



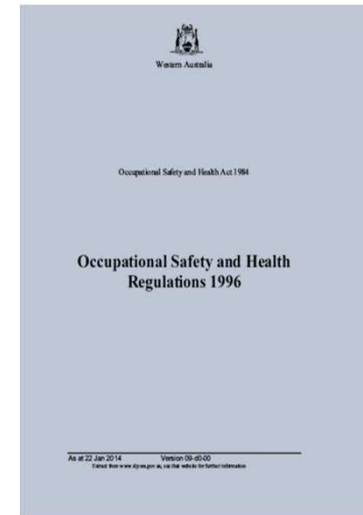
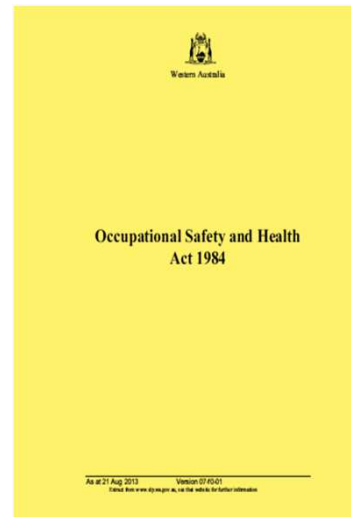
Compliance Partners WA

“SAFETY IS NOT A JOKE”

Presented by: Vishal

What is Occupational Health and Safety?

Safety and Health in Western Australian workplaces is regulated by the [Occupational Safety and Health Act 1984](#) and supported by the Occupational Safety and Health Regulations 1996, codes of practice and guidance notes.



As per OSH act 1984, section 19 Duties of Employer:
You must provide/ensure:

- Employees are not exposed to hazards;
- Systems of work;
- Information, Instruction, Training & Supervision;
- Consult and work with Safety Reps, and other employees;
- Provide correct Personal Protective Equipment.



OSH vs WHS

OSH (Current Legislation)	VS	WSH (Possible future Legislation)
Duties of employers, Employees, Manufacturers, Contractors		Primary Duty of care PCBU, Workers Due Diligence
Indiv-Up to \$250,000 & or 2 years jail Body Corp-Up to \$500,000		Indiv-Up to \$600,000 & or 5 years jail Body Corp-Up to \$3 mil
Resp: Employer, Employee		Resp: PCBU, Worker, Officer

Work Safe W.A Prosecution Data

01 Oct 2013	Cochrane & Sons Pty Ltd (ACN 000 953 382)		22(1) & 22A(2) 3A(3)(b)(i)	ES614/13	View
08 Jul 2013	Gary Alexander Egberts		20(1) & 20A(3)	KH764/13	View
07 Jun 2013	Terry's Crane Hire Pty Ltd (ACN 120 000 268)		23D(2), 19(1) & 19(A)(2)	PE8103/13	View
27 May 2013	Massena Pty Ltd (ACN 071 456 203) t/a Star Freightlines		19(1) & 19A(3)	KH765/13	View
10 May 2013	Terrence Ronald Brown		55(1)	PE8104/13	View
09 May 2013	Mathew David Long	3.55(2)		MH1849/13	View
22 Mar 2013	Santelli Building Co Pty Ltd (ACN 009 435 125)		22(1) & 22A(3) & 3A(2)(b)(i)	PE10647/12	View
12 Mar 2013	Brendan Keith Purchase	3.55(2)		ES105/13	View
06 Feb 2013	KEP Management Services Pty Ltd (ACN 074 110 393)	6.2(3)		FR460-461/13	View
10 Jan 2013	Tox Free (Kwinana) Pty Ltd (ACN 071 329 765)		23I(3), 23J(1), & 54	RO7437/12	View
10 Jan 2013	Tox Free (Kwinana) Pty Ltd (ACN 071 329 765)		19(1) & 19A(3)	RO7436/12	View
17 Dec 2012	Industrial Progress Corporation Pty Ltd (ACN 008 775 442)		19(1) & 19A(2)	PE52515/11	View
07 Dec 2012	National Fleet Administrative Services Pty Ltd (ACN 085 912 670)		21(2)(b)(i) & 21A(2)	AR2895/12	View
26 Nov 2012	Maasprop Pty Ltd (ACN 105 353 580)	5.45(2A)		BU5989/12	View
23 Nov 2012	Rhino (WA) Pty Ltd (ACN 105 829 516)	3.55(2) & 1.16		PE44655/12	View
09 Nov 2012	Donald Robert GRAHAM	5.45(2A)		BU5988/12	View
06 Nov 2012	Thiess Services Pty Ltd (ACN 010 725 247)		21(2)(b) & 21A(3) and 19(1) & 19A(3)	PE5306-07/2012	View
31 Oct 2012	D'Orsogna Limited (ACN 063 427 752)		19(1) & 19A(2)	FR10882/12	View
27 Sep 2012	Harvest Freshcuts Pty Ltd (ACN 067 682 875)		19(1) & 19A(2)	FR9898/11	View
06 Sep 2012	Gerald James Shields		19(1) & 19A(3)	RO2873/12	View
03 Sep 2012	Diamond Powder Coaters WA Pty Ltd (ACN 128 579 368)		19(1) & 19A(2)	PE20287/12	View
31 Aug 2012	STC Industries (WA) Pty Ltd A.C.N. 120 517 937		23I(3), 23J(1) & 54	PE36982/12	View

Case Reference

District Court of Western Australia

ZDRAVKOVIC -v- REGAL CEMENT AND SALES PTY

Damages - Personal injury(on 11th day of employment) - Soft tissue injury to Cervical Spine & Shoulder Injury – Later Depression – Later Chronic Pain Disorder – Capacity for work – decreased.

Occupier Liability Act Section. 5

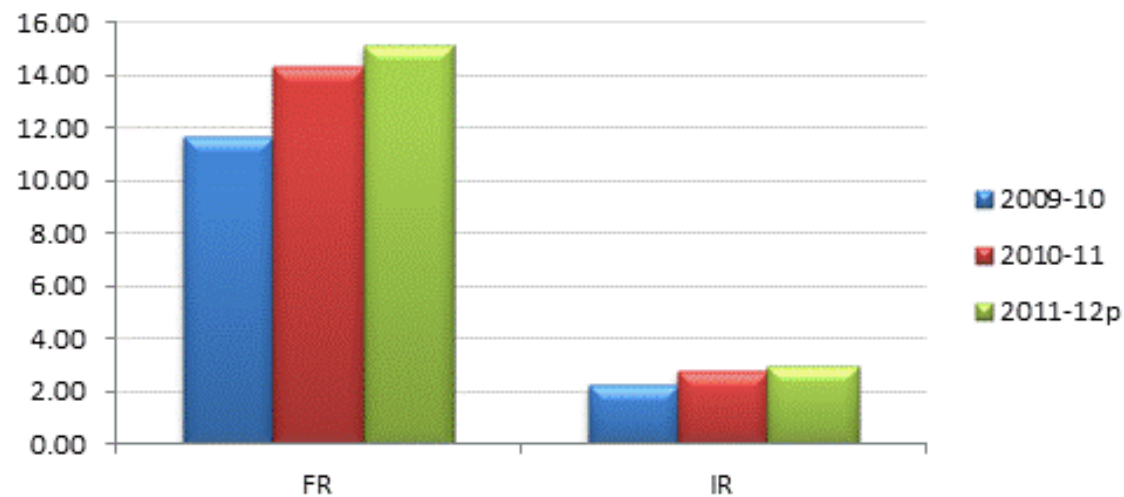
Occupational Health, Safety and Welfare Act 1984 s 19(1)

Workers Compensation and Rehabilitation Act 1981 Section 93E(3)

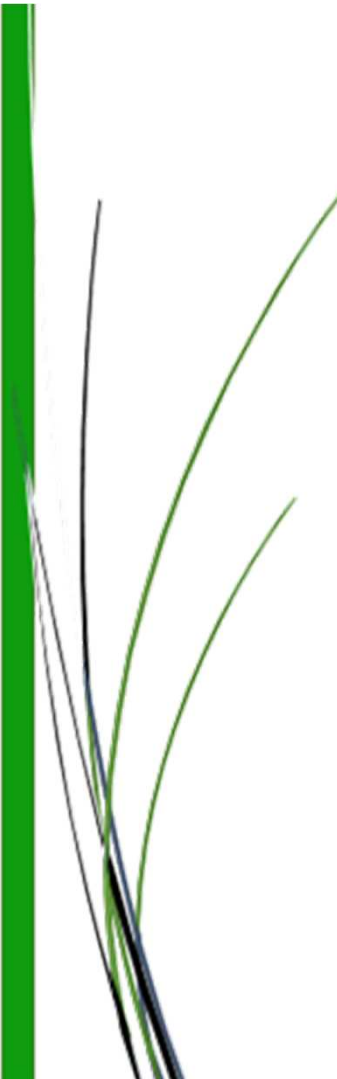
Damages awarded in sum of **\$309,037**

Statistics by Work Safe


Incidence and frequency rates (LTI/Ds of one or more days lost)



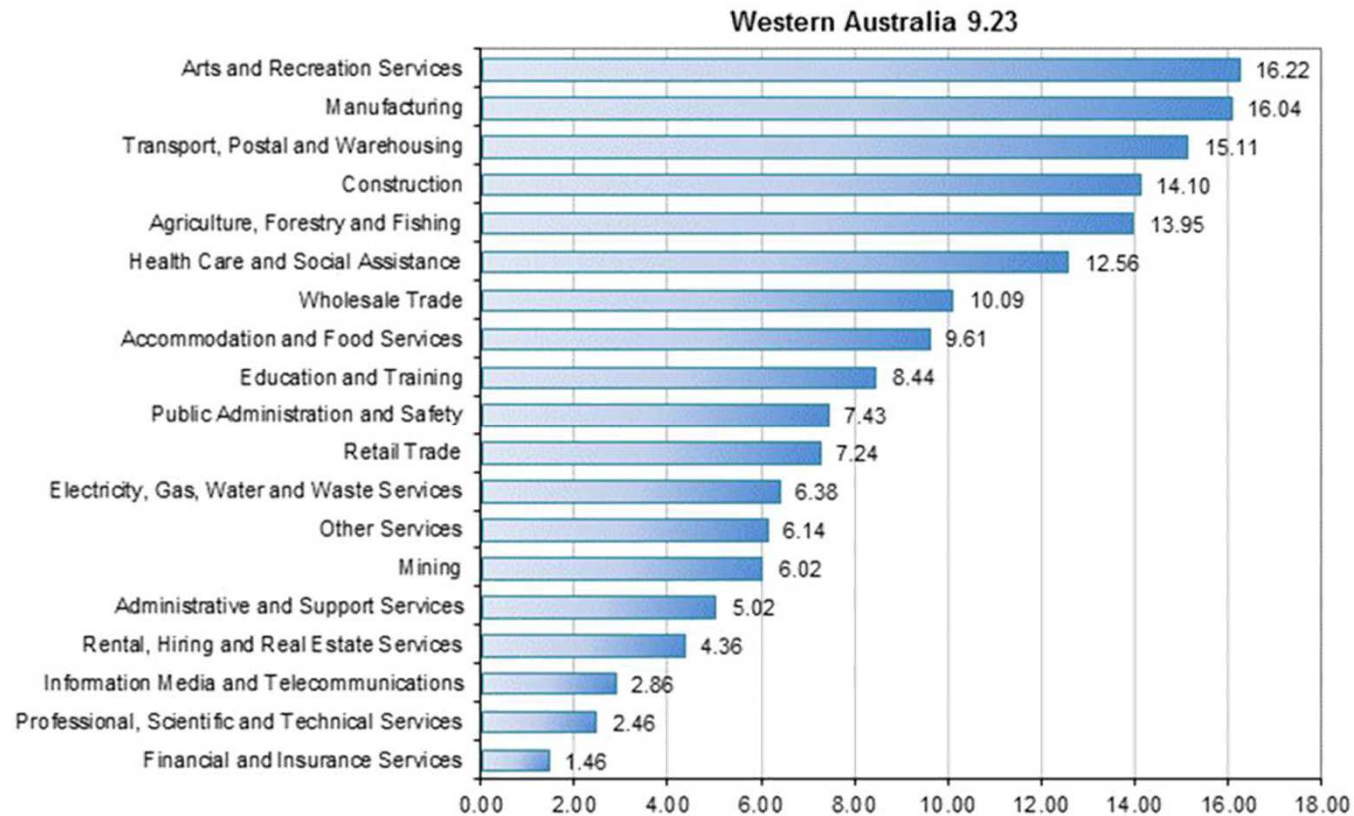
The Transport, Postal and Warehousing Division recorded the third highest frequency rate (behind Arts and Recreation Services and Manufacturing)



OSH Statistics from Work Safe W.A 2012-2013

- Approx. 2 workers have an LTI injury every hour;
 - A person is killed on average every 21 days at work;
 - 18 traumatic work-related fatalities;
 - 1 in 62 employees experienced a lost time injury.
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Frequency rate by ANZSIC 2006 industry division: 2011-12: Work Safe WA



Thank you for your attention



Consulting / Training / Auditing
OSH(WHS) – COR – MR – RLSC

“Helping you do it right!”