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## BILLS SUPPLEMENT

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**Notification No. B 38** — The Workplace Safety and Health (Amendment) Bill is published for general information. It was introduced in Parliament on 2 October 2017.



# **Workplace Safety and Health (Amendment) Bill**

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**Bill No. 38/2017.**

*Read the first time on 2 October 2017.*

A BILL

*i n t i t u l e d*

An Act to amend the Workplace Safety and Health Act (Chapter 354A of the 2009 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

## Short title and commencement

1. This Act is the Workplace Safety and Health (Amendment) Act 2017 and comes into operation on a date that the Minister appoints by notification in the *Gazette*.

## 5 Amendment of section 4

2. Section 4(1) of the Workplace Safety and Health Act (called in this Act the principal Act) is amended —

(a) by deleting the definition of “accredited training provider”;  
and

10 (b) by inserting, immediately after the definition of “inspector”, the following definition:

“ “learning report” means a learning report prepared and published under section 27A;”.

## New sections 27A and 27B

15 3. The principal Act is amended by inserting, immediately after section 27, the following sections:

### “Learning report of accident, etc.

20 **27A.**—(1) Where the Commissioner considers it necessary in the interest of the public, or a section of the public, the Commissioner may prepare and publish a learning report on any accident, dangerous occurrence or occupational disease in a workplace that is the subject of an investigation under section 24.

25 (2) The sole objective of publishing a learning report is to prevent or minimise the recurrence of any accident, dangerous occurrence or occupational disease in a workplace, and not to apportion blame or liability.

(3) A learning report may be published before or after the conclusion of the investigation under section 24.

30 (4) To avoid doubt, every learning report is, for the purpose of any law, to be treated as prepared and published by and on behalf of the Government and in the service of the Government.

(5) A learning report on an accident, a dangerous occurrence or an occupational disease in a workplace may —

- (a) contain an account of the accident, dangerous occurrence or occupational disease;
- (b) specify the cause or causes of, and circumstances or factors leading to, the accident, dangerous occurrence or occupational disease insofar as they may be ascertained; 5
- (c) contain an opinion by a person with technical or specialised knowledge of the machinery, equipment, plant, article, process, substance, work or workplace involved in the accident, dangerous occurrence or occupational disease; 10
- (d) contain a warning of any danger or risk to the safety and health of persons at work or persons who may be affected by any undertaking carried on in the workplace; 15
- (e) contain any recommendation to prevent or minimise the recurrence of any similar accident, dangerous occurrence or occupational disease in a workplace; and 20
- (f) contain any other matter that the Commissioner considers relevant, taking into account the sole objective mentioned in subsection (2).

**Learning report, etc., not admissible in evidence** 25

**27B.**—(1) Subject to subsection (3), a learning report, or any draft of the learning report, is not admissible in evidence in any civil, criminal, arbitral or disciplinary proceedings before any court, tribunal or body, or any proceedings under the Work Injury Compensation Act (Cap. 354).