

Workplace Safety and Health (Workplace Safety and Health Officers) Regulations

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Legislative History

WORKPLACE SAFETY AND HEALTH ACT (CHAPTER 354A, SECTIONS 28 AND 65)

WORKPLACE SAFETY AND HEALTH (WORKPLACE SAFETY AND HEALTH OFFICERS) REGULATIONS

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Citation

1. These Regulations may be cited as the Workplace Safety and Health (Workplace Safety and Health Officers) Regulations.

Application for approval to be workplace safety and health officer

2.—(1) A person may apply to the Commissioner for his approval to act as a workplace safety and health officer.

(2) An application under paragraph (1) shall be accompanied by the appropriate fee specified in the First Schedule and such fee shall not be refundable.

Requirements for approval as workplace safety and health officer

3. For the purposes of section 33(3)(a) of the Act, a person may be approved to act as a workplace safety and health officer if he satisfies the Commissioner that —

(a) he has —

- (i) successfully completed a training course to equip him to become a workplace safety and health officer; and
- (ii) at least 2 years' practical experience relevant to the work to be performed by a workplace safety and health officer; or

(b) although not having the qualifications and practical experience in paragraph (a), he nevertheless has had such other qualifications and practical experience as to render him, in the Commissioner's opinion, competent to act as a workplace safety and health officer.

Certificate of approval

4.—(1) A certificate of approval for a person to act as a workplace safety and health officer shall, unless the approval for the person to so act is earlier cancelled, be valid for a

period of 2 years from the date of approval or for such shorter period as the Commissioner may specify in the certificate of approval.

(2) A certificate of approval issued shall not be transferable.

(3) Where a certificate of approval is lost, destroyed or defaced, the holder of the certificate may apply to the Commissioner for a replacement certificate on payment of the appropriate fee specified in the First Schedule.

(4) An application under paragraph (3) to the Commissioner shall be supported by such documentary proof that the certificate of approval issued earlier has been lost, destroyed or defaced.

Renewal of approval

5.—(1) An application by a person for the renewal of the Commissioner's approval of the person to act as a workplace safety and health officer shall be made in such form and manner as the Commissioner may determine, and shall be accompanied by the appropriate fee specified in the First Schedule.

(2) Any renewal fee paid under paragraph (1) shall not be refundable.

(3) Upon receiving an application for the renewal of approval under paragraph (1), the Commissioner may —

- (a) renew the approval to act as a workplace safety and health officer for a period of 2 years; or
- (b) refuse the renewal application if the Commissioner is satisfied that the applicant is no longer a fit and proper person to act as a workplace safety and health officer.

Register of workplace safety and health officers

6. The Commissioner shall keep an up-to-date register of all persons approved to act as workplace safety and health officers.

Workplace safety and health officer to attend courses

7.—(1) The Commissioner may, in granting any person approval to act as a workplace safety and health officer, impose as a condition the requirement for the person to attend such training courses which, in the opinion of the Commissioner, are relevant to the work of a workplace safety and health officer.

(2) Where a workplace safety and health officer fails to comply with paragraph (1), the Commissioner may —

- (a) cancel the approval of the person as a workplace safety and health officer;