



Government of **Western Australia**  
Department of **Mines, Industry Regulation and Safety**

# Submission templates - Work Health and Safety Regulations for Western Australia

**Contents**

3. 2

4.WHS Regulations submission coversheet..... 3

5.Section 1: Submission details..... 3

6.Section 1: Permission details ..... 4

7.WHS Regulations submission comments..... 5

8.Section 2: Feedback ..... 5

# WHS Regulations submission coversheet

## Section 1: Submission details

Full name	Mark Rathbone
Organisation and position (if applicable)	Self employed Civil Engineer
Email	[REDACTED]
Telephone	

Employment status (if applicable)	Worker Employer Self-employed <b>X</b>	Principal contractor Contractor OSH professional
	Other (enter details)	

Size of workplace	Small (0-9) <b>X</b>	Medium (20-199)
Please indicate in what capacity you are making this submission (select one of the following categories)	Individual Business Community organisation Employer organisation	Industry representative Academic Government representative Professional <b>X</b>
	Other (enter details)	

Which industry sector do you operate in?	<b>Building and infrastructure</b>
Your type of job or business (if applicable)	<b>Consulting and site inspections</b>

## Section 1: Permission details

### Internet publication

Public submissions may be published in full on the website, including any personal information of authors and/or other third parties **contained in the submission**.

Please tick this box if you wish for your input to remain confidential (that is, you **do not consent** to having your input published on the internet)

### Anonymity

Please tick this box if you wish for your input to be treated as anonymous (that is, you **do not consent** to having your name, or the name of your organisation, published on the internet with your input)

### Third party personal information

Please tick this box **if your input contains personal information of third party individuals**, and strike out the statement that is not applicable in the following sentence:

The third party **consents / does not consent** to the publication of their information.

## WHS Regulations submission comments

Enter your comments on specific regulations in the table below. You may add new rows at the end of the table if you wish to include comments on other aspects of the national model WHS regulations.

When making your submission, please consider providing specific responses to the following issue:

1. What is the benefit to workplace participants of a proposal?
2. What is the likely cost for you, your business and the Regulator to implement a specific proposal?
3. Is a specific recommendation likely to be effective in achieving healthier and safer workplaces?
4. Are there any unintended consequences of adopting individual regulations in the model WHS regulations?
5. If a new requirement is proposed by the model WHS regulations, what are the costs and benefits?

This template can be used for providing your views concerning:

- National Model Work Health and Safety Regulations
- Demolition licensing under the OSH regulations
- Commercial driver fatigue under the OSH regulations
- Protection from tobacco smoke under the OSH regulations
- Proposed deletions in Western Australia to remove overlap with the *Dangerous Goods Safety Act 2004*

### Section 2: Feedback

#### Track-changed document submission

Which consultation document(s) are you providing feedback on?	<p><b>X</b> Differences between the national model WHS regulations and the OSH regulations 1996</p> <p>Consultation document WHS (Mines) Regulations for WA</p> <p>Consultation document WHS (Petroleum and Geothermal Energy Operations) Regulations for WA</p> <p><i>Proposed deletions in WA to remove overlap with the Dangerous Goods Safety Act 2004</i></p> <p>Commercial vehicle drivers: Hours of work – Work Health and Safety Regulations for WA</p> <p>Protection from tobacco smoke – Work Health and Safety Regulations for WA</p> <p>Demolition work: Licence – Work Health and Safety Regulations for WA</p>
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Number of pages in your submission It's written here at 'Detailed Comments'

Does this submission contain a **track-changed version** of the draft proposal?

Yes

No

*If yes, submit as a Microsoft Word compatible document (\*.docx)*

**General comments**  
– see 'Detailed Comments' below

## Detailed comments

If commenting on specific content, you may wish to use the table below.

Reference to specific model WHS / OSH reg no.	Comment
Model WHS clause 458 (3)	<p>Many Western Australian residences have asbestos containing material on or around , mostly ACM ( asbestos/cement sheets in main) , and a resident or owner can dispose of up to 10 square metres in accordance with OS&amp;H regulations and local Council guidelines.</p> <p>However if a resident or owner has to engage a competent and trained person , then there's a good chance this simple task will turn into a case of illegal dumping .</p> <p><b>My comment therefore is to delete clause 458 (3) .</b></p>