



Victoria Government Gazette

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Occupational Health and Safety Act 2004

NOTICE OF GUIDELINES

Section 13

Pursuant to section 13 of the **Occupational Health and Safety Act 2004** (the Act), notice is given of two guidelines made under section 12 of the Act. These guidelines are called WorkSafe Positions and state the way in which, in the opinion of WorkSafe Victoria (the trading name of the Victorian Workcover Authority), the Act or the regulations made under the Act apply.

WorkSafe Positions are intended to provide certainty to duty-holders.

The two guidelines apply to any person who has duties to ensure health and safety under Part 3 of the Act, including employers and self-employed persons, persons who manage or control workplaces, designers of plant, buildings or structures, manufacturers or suppliers of plant or substances, and persons installing, erecting or commissioning plant.

How WorkSafe applies the law in relation to Reasonably Practicable

This WorkSafe Position sets out what 'reasonably practicable' means in the context of duty-holders meeting their obligations under the Act.

How WorkSafe applies the law in relation to identifying and understanding hazards and risks

This WorkSafe position confirms it is WorkSafe's opinion that duty-holders have an obligation to take all reasonable steps to identify and understand the hazards and risks, within the available state of knowledge, which relate to the duty.

Public comment submissions

Between 28 September and 26 October 2007, a number of public comment submissions were received. After considering the submissions received, I have decided that the WorkSafe Positions should be made with minor modifications.

Date of effect

The two WorkSafe Positions operate from 30 November 2007.

Copies can be obtained by contacting the WorkSafe Advisory Service on 1800 136 089, visiting the WorkSafe website, www.worksafe.vic.gov.au, or emailing publications@worksafe.vic.gov.au

GREG TWEEDLY
Chief Executive
Victorian WorkCover Authority

SPECIAL

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