

## Senate Standing Committee on Education Employment and Workplace Relations

### QUESTIONS ON NOTICE Budget Estimates 2010-2011

**Agency - Safe Work Australia**

**DEEWR Question No.EW0256\_11**

**Senator Marshall asked on 1/06/2010, Hansard page 53.**

#### **Question**

#### **NUMBER OF COMMONWEALTH LAWS and REGULATIONS**

CHAIR—If it is on the website, that is all right. Mr Hoy—Do you wish us to find out how many state and territory and Commonwealth laws and regulations there are? Somebody will have the number; it is just that we do not off the top of our heads. CHAIR—If that work is being done already, it would be useful if you could give it to us, but I do not necessarily expect you to go out and count every one. That work has probably been done by somebody, maybe the same person who did your counting.

#### **Answer**

Safe Work Australia has provided the following response.

There are 22 principal Commonwealth, state and territory Acts and Regulations that deal predominately with work health and safety matters.

In addition to Acts and Regulations, other legislative instruments such as notices, codes of practice and declarations cover work health and safety matters.

There are also many Acts and Regulations that regulate other sectors, industries or specific hazards that may contain certain requirements relating to work health and safety matters. In most cases, other portfolios are responsible for administering this legislation. Examples of this legislation include:

- Offshore Petroleum and Greenhouse Gas Storage Act 2006 (Cth)
- Transport Safety Investigation Act 2003 (Cth)

Examples of occupational health and safety related Acts and Regulations for the Commonwealth, states and territories are provided as follows:

#### The Commonwealth

The Commonwealth has six principal occupational health and safety related Acts and Regulations:

- Occupational Health and Safety Act 1991

- Occupational Health and Safety (Maritime Industry) Act 1993
- Occupational Health and Safety (Maritime Industry) Regulations 1995
- Occupational Health and Safety (Maritime Industry) (National Standards) Regulations 2003
- Occupational Health and Safety (Safety Arrangements) Regulations 1991
- Occupational Health and Safety (Safety Standards) Regulations 1994

### New South Wales

New South Wales has two principal occupational health and safety related Acts and Regulations:

- Occupational Health and Safety Act 2000
- Occupational Health and Safety Regulation 2001

New South Wales also has legislation that regulates safety in particular industries or sectors including:

- Coal Mine Health and Safety Act 2002
- Mine Health and Safety Act 2004
- Rail Safety Act 2008
- Coal Mine Health and Safety Regulation 2006
- Mine Health and Safety Regulation 2007
- Rail Safety (General) Regulation 2008

### Victoria

Victoria has two principal occupational health and safety related Acts and Regulations:

- Occupational Health and Safety Act 2004
- Occupational Health and Safety Regulations 2007

Victoria also has legislation that regulates safety particular in industries or sectors including:

- Dangerous Goods Act 1985
- Electricity Safety Act 1998
- Mines Act 1958
- Rail Safety Act 2006

- Dangerous Goods (Storage and Handling) Regulations 2000
- Electricity Safety (Management) Regulations 2009
- Rail Safety Regulations 2006

### Queensland

Queensland has two principal occupational health and safety related Acts and Regulations:

- Workplace Health and Safety Act 1995
- Workplace Health and Safety Regulation 2008

Queensland also has legislation that regulates safety in particular industries or sectors including:

- Coal Mining Safety and Health Act 1999
- Dangerous Goods Safety Management Act 2001
- Electrical Safety Act 2002
- Maritime Safety Queensland Act 2002
- Mining and Quarrying Safety and Health Act 1999
- Coal Mining Safety and Health Regulation 2001
- Dangerous Goods Safety Management Regulation 2001
- Electrical Safety Regulation 2002
- Maritime Safety Queensland Regulation 2002
- Mining and Quarrying Safety and Health Regulation 2001

### Western Australia

Western Australia has two principal occupational health and safety related Acts and Regulations:

- Occupational Safety and Health Act 1984
- Occupational Safety and Health Regulations 1996

Western Australia also has legislation that regulates safety in particular industries or sectors including:

- Dangerous Goods Safety Act 2004
- Mines Safety and Inspection Act 1994

- Rail Safety Act 1998
- Dangerous Goods Safety (General) Regulations 2007
- Mines Safety and Inspection Regulations 1995
- Rail Safety Regulations 1999

### South Australia

South Australia has two principal occupational health and safety related Acts and Regulations:

- Occupational Health, Safety and Welfare Act 1986
- Occupational Health, Safety and Welfare Regulations 1995

South Australia also has legislation that regulates safety in particular industries or sectors including:

- Dangerous Substances Act 1979
- Rail Safety Act 2007
- Dangerous Substances Regulations 2002
- Rail Safety (General) Regulations 2008

### Tasmania

Tasmania has two principal occupational health and safety related Acts and Regulations:

- Workplace Health and Safety Act 1995
- Workplace Health and Safety Regulations 1998

Tasmania also has legislation that regulates safety in particular industries or sectors including:

- Electricity Industry Safety and Administration Act 1997
- Marine and Safety Authority Act 1997
- Rail Safety Act 2009
- Electricity Industry Safety and Administration (Energy Efficiency) Regulations 2009
- Marine and Safety (Safe Operation) Regulations 2003
- Marine and Safety (Safety Manning) Regulations 2007
- Rail Safety Regulations 1999

### Australian Capital Territory

The Australian Capital Territory has two principal occupational health and safety related Acts and Regulations:

- Work Safety Act 2008
- Work Safety Regulation 2009

The Australian Capital Territory also has legislation that regulates safety in particular industries or sectors including:

- Dangerous Substances Act 2004
- Electricity Safety Act 1971
- Dangerous Goods (Road Transport) Regulation 2010
- Dangerous Substances (Explosives) Regulation 2004
- Dangerous Substances (General) Regulation 2004
- Electricity Safety Regulation 2004

### Northern Territory

Northern Territory has two principal occupational health and safety related Acts and Regulations.

- Workplace Health and Safety Act
- Workplace Health and Safety Regulations

Northern Territory also has legislation that regulates safety in particular industries or sectors including:

- Dangerous Goods (Road and Rail Transport) Act
- Electricity Reform Act
- Northern Territory Rail Safety Act
- Dangerous Goods (Road and Rail Transport) Regulations
- Electricity Reform (Safety and Technical) Regulations
- Northern Territory Rail Safety Regulations