



Government of **Western Australia**
Department of **Mines, Industry Regulation and Safety**

Submission templates - Work Health and Safety Regulations for Western Australia

Contents

WHS Regulations submission coversheet.....3
Section 1: Submission details3
Section 1: Permission details4
WHS Regulations submission comments.....5
Section 2: Feedback.....5

WHS Regulations submission coversheet

Section 1: Submission details

Full name	Jean-Paul (JP) Bijoux	
Organisation and position (if applicable)	IFAP- Senior OSH/SKILLS Specialist	
Email	[REDACTED]	
Telephone	[REDACTED]	
Employment status (if applicable)	<input type="checkbox"/> Worker <input type="checkbox"/> Employer <input type="checkbox"/> Self-employed <input type="checkbox"/> Other (enter details)	<input type="checkbox"/> Principal contractor <input type="checkbox"/> Contractor <input checked="" type="checkbox"/> OSH professional
Size of workplace	<input type="checkbox"/> Small (0-9)	<input checked="" type="checkbox"/> Medium (20-199) <input type="checkbox"/> Large (200+)
Please indicate in what capacity you are making this submission (select one of the following categories)	<input type="checkbox"/> Individual <input type="checkbox"/> Business <input type="checkbox"/> Community organisation <input type="checkbox"/> Employer organisation <input type="checkbox"/> Other (enter details)	<input checked="" type="checkbox"/> Industry representative <input type="checkbox"/> Academic <input type="checkbox"/> Government representative <input type="checkbox"/> Professional
Which industry sector do you operate in?	OSH/DMIRS/NOPSEMA	
Your type of job or business (if applicable)	TRAINING/FACILITATION	

Section 1: Permission details

Internet publication

Public submissions may be published in full on the website, including any personal information of authors and/or other third parties **contained in the submission**.

Please tick this box if you wish for your input to remain confidential (that is, you **do not consent** to having your input published on the internet)

Anonymity

Please tick this box if you wish for your input to be treated as anonymous (that is, you **do not consent** to having your name, or the name of your organisation, published on the internet with your input)

Third party personal information

Please tick this box **if your input contains personal information of third party individuals**, and strike out the statement that is not applicable in the following sentence:

The third party **consents / does not consent** to the publication of their information.

WHS Regulations submission comments

nts

Enter your comments on specific regulations in the table below. You may add new rows at the end of the table if you wish to include comments on other aspects of the national model WHS regulations.

When making your submission, please consider providing specific responses to the following issue:

1. What is the benefit to workplace participants of a proposal?
2. What is the likely cost for you, your business and the Regulator to implement a specific proposal?
3. Is a specific recommendation likely to be effective in achieving healthier and safer workplaces?
4. Are there any unintended consequences of adopting individual regulations in the model WHS regulations?
5. If a new requirement is proposed by the model WHS regulations, what are the costs and benefits?

This template can be used for providing your views concerning:

- National Model Work Health and Safety Regulations
- Demolition licensing under the OSH regulations
- Commercial driver fatigue under the OSH regulations
- Protection from tobacco smoke under the OSH regulations
- Proposed deletions in Western Australia to remove overlap with the *Dangerous Goods Safety Act 2004*

Section 2: Feedback

Track-changed document submission

Which consultation document(s) are you providing feedback on?

- Differences between the national model WHS regulations and the OSH regulations 1996
- Consultation document WHS (Mines) Regulations for WA
- Consultation document WHS (Petroleum and Geothermal Energy Operations) Regulations for WA
- Proposed deletions in WA to remove overlap with the Dangerous Goods Safety Act 2004*
- Commercial vehicle drivers: Hours of work – Work Health and Safety Regulations for WA
- Protection from tobacco smoke – Work Health and Safety Regulations for WA
- Demolition work: Licence – Work Health and Safety Regulations for WA

Number of pages in
your submission

Does this submission contain a **track-changed version** of the
draft proposal?

Yes

No

If yes, submit as a Microsoft Word compatible document (.docx)*

General comments

Currently there is no specific time allocation for a Health and Safety Rep (HSR) to do their duties. There is an assumption that all duties will be conducted when the HSR has opportunity (ie Lunch Breaks and before and after work) This can prove a challenge for operations based employees. Therefor I am proposing that a minimum of 2 hours per week be legislated to allow elected HSR's to conduct their duties with some quality.

Please highlight that this is not all, though clarity for those who require it to fulfil duties will be highly regarded.

Detailed comments

If commenting on specific content, you may wish to use the table below.

Reference to specific model WHS / OSH reg no.	Comment
SECTION 33 – Functions of a HSR	No Mention of time allocation
SECTION 35 – Duties of employers in relation to HSR's OSH ACT 1984	No Mention of time allocation
SECTION 53 – Functions of a HSR	No Mention of time allocation
SECTION 60– Duties of employers and manager as to representatives MINES ACT 1994	No Mention of time allocation