

**CONSTRUCTION SAFETY ACT 1912—REGULATION**

(Relating to scaffolding and formwork)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Construction Safety Act 1912, has been pleased to make the Regulation set forth hereunder.

KERRY CHIKAROVSKI, M.P.,  
Minister for Industrial Relations and Employment.

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**Commencement**

1. This Regulation commences on 1 February 1994.

**Amendments**

2. The Construction Safety Regulations 1950 are amended:

(a) by omitting Regulation 85 and by inserting instead the following Regulations:

**Definitions**

85. (1) In this Part:

“AS 1576.1” means the document entitled “AS 1576.1—1991 (Scaffolding Part 1: General requirements)” published by Standards Australia as in force at 7 October 1991;

“AS 1576.2” means the document entitled “AS 1576.2—1991 (Scaffolding Part 2: Couplers and accessories)” published by Standards Australia as in force at 7 October 1991;

“AS 1576.3” means the documents entitled “AS 1576.3—1991 (Scaffolding Part 3: Prefabricated and tube-and-coupler scaffolding)” and “AS 1576.3 Supplement 1—1991

- (d) by omitting from Regulation 99 the words “Australian Standard AS 2299—1990 (Occupational Diving) published by Standards Australia as in force at 14 May 1990” and by inserting instead the words “Australian Standard AS 2299—1992 (Occupational diving) published by Standards Australia as in force at 20 July 1992”.

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**EXPLANATORY NOTE**

The object of this Regulation is to change the requirements relating to the construction, erection and use of scaffolding and formwork.

The Regulation:

- (a) updates references to certain Australian Standards in Part 6 (The Proper Design, Construction, Erection and Use of Scaffolding and Formwork) of the Construction Safety Regulations 1950; and
- (b) removes certain current requirements specified in those Regulations with which scaffolding and formwork are to comply: and
- (c) replaces those requirements with requirements to comply with specified Australian Standards.

This Regulation is made under the Construction Safety Act 1912, including section 22 (general regulation making power).

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(Scaffolding Part 3: Prefabricated and tube-and-coupler scaffolding, Supplement 1: Metal tube-and-coupler scaffolding—Deemed to comply)” published by Standards Australia as in force at 7 October 1991;

“**AS 1576.4**” means the document entitled “AS 1576.4—1991 (Scaffolding Part 4: Suspended scaffolding)” published by Standards Australia as in force at 7 October 1991;

“**AS 1577**” means the document entitled “Solid Timber Scaffold Planks” published in 1974 by Standards Australia as AS 1577-1974 (exclusive of any amendments);

“**AS 1578**” means the document entitled “Laminated Timber Scaffold Planks” published in 1974 by Standards Australia as AS 1578-1974 (exclusive of any amendments);

“**AS 3610**” means the document entitled “Formwork for Concrete” published by Standards Australia as in force at 9 April 1990;

“**formwork**” means formwork for concrete within the meaning of AS 3610;

“**qualified engineer**” means a person qualified for corporate membership of the Institution of Engineers, Australia, having not less than 12 months’ experience in the design of scaffolding.

(2) If there is an inconsistency between a provision of this Part and a provision of AS 1576.1, AS 1576.2, AS 1576.3, AS 1576.4 or AS 3610 the provision of the Standard is to prevail.

(3) In the case of an inconsistency between a provision of this Part and any other Standard, the provision of this Part is to prevail.

**Scaffolding or formwork erected or constructed before 1 February 1994**

85A. Scaffolding or formwork erected or constructed before 1 February 1994 must comply with the provisions of this Part applicable to it before that date or the provisions of this Part as in force on or after that date.

(b) by omitting Regulation 86 (IA) and by inserting instead the following paragraph:

(1A) Scaffolding must comply with AS 1576.1, AS 1576.2, AS 1576.3 and AS 1576.4, as relevant.

(c) by omitting Regulations 86 (3) (b)-(e), (4)-(15) and 87-94;