



**WORKPLACE HEALTH AND SAFETY
(CONSEQUENTIAL AMENDMENTS) ACT 1995**

No. 14 of 1995

TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Acts
- Schedule 1—Acts amended

AN ACT to amend certain Acts consequential upon the enactment of the *Workplace Health and Safety Act 1995*

[Royal Assent 24 July 1995]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title

1—This Act may be cited as the *Workplace Health and Safety (Consequential Amendments) Act 1995*.

Commencement

2—This Act commences on the day on which the *Workplace Health and Safety Act 1995* commences.

Amendment of Acts

3—The Acts specified in Schedule 1 are amended in the manner specified in that Schedule.

SCHEDULE 1

Section 3

ACTS AMENDED

Approvals (Deadlines) Act 1993

(No. 41 of 1993)

1. Schedule 1 is amended by omitting the item relating to the *Mines Inspection Act 1968* and substituting the following item after the item relating to the *Water Act 1957*:—

Workplace Health and Safety Act 1995

An approval of design, specifications and construction of dams and reservoirs at mines

42 days from the day on which the relevant application under regulations made under the *Workplace Health and Safety Act 1995* is received by the Chief Inspector of Mines.

Coroners Act 1957

(No. 1 of 1957)

1. Section 20 (2) is amended as follows:—

(a) by omitting paragraph (b);

(b) by omitting “*Mines Inspection Act 1968*” and substituting “*Workplace Health and Safety Act 1995*”.

2. Section 25 is amended as follows:—

(a) by omitting from subsection (1) “or at any works” and “or works”;

(b) by omitting subsection (2) and substituting the following subsection:—

(2) In this section, the expression “**mine**” has the meaning assigned to it in the *Workplace Health and Safety Act 1995*.

SCHEDULE 1—*continued****Dangerous Goods Act 1976***

(No. 24 of 1976)

1. Section 19 (2) (h) is amended by omitting “to which the *Mines Inspection Act 1968* applies” and substituting “which are mines within the meaning of the *Workplace Health and Safety Act 1995*”.

Environment Protection Act 1973

(No. 34 of 1973)

1. Section 10 (9) is amended by omitting “or a person who is an interpreter appointed pursuant to section 11 (5) of the *Industrial Safety, Health, and Welfare Act 1977*”.

Fire Service Act 1979

(No. 35 of 1979)

1. Section 133 (3) (b) is amended by omitting “*Industrial Safety, Health, and Welfare Act 1977*” and substituting “*Workplace Health and Safety Act 1995*”.

Forestry Act 1920

(11 Geo. V No. 60)

1. Section 36A (3) (b) is amended by omitting “*Industrial Safety, Health, and Welfare Act 1977*” and substituting “*Workplace Health and Safety Act 1995*”.

Hairdressers’ Registration Act 1975

(No. 23 of 1975)

1. Section 3 is amended by omitting the definition of “Secretary” and substituting the following definition:—
 “Secretary” means the Secretary of the Department.
2. Section 8 (2) (a) is amended by omitting “registered under the *Industrial Safety, Health and Welfare Act 1977*” and substituting “licensed under the *Workplace Health and Safety Act 1995*”.

SCHEDULE 1—*continued**Hydro-Electric Commission Act 1944*

(8 & 9 Geo. VI No. 22)

1. Section 45 (5) is omitted.

Industrial Relations Act 1984

(No. 21 of 1984)

1. Section 89 (1) is amended by omitting “the Secretary for Labour,”.

Long Service Leave (Construction Industry) Act 1971

(No. 64 of 1971)

1. Section 2 is amended by omitting the definition of “Secretary” and substituting the following definition:—

“Secretary” means the Secretary of the Department.

2. Section 12A (10) is amended by omitting “of the Department”.

Marine Act 1976

(No. 18 of 1976)

1. Section 10 (2) (c) is amended by omitting “Chief Inspector of Machinery under the *Inspection of Machinery Act 1960*” and substituting “Director of Industry Safety under the *Workplace Health and Safety Act 1995*”.

Petroleum (Submerged Lands) Act 1982

(No. 11 of 1982)

1. Section 125 (2) is amended by omitting “*Mines Inspection Act 1968*” and substituting “*Workplace Health and Safety Act 1995*”.

SCHEDULE 1—*continued****Plumbers and Gas-fitters Registration Act 1951***

(No. 74 of 1951)

1. Section 2 (1) is amended by omitting paragraph (d) of the definition of “mechanical services plumbing” and substituting the following paragraph:—
 - (d) a process of welding in the manufacture, alteration or repair of a pressure vessel used by a person who is authorized to carry out such a process under the *Workplace Health and Safety Act 1995*.
2. Section 21B is amended as follows:—
 - (a) by omitting from subsection (1) “Secretary for Labour” and substituting “Secretary of the Department”;
 - (b) by omitting from subsection (2) “Secretary for Labour” and substituting “Secretary of the Department”.

Pollution of Waters by Oil and Noxious Substances Act 1987

(No. 95 of 1987)

1. Section 26 (6) is amended by omitting “or a person who is an interpreter appointed pursuant to section 11 (5) of the *Industrial Safety, Health, and Welfare Act 1977*”.

Public Health Act 1962

(No. 75 of 1962)

1. Section 54 (4) (e) is amended by omitting “the *Industrial Safety, Health, and Welfare Act 1977*” and substituting “regulations made under the *Workplace Health and Safety Act 1995*”.
2. Section 142 (7B) is amended by omitting paragraph (f) and substituting the following paragraph:—
 - (f) any workplace within the meaning of the *Workplace Health and Safety Act 1995*;
3. Section 142 (7B) (g) is amended by omitting “trust; or” and substituting “trust.”
4. Section 142 (7B) is amended by omitting paragraph (h).

SCHEDULE 1—*continued**Sunday Observance Act 1968*

(No. 32 of 1968)

1. Section 11 is amended by omitting “the *Industrial Safety, Health, and Welfare Act 1977*” and substituting “regulations made under the *Workplace Health and Safety Act 1995*”.

Water Act 1957

(No. 39 of 1957)

1. Section 116B (c) is amended by omitting “section 36, 37, 38, or 39 of the *Mines Inspection Act 1968* applies” and substituting “regulations made under the *Workplace Health and Safety Act 1995* apply”.

Weights and Measures Act 1934

(25 Geo. V No. 63)

1. Section 4 (1) is amended by omitting the definition of “Secretary” and substituting the following definition:—
“Secretary” means the Secretary of the Department;

[*Second reading presentation speech made in:—
House of Assembly on 23 June 1995
Legislative Council on 28 June 1995*]

