



New South Wales

# **Occupational Health and Safety (Administration) Amendment Regulation 1999**

under the

Occupational Health and Safety Act 1983

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Occupational Health and Safety Act 1983*.

EDWARD OBEID  
Minister for Mineral Resources

## **Explanatory note**

Under section 48 of the *Occupational Health and Safety Act 1983*, proceedings for an offence under that Act may be instituted with the written consent of a prescribed officer. Currently, the Chief Inspector of Coal Mines and the Chief Inspector of Mines are prescribed officers in relation to proceedings for offences concerning different types of mines. The object of this Regulation is to provide that the Director-General of the Department of Mineral Resources is the prescribed officer in relation to such proceedings.

This Regulation is made under the *Occupational Health and Safety Act 1983*, including sections 45 (the general regulation-making power) and 48.

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## Occupational Health and Safety (Administration) Amendment Regulation 1999

### 1 Name of Regulation

This Regulation is the *Occupational Health and Safety (Administration) Amendment Regulation 1999*.

### 2 Amendment of Occupational Health and Safety (Administration) Regulation 1992

The *Occupational Health and Safety (Administration) Regulation 1992* is amended as set out in Schedule 1.

### 3 Notes

The explanatory note does not form part of this Regulation.

## Schedule 1 Amendment

(Clause 2)

### Clause 3

Omit the clause.

Insert instead:

#### 3 Prescribed officer—section 48 (1) (a)

For the purposes of section 48 (1) (a) of the Act, the Director-General of the Department of Mineral Resources is a prescribed officer in relation to the following proceedings:

- (a) 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*,
- (b) proceedings for an offence against the Act concerning a place of work that is a mine within the meaning of the *Mines Inspection Act 1901*.

BY AUTHORITY