

Occupational Health and Safety Amendment (Authorised Representatives) Act 2009 No 68

[2009-68]



New South Wales

Status Information

Currency of version

Repealed version for 1 October 2009 to 1 October 2009 (accessed 23 November 2024 at 9:50)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Act was repealed by sec 30C of the [Interpretation Act 1987 No 15](#) with effect from 2.10.2009.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 2 October 2009

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Occupational Health and Safety Amendment (Authorised Representatives) Act 2009 No 68



New South Wales

An Act to amend the *Occupational Health and Safety Act 2000* in relation to authorised representatives of industrial organisations who may exercise investigation powers under that Act.

1 Name of Act

This Act is the *Occupational Health and Safety Amendment (Authorised Representatives) Act 2009*.

2 Commencement

This Act commences on the date of assent to this Act.

Schedule 1 Amendment of *Occupational Health and Safety Act 2000* No 40

[1] Section 76 Definition

Omit the definition of ***authorised representative***. Insert instead:

authorised representative of an industrial organisation of employees, means a person who is an authorised industrial officer within the meaning of Part 7 of Chapter 5 of the *Industrial Relations Act 1996* in respect of that industrial organisation of employees.

[2] Schedule 3 Savings, transitional and other provisions

Insert at the end of clause 1 (1):

Occupational Health and Safety Amendment (Authorised Representatives) Act 2009

[3] Schedule 3, Part 6

Insert after Part 5:

Part 6 Provision relating to Occupational Health and Safety Amendment (Authorised Representatives) Act 2009

23 Authorised representatives

(1) In this clause:

amending Act means the *Occupational Health and Safety Amendment (Authorised Representatives) Act 2009*.

authorised representative has the same meaning as in Division 3 of Part 5 of this Act.

- (2) Before the commencement of Schedule 1 [1] to the amending Act, a person who for any period was an authorised industrial officer within the meaning of Part 7 of Chapter 5 of the *Industrial Relations Act 1996* is taken, for the purposes of this or any other Act or law, to have been an authorised representative during that same period.
- (3) Any act or omission of a person referred to in subclause (2), that would have been valid had Schedule 1 [1] to the amending Act commenced before the act or omission, is validated.
- (4) Subclauses (2) and (3) do not affect any decision of a court made before the commencement of this clause.