



New South Wales

Work Health and Safety Amendment (Penalty Notices) Regulation 2017

under the

Work Health and Safety Act 2011

The Administrator, with the advice of the Executive Council, has made the following Regulation under the *Work Health and Safety Act 2011*.

MATTHEW KEAN, MP
Minister for Innovation and Better Regulation

Explanatory note

The object of this Regulation is to prescribe the following as offences for which a penalty notice may be issued:

- (a) the offence of carrying out work at a workplace (or directing or allowing a worker to carry out work at a workplace) when not authorised in accordance with the regulations under the *Work Health and Safety Act 2011* to do so,
- (b) the offences relating to the management and minimisation of the risk of falls at workplaces and emergency and rescue procedures relating to fall arrest systems.

The amount payable under penalty notices of this kind is \$720 in the case of an individual and \$3,600 in the case of a corporation.

This Regulation is made under the *Work Health and Safety Act 2011*, including sections 243 and 276 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Work Health and Safety Amendment (Penalty Notices) Regulation 2017*.

2 Commencement

This Regulation commences on 1 November 2017 and is required to be published on the NSW legislation website.

3 Amendment of Work Health and Safety Regulation 2017

(1) Schedule 18A Penalty notice offences

Insert “43,” before “70 (1) (c)” in the matter relating to **Offences under the Act**.

(2) Schedule 18A

Insert “78–80,” after “72,” in the matter relating to **Offences under this Regulation**.