



Understanding SafeWork NSW's Approach

The role of the NSW WHS Regulator

Our role

Why transport

What we see & hear about

What is your role

What does compliance look like

ABOUT SAFEWORK NSW

Role of the Regulator

Provide advice and information on work health and safety

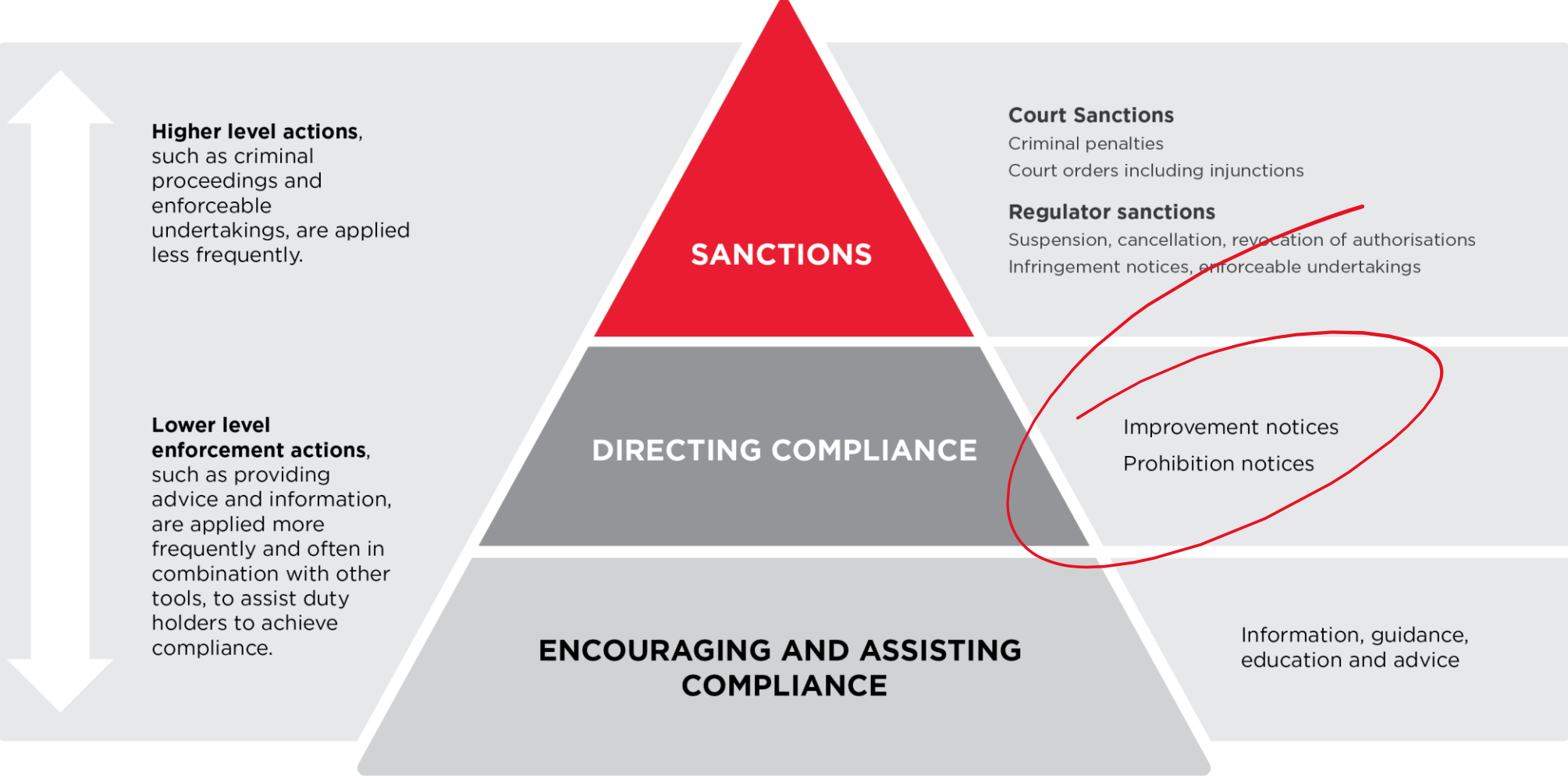
Monitor & enforce compliance

Conduct investigations into workplace incidents

Proactively engage with industries to enable work health and safety laws in NSW to be followed

Issue licenses and registrations for high-risk work activities

Our approach to regulation



Non-disturbance notice

A non-disturbance notice requires the person to preserve (not disturb) the site (including any plant, substance, structure or thing associated with the site).



Prohibition Notice

If we believe that an activity at work involves a more serious risk to health or safety, then we can issue a prohibition notice to stop work immediately.

A prohibition notice may include directions to stop the activity or to change the way the activity is done, to prevent illness or injury.

For example, if scaffolding is not safe to be used, we will issue a prohibition notice to stop work immediately on or around the scaffolding until the issue is fixed.

Improvement Notice

Improvement notices may be issued when there is a **safety issue that needs to be fixed** or if workers compensation requirements are not being met.

The workplace can continue operating while the improvement notice is being actioned, however the notice will require the issue to be fixed **within a specified time**. In appropriate circumstances, improvement notices will correct unsafe work practices very quickly.

For example, an improvement notice may require a business to fix a slip hazard or to train workers in the safe use of plant and equipment, while continuing day-to-day business.

Powers to obtain information (s155 or s171)

The WHS regulator and a SafeWork Inspector have powers to request information, documents, request answers and request persons to attend interviews amongst other things..



Our regulatory priorities for 2023

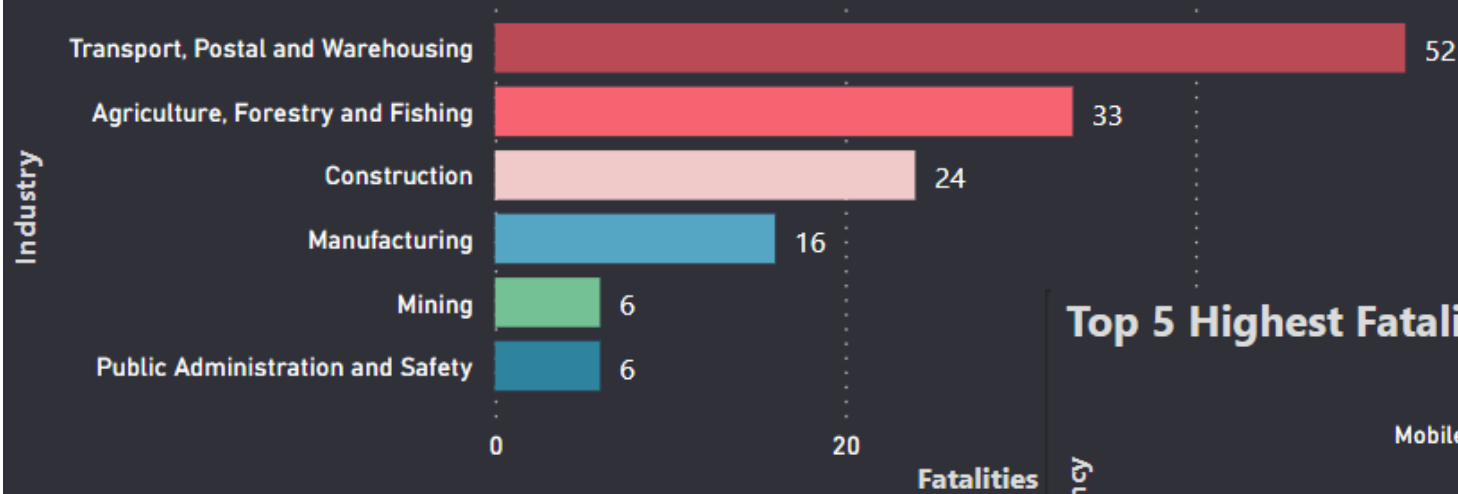
 Gig economy	Increase safety and work health and safety compliance in the gig economy sector, particularly food delivery riders and health care.
 Safety around moving plant	Reduce workplace safety incidents related to moving plant, particularly forklifts.
 Seasonal	Increase work health and safety compliance to support itinerant workers, particularly in the agricultural sector and those working with amusement devices.
 Psychological safety	Reduce the prevalence of psychological injury at workplaces, with a focus on mental health and wellbeing.
 Respect at work	Reduce the incidence of bullying, sexual harassment, and customer aggression in the workplace, particularly in male dominated sectors and healthcare.
 Exposure to harmful substances	Reduce the incidence of worker exposure to dangerous substances in the workplace, particularly silica and dangerous chemicals.
 Falls	Reduce the incidence of falls from heights with a particular focus on construction.

Workplace fatalities (2021)

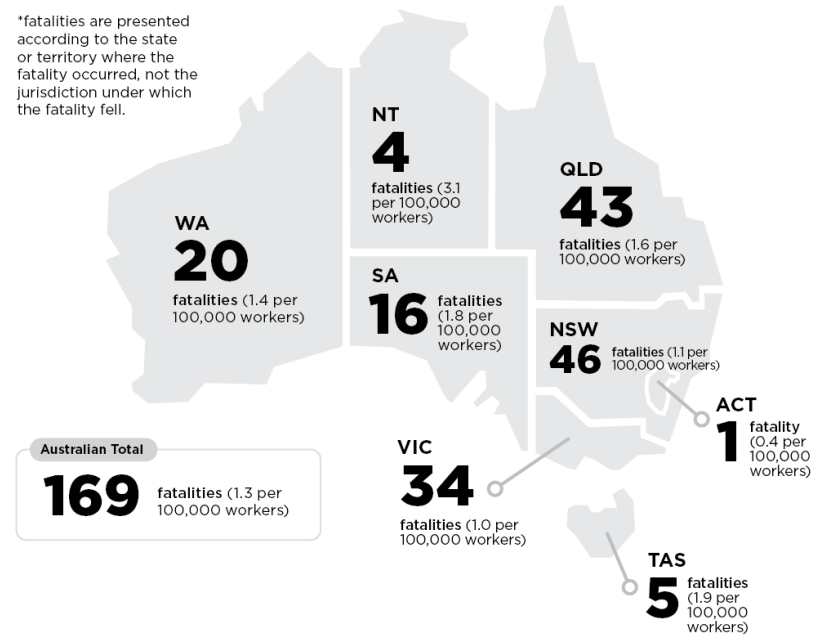
169

Total count of Fatalities

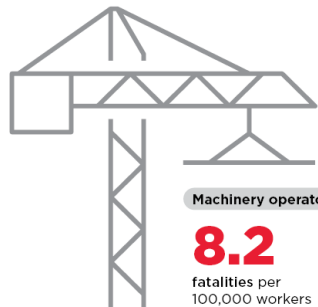
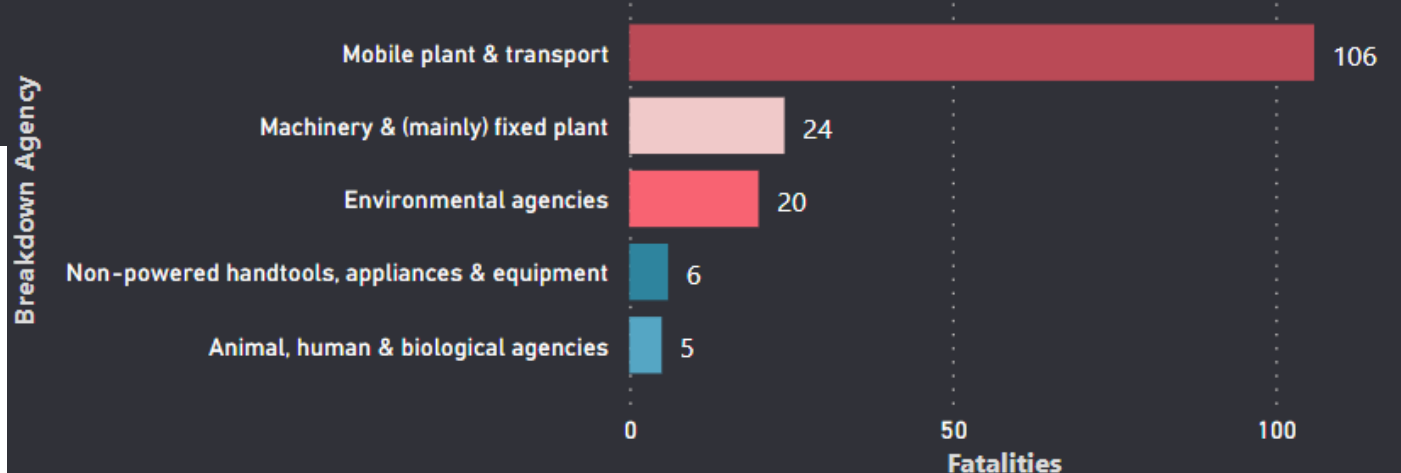
Top 5 Highest Fatalities by Industry



*fatalities are presented according to the state or territory where the fatality occurred, not the jurisdiction under which the fatality fell.



Top 5 Highest Fatalities by Breakdown Agency



Incidents



Incident Information Release

SAFework NSW

Worker injured by projectile

7 January 2023

A 32-year-old worker sustained a serious leg injury after being struck by a projectile in a rail corridor in Sydney. At the time of the incident the worker was in the vicinity of an excavator that was using a mulching attachment to carry out de-vegetation work.



Safety information

Consider 'reasonably practicable' control measures to manage the risks associated with mobile plant.

Ensure:

- exclusions zones are established in line with manufacturer's recommendations
- the parameter for exclusions zones recommended by the manufacturer is incorporated into safe work method statements
- pre-starts include thorough checks of plant including attachments by a competent person
- plant and attachments are maintained in a safe condition and operated in accordance with manufacturer's recommendations

The information contained in this publication is based on knowledge and understanding at the time of writing and the findings are not yet confirmed. SafeWork NSW has commenced an investigation in response to the incident to determine its cause and circumstances. No conclusions should be drawn from the information in this publication about the cause of the incident or the culpability of any party.



13/02/2023

Incident Information Release

SAFework NSW

Worker fatally injured unloading delivery truck

16 January 2023

A 57-year-old delivery driver sustained fatal injuries when two rolls of electrical conduit he was delivering fell from the truck as he was unloading it. Two of the conduit rolls, weighing approximately 250-300kg each, landed on top of the worker.



The delivery truck loaded with rolls of electrical conduit at the incident scene.



Safety information

Consider 'reasonably practicable' control measures to manage the risks associated with loading a unloading trucks.

Ensure:

- the vehicle selected to transport loads is suitable for the task
- fasteners and load restraint systems are used as intended to prevent loads from moving or falling
- fasteners and load restraint systems are inspected before use and regularly maintained by a competent person
- hazards in the work environment where the loading/unloading of materials will take place, such as overhead electric wires or unstable ground, are identified and eliminated, or risks to health and safety are controlled

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9/03/2023

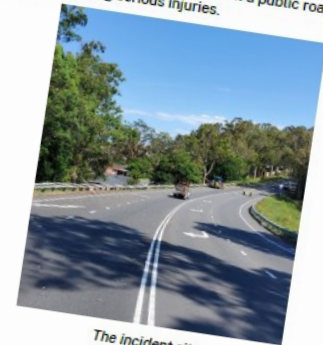
Incident Information Release

SAFework NSW

Traffic controller struck by vehicle

8 February 2023

A 64-year-old worker was undertaking traffic control on a public road near Newcastle when he was struck by a moving vehicle sustaining serious injuries.



The incident site

Safety information

Consider 'reasonably practicable' control measures to manage the risks associated with traffic in the workplace.

Control measures

- To eliminate traffic risks consider closing the road and not allowing traffic through the worksite.
- To direct traffic in and around the workplace, you may be able to use electronic traffic control devices or traffic lights instead of traffic controllers.
- Install delineation devices such as traffic cones, temporary bollards and barrier boards to define the traffic path through, past or around the workplace.

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11m Fall from Elevated Work Platform (EWP)

A 42-year old worker was undertaking embankment remediation work from a boom-type elevating work platform (EWP) when he was hit by a tree, causing him to be catapulted from the platform. The worker fell approximately 11 metres to the ground.

The worker was wearing a fall arrest harness but the lanyard was not connected to the anchor point on the work platform.



Notifiable incidents

notifiable incident means—

- (a) the death of a person, or
- (b) a serious injury or illness of a person, or
- (c) a dangerous incident.

INFORMATION SHEET— INCIDENT NOTIFICATION

This information sheet provides general guidance on mandatory reporting requirements for 'notifiable incidents' under Work Health and Safety (WHS) legislation.

Businesses and undertakings must notify their work health and safety regulator of certain 'notifiable incidents' at work. This information sheet will help you decide when you need to notify the regulator of a work-related death, injury, illness or dangerous incident.

Work health and safety regulators are committed to preventing work-related deaths and injuries. Notifying the regulator of 'notifiable incidents' can help identify causes of incidents and prevent similar incidents at your workplace and other workplaces.

The WHS law requires:

- a 'notifiable incident' to be reported to the regulator immediately after becoming aware it has happened
- if the regulator asks—written notification within 48 hours of the request, and
- the incident site to be preserved until an inspector arrives or directs otherwise (subject to some exceptions).

Failing to report a 'notifiable incident' is an offence and penalties apply.

What is a 'notifiable incident'

A 'notifiable incident' is:

- the death of a person
- a 'serious injury or illness', or
- a 'dangerous incident'

arising out of the conduct of a business or undertaking at a workplace.

'Notifiable incidents' may relate to any person—whether an employee, contractor or member of the public.

Serious injury or illness

Only the most serious health or safety incidents are notifiable, and only if they are work-related. They trigger requirements to preserve the incident site pending further direction from the regulator.

Serious injury or illness must be notified if the person requires any of the types of treatment in the following table:

What is your role?

PCBU Responsibilities

- Provide a safe work environment
- Provide information, training, instruction and supervision
- Consult with your workers about health and safety
- Notify incidents to SafeWork NSW and your insurer

Worker Responsibilities

- Take reasonable care of your health and safety
- Don't endanger other people through your actions
- Follow reasonable instructions and policies
- Report hazards and incidents to your employer

Worker Rights

- Stop or refuse unsafe work
- No negative repercussions for raising health and safety concerns
- Be involved in workplace consultation about safety issues

What does compliance look like

Taking steps to ensure that everybody who works or enters your workplace is as safe as it possibly can be

- Provide a safe work environment
- Know your duties and responsibilities
- Talk with your workers, your health and safety reps and your leaders (consult, cooperate and communicate)
- Provide adequate information, training & instruction
- Identify hazards and eliminate the risk or if not possible, minimise
- Provide safe systems of work (selecting the right tool/ right equipment for the task/ work activity)
- Reporting







safeworkmonth.swa.gov.au



For everyone's safety,
work safely

October is National Safe Work Month




safe work australia

Resources




CONSTRUCTION SITE SUPERVISORS

CONSTRUCTION VIRTUAL WORKSHOPS

NOBODY IS BUILT FOR IMPACT




SAFETY AROUND YOUR VEHICLE


GLOVE BOX GUIDE

for all heavy vehicle drivers

October 2020
SAFEWORK NSW



Jenny's Hair Salon Workplace Wellbeing Assessment Report



Executive snapshot

Your organisation's results

Overall scores by survey group

The overall levels below provide the perception of each of the survey groups on how mentally healthy your workplace is.

Survey Group	Level
Business leaders	Level 3
Comparison report - Business leaders	Level 2
Team leaders	Level 4
Workers	Level 2
Comparison report - Workers	Level 3

Your workplace's strengths and weaknesses

Any strengths or weaknesses identified in your results are listed below for each focus area.

- Focus area 1: Policy and processes**
 - processes for prevention efforts related to workplace diseases and injuries
 - a vision for worker health and wellbeing
- Focus area 2: Managing risk in the workplace**
 - training for managers to ensure they can proactively identify high risks
 - a structured approach to consultation with workers about health and safety
- Focus area 3: Education and training**
 - training to help managers design safe workplaces to minimise exposure to psychosocial risk
 - training that builds leaders' capability to prevent and manage the mental health of workers

Experiences with mental health in your workplace

The following results are key questions from section 5 of the survey to identify if people are having a positive or negative experience with mental health in your workplace.

In the last 12 months, have your workplaces reported 'have you experienced feeling mentally unwell due to your workplace?'

Group	Yes	No
Business leaders	17%	83%
Team leaders	37%	63%
Workers	2%	98%

In the last 12 months, has your workplace had a positive impact on your mental health?

Group	Yes	No	Prefer not to say
Business leaders	100%	0%	0%
Team leaders	17%	83%	0%
Workers	2%	98%	0%

How to contact SafeWork NSW

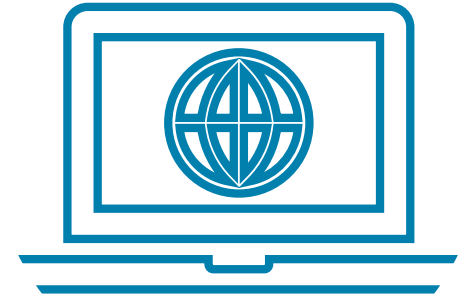


Call 13 10 50



Speak Up Saves Lives

If you see something unsafe in your workplace, then our Speak Up Save Lives app lets you report an unsafe work situation, while giving you the choice to remain anonymous.



<https://www.safework.nsw.gov.au>

Questions?



13 10 50

www.safework.nsw.gov.au