

SUPPLEMENTARY GAZETTE



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OCCUPATIONAL HEALTH, SAFETY AND WELFARE
ACT 1986

*Approved Codes of Practice for Amusement Structures; Electrical
Installations on Construction and Demolition Sites and
Preparation of Material Safety Data Sheets—Notice of Approval
of three Codes of Practice*

FOREWORD

The term 'approved code of practice' has a particular meaning under the South Australian Occupational Health, Safety and Welfare Act 1986.

An approved code of practice is designed to be used in addition to the Act and Regulations. In proceedings for an offence against the Act, where it is proved that a person failed to comply with a provision of a relevant approved code of practice, the person shall be taken to have failed to exercise the required standard of care, in the absence of proof to the contrary (section 63A of the Act).

Thus, a code of practice provides practical guidance on how a particular standard of health and safety can be achieved. It describes the preferred methods or courses of action for achieving this standard of health and safety. However, an approved code of practice allows the flexibility to show that an equivalent or better standard of health and safety is achieved by alternative action. An approved code of practice is therefore different from a regulation where the responsible person must meet the specific requirement of the regulation.

In summary, an approved code of practice:

- provides practical guidance;
- should be followed unless there is another solution which achieves the same or a better standard of health and safety; and
- can be used to support prosecution.

Codes of Practice are approved by the Minister for Industrial Relations, following recommendation from the Occupational Health, Safety and Welfare Advisory Committee which is constituted under the Occupational Health, Safety and Welfare Act 1986.

NOTICE is hereby given that pursuant to subsection 63 (1) of the Occupational Health, Safety and Welfare Act 1986, the following two standards and national code of practice are approved codes of practice:

Australian/New Zealand Standard AS/NZS 3012:2003—
Electrical Installations—Construction and demolition sites;

National Code of Practice for the Preparation of Material
Safety Data Sheets 2nd Edition [NOHSC:2011(2003)]; and

Australian Standard AS 3533—Amusement Rides and
Devices:

AS 3533.1-1997 Part 1: Design and construction, including
supplements and amendments published in or before
2003;

AS 3533.2-1997 Part 2: Operation and maintenance,
including supplements and amendments published in or
before 2003; and

AS 3533.3-2003 Part 3: In service inspection;

AS/NZS 3012, AS 3533 and NOHSC:2011(2003) shall be read
as incorporating the explanation contained in the 'Foreword'
which is included in this notice.

AS/NZS 3012 shall have effect from three months after the date
of *Gazettal*.

AS 3533 Parts 1, 2 and 3 shall have effect from the date of
Gazettal.

NOHSC:2011(2003) shall have effect from 24 April 2006.

M. WRIGHT, Minister for Industrial Relations
