

**OCCUPATIONAL HEALTH AND SAFETY ACT 1983—
REGULATION**

(Prescribing persons who may authorise certain prosecutions)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Occupational Health and Safety Act 1983, has been pleased to make the Regulation set forth hereunder.

J. P. HANNAFORD,
Attorney-General and Minister for Industrial Relations.

Citation

1. This Regulation may be cited as the Occupational Health and Safety (Administration) Regulation 1992.

Definition

2. In this Regulation:

“**the Act**” means the Occupational Health and Safety Act 1983.

Prescribed officers—section 48 (1) (a)

3. For the purposes of section 48 (1) (a) of the Act, the following are prescribed officers:

- (a) in relation to proceedings for an offence against the Act concerning a place of work that is a mine within the meaning of the Coal Mines Regulation Act 1982—the Chief Inspector of Coal Mines appointed under section 7 (1) (a) of that Act; or
 - (b) in relation to proceedings for an offence against the Act concerning a place of work that is a mine within the meaning of Mines Inspection Act 1904—the Chief Inspector of Mines appointed under section 32 (1) of that Act.
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EXPLANATORY NOTE

Section 48 of the Occupational Health and Safety Act 1983 provides that proceedings for an offence against the Act or the regulations may be instituted with the written consent of the Minister or a prescribed officer. The object of this Regulation is to prescribe the Chief Inspector of Coal Mines and the Chief Inspector of Mines as officers who may give consent for the institution of proceedings for an offence against the Act concerning a mine.

The Regulation comprises matters of a machinery nature.
