



Queensland

Work Health and Safety (Codes of Practice) Amendment Notice (No. 1) 2011

Explanatory Notes for SL 2011 No. 310

made under the

Work Health and Safety Act 2011

General outline

Short title

Work Health and Safety (Codes of Practice) Amendment Notice (No. 1) 2011.

Authorising law

Section 274 of the *Work Health and Safety Act 2011*

Policy objectives and the reasons for the notice

The Tunnelling Code of Practice 2007 is a preserved code of practice that has not been previously varied to ensure consistency with the *Work Health and Safety Act 2011*.

The variations to the Tunnelling Code of Practice 2007 commencing 1 January 2012 will ensure that the Tunnelling Code of Practice 2007 is consistent with the *Work Health and Safety Act 2011*.

The variations to the Tunnelling Code of Practice 2007 commencing on 31 March 2012 and 1 July 2012 (in relation to emergency plans) will address

issues regarding the guidance provided in the code and identified by industry experts and stakeholders.

The notice gives notification that the Minister for Education and Industrial Relations has approved and varied the Tunnelling code of practice 2007 under section 274(4) of the *Work Health and Safety Act 2011*.

How the policy objectives are to be achieved

The amendment notice achieves its objectives by varying the *Tunnelling Code of Practice 2007* which states ways to manage exposure to risks identified as typical in the tunnelling industry. It provides practical guidance to safe tunnel construction that is consistent with the *Work Health and Safety Act 2011*.

Estimated cost for the implementation

Not applicable.

Consistency with Fundamental Legislative Principles

The notice does not conflict with fundamental legislative principles.

Consultation

Workplace Health and Safety Queensland consulted with professional specialists such as Dr Brake of Mine Ventilation Australia, employer representatives such as Civil Contractors Federation and Queensland Master Builders Association, union representatives such as the Australian Workers Union and Queensland Council of Unions affiliates, professional industry bodies such as the Australian Tunnelling Society, contractors involved in the Airport Link tunnel project and Legacy Way tunnel project and with representatives from Mining Safety and Heath of the Department of Employment, Economic Development and Innovation.

NOTES ON PROVISIONS

Short title

Clause 1 sets out the short title of the notice.

Notice Amended

Clause 2 states that this notice amends the Work Health and Safety (Codes of Practice) Notice 2011.

Amendment of Schedule 1 (Codes of Practice)

Clause 3 amends Schedule 1 by inserting entries that the Tunnelling Code of Practice 2007 has been varied by ministerial instrument Work Health and Safety Variation of Codes of Practice Notice (No. 2) 2011 and ministerial instrument Work Health and Safety Variation of Codes of Practice Notice (No. 3) 2011.

Amendment of Schedule 3 (Dictionary)

Clause 4 amends Schedule 3 by defining particular words used in this notice to give effect to the amendment of schedule 1.

ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of Justice and Attorney-General.

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