 3

(3) Section 79(2)

omit

Division 2 of Part 3

substitute

Part 3, Division 3

43 Amendment of section 82 (Protection of safety, health and environment)

(1) Section 82, heading

omit

safety, health and

(2) Section 82(a)

omit

44 Repeal of section 84

Section 84

repeal

45 Amendment of section 85 (No dismissal of worker for making complaint etc.)

Section 85(1)(b) and (c)

omit, substitute

- (b) the worker has made a reasonable complaint to the employer or a mining officer about an issue related to environment protection.

46 Amendment of section 92 (Regulations)

Section 92(2)(a)

*omit***Part 6 Amendment of *Work Health (Occupational Health and Safety) Regulations*****47 Application of Part**

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

48 Repeal and substitution of regulation 1

Regulation 1

*repeal, substitute***1 Citation**

These regulations may be cited as the *Workplace Health and Safety Regulations*.

49 Repeal of regulations 3 and 3A

Regulations 3 and 3A

*repeal***50 Amendment of regulation 21 (Cancellation, suspension or variation of licence)**

Regulation 21(1)(a)(ii)

omit

work health officer

substitute

workplace safety officer

51 Repeal of regulation 37

Regulation 37

repeal

52 Repeal and substitution of regulation 39

Regulation 39

repeal, substitute

39 Risk management

- (1) The primary goal of risk management is to eliminate workplace risk as far as reasonably practicable and, if it is not reasonably practicable to eliminate a risk, to minimise it as far as reasonably practicable.
- (2) When an employer formulates risk management measures, the following questions should be addressed in regard to each identified risk:
 - (a) whether it is possible to eliminate the relevant source of risk entirely;
 - (b) whether the source of the risk can be isolated from workers;
 - (c) whether the source of the risk can be controlled by engineering means;
 - (d) whether the risk can be controlled by administrative means (such as the adoption of a different system of work, different working practices, or the introduction of warning systems);
 - (e) whether the risk can be avoided or reduced by the use of personal protective clothing or equipment.

53 Repeal and substitution of Part 6, Division 2

Part 6, Division 2

repeal, substitute

Division 2 Reportable incidents

46 Reportable incident (ss 62 and 63 of the Act)

If a reportable incident occurs, the report of the incident must contain the following information:

- (a) the full name and work address of the person giving the report;
- (b) the date, time and place of the incident;
- (c) the name, date of birth and occupation of each person killed or injured;
- (d) the work being undertaken by the persons who were killed or injured;
- (e) the cause, nature and extent of injuries sustained by persons who were injured;
- (f) a brief description of the circumstances of the incident;
- (g) a brief explanation of the cause of the incident;
- (h) particulars of plant or equipment involved in the incident and the damage, if any, to the plant or equipment;
- (i) the names of witnesses to the incident;
- (j) details of action taken, or proposed to be taken, to prevent the occurrence of similar incidents in future.

54 New Part 11A

After section 152

insert

Part 11A Mining operations

152A Definitions

In this Part:

mining authorisation means an interest or authority under the *Mining Act* or the *Atomic Energy Act* (Cth) authorising the holder to conduct mining operations.

mining management plan means a mining management plan

under the *Mining Management Act*.

mining operations means any of the following operations or activities:

- (a) exploration for minerals;
- (b) mining;
- (c) processing of minerals, tailings, spoil heaps or waste dumps;
- (d) decommissioning or rehabilitation of a mining site;
- (e) operations incidental, or related to any of the above, including:
 - (i) the removal, handling, transport and storage of minerals, substances, contaminants and waste; and
 - (ii) the construction, operation, maintenance and removal of plant and buildings;
- (f) operations for the care and maintenance of a mining site during the suspension of other mining operations.

mining site means an area of land:

- (a) to which a mining authorisation relates; or
- (b) on which mining operations are being, or are about to be, carried out.

152B Requirement for risk management plan for mining operations

- (1) Mining operations are classified as a hazardous activity for which a risk management plan is required.
- (2) If, at the commencement of this regulation, a mining management plan was in force for a mining site, the provisions of the plan applicable to occupational health and safety will be regarded as a risk management plan under this regulation until a date to be fixed by Minister for the purposes of this subregulation and published in the *Gazette*.

55 Amendment of regulation 168C (Definitions)

Regulation 168C, definition **officer**

omit, substitute

officer means a workplace safety officer.

56 Amendment of regulation 168K (Work health officer may require information)

Regulation 168K, heading

omit, substitute

Workplace safety officer may require information

57 Amendment of regulation 169 (Review by Court)

Regulation 169

omit

of the Act

substitute

of the *Workers Rehabilitation and Compensation Act*

Part 7 Transitional provisions

58 Presumption as to the making of the *Workplace Health and Safety Regulations*

The *Workplace Health and Safety Regulations* (formerly the *Work Health (Occupational Health and Safety) Regulations*) are taken to be regulations made under the *Workplace Health and Safety Act 2007*.

Part 8 Consequential amendment of laws

59 Amendment of other laws

Schedule 2 amends the laws mentioned in it.

Schedule 1 Further amendments of *Work Health Act*

section 10

Provision	Amendment	
	Omit	substitute
Part I, heading	PART I	Part 1
section 3(1), definition disease	Part V	Part 5
section 3(1), definition self-insurer , paragraph (b)	Part VII	Part 7
Part V, heading	PART V	Part 5
section 49, heading	Part V	Part 5
Part VI, heading	PART VI	Part 6
sections 94(1)(a) and 104(1)	Part V	Part 5
Part VIA, heading	PART VIA	Part 6A
Part VII, heading	PART VII	Part 7
section 126(1)	(other than Part IV)	
section 126A(2)(b)(i)	Division 4 of Part VI	Part 6, Division 4
section 170(2)(a) and (b)	Part V	Part 5
section 170(2)(b)	Part VI or VIA	Part 6 or 6A
Part VIII, heading	PART VIII	Part 8
Part IX, heading	PART IX	Part 9
sections 191 and 192	Part VII	Part 7
Part X, heading	PART X	Part 10
section 195(3)(a), (b) and (c)	Part VIA	Part 6A

Schedule 2 Amendment of other laws

section 59

Provision	Amendment	
	omit	substitute
<i>Annual Leave Act</i>		
section 4(2)	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
<i>Building Regulations</i>		
Schedule 2, column 1	Work Health Authority established under the <i>Work Health Act</i>	Work Health Authority continued under the <i>Workplace Health and Safety Act</i>
Schedule 2, column 2	Those matters relating to the <i>Work Health Regulations</i>	Those matters relating to the <i>Workers Rehabilitation and Compensation Regulations</i>
<i>Court Security Act</i>		
section 4, definition <i>court</i> , paragraph (e)	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
<i>Cullen Bay Marina Regulations</i>		
regulation 68(4)(a)	under Division 3 of Part VII of the <i>Work Health Act</i>	under Part 7, Division 3 of the <i>Workers Rehabilitation and Compensation Act</i>
<i>Fines and Penalties (Recovery) Regulations</i>		
Schedule 1	<i>Work Health (Occupational Health and Safety) Regulations</i>	<i>Workplace Health and Safety Regulations</i>

**Motor Accidents
(Compensation) Act**

section 4(1), definition
**workers
compensation
legislation**

Part V of the *Work
Health Act*

the *Workers
Rehabilitation and
Compensation Act*

**Personal Injuries
(Civil Claims) Act**

section 5(4)(e)

Work Health Act

*Workers Rehabilitation
and Compensation Act*

**Personal Injuries
(Liabilities and
Damages) Act**

section 4(3)(b)

Work Health Act

*Workers Rehabilitation
and Compensation Act*

**Petroleum
(Occupational Health
and Safety)
Regulations**

regulation 2(1),
definitions **inspector of
designated plant,
licence and training
provider**

*Work Health
(Occupational Health
and Safety)
Regulations*
(all references)

*Workplace Health and
Safety Regulations*

regulation 2(1),
definition **Work Health
Authority**

established by
section 6 of the *Work
Health Act*

that continues under
section 7 of the
*Workplace Health and
Safety Act*

regulations 85(1)(b),
89(3), 92, 94(1)(b) and
102(a)(ii)

*Work Health
(Occupational Health
and Safety)
Regulations*

*Workplace Health and
Safety Regulations*

***Petroleum
(Submerged Lands)
(Application of
Commonwealth Laws)
Regulations***

regulation 4, paragraph (d)	whole paragraph	(d) the <i>Workplace Health and Safety Act</i> .
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***Public Sector
Employment (Interim
Arrangements) Act***

Schedule 2	<i>Work Health Act</i> Section 8(2), (3) and (4).
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Stamp Duty Act

Schedule 2, item 21	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
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***Superannuation
Regulations***

regulation 4(q)	established by the <i>Work Health Act</i>	continued under the <i>Workplace Health and Safety Act</i>
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Supreme Court Rules

rule 87.01, definition Act	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
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Schedule 1, Form 87A	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
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***Territory Insurance
office Act***

section 5(b)	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
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***Victims of Crime
Assistance Act***

section 18(1)(a) and (b) and (2)	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
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section 18(5), definition worker	whole definition	worker , see the <i>Workers Rehabilitation and Compensation Act</i> .
sections 26(3)(i) and 32(1)(k)	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
<i>Victims of Crime Assistance Regulations</i>		
regulations 13(1)(a) and 26(a)(i)	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
<i>Work Health Regulations</i>		
regulation 1	<i>Work Health Regulations</i>	<i>Workers Rehabilitation and Compensation Regulations</i>
<i>Work Health Court Rules</i>		
rule 1.08(1), definition the Act	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
rule 2.03(4)	Part VI of the Act	Part 6 of the Act
rule 5.02(1)(a)	of the Act	of the <i>Workplace Health and Safety Act</i> or the <i>Workers Rehabilitation and Compensation Act</i>
Schedule, Form 5A, paragraphs (a), (b) and (c)	whole paragraphs	(a) application for injunction under section 77 of the <i>Workplace Health and Safety Act</i> (b) appeal against decision on review under section 88 of the <i>Workplace Health and Safety Act</i>

Schedule, Form 5A, paragraph (d)	s. 61(3)	section 61(3) of the <i>Workers Rehabilitation and Compensation Act</i>
Schedule, Form 5A, paragraph (e)	s. 62(2)	section 62(2) of the <i>Workers Rehabilitation and Compensation Act</i>
Schedule, Form 5A, paragraph (f)	Part V	Part 5 of the <i>Workers Rehabilitation and Compensation Act</i>
	Part VIA: s. 104	Part 6A of the <i>Workers Rehabilitation and Compensation Act</i> : section 104 of the <i>Workers Rehabilitation and Compensation Act</i>
Schedule, Form 5A, paragraph (g)	s. 126(2)(b)(i)	section 126(2)(b)(i) of the <i>Workers Rehabilitation and Compensation Act</i>
Schedule, Form 5A, paragraph (h)	s. 132(1)	section 132(1) of the <i>Workers Rehabilitation and Compensation Act</i>
Schedule, Form 5A, Notes to Applicant	of the Act (all references)	of the <i>Workers Rehabilitation and Compensation Act</i>
Schedule, Form 5A, Note 3 to Applicant	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
Schedule, Forms 5C and 9A	of the Act	of the <i>Workers Rehabilitation and Compensation Act</i>
Schedule, Forms 15E and 15F	<i>Work Health Act</i>	<i>Workers Rehabilitation and Compensation Act</i>
