



# Victoria Government Gazette

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## Occupational Health and Safety Act 2004

### OCCUPATIONAL HEALTH AND SAFETY REGULATIONS 2017

#### Exemption

This exemption from compliance with a provision of the Occupational Health and Safety Regulations 2017 (the OHS Regulations) is granted by the Victorian WorkCover Authority (trading as WorkSafe Victoria) under regulation 537 of the OHS Regulations, in the form required by regulation 545.

This exemption applies to the Asbestos Removal Licence Holders, being the exempt class of person, engaged by WorkSafe Victoria in relation to the removal of asbestos or asbestos containing material in the event **asbestos or asbestos containing material** is located at any of the following sites:

1. Factory 2, 88 Capital Link Drive, Campbellfield in the state of Victoria;
2. 2 Devon Court, Epping in the state of Victoria;
3. 3 Devon Court, Epping in the state of Victoria;
4. 4 Devon Court, Epping in the state of Victoria;
5. 24 Freeman Street, Campbellfield in the state of Victoria;
6. 26 Freeman Street, Campbellfield in the state of Victoria;
7. 26 Malcolm Place, Campbellfield in the state of Victoria;
8. 1745 Sydney Road, Campbellfield in the state of Victoria;
9. 31 Yale Drive, Epping in the state of Victoria;
10. 12 Yellowbox Drive, Craigieburn in the state of Victoria;
11. 24a Yellowbox Drive, Craigieburn in the state of Victoria;
12. 24b Yellowbox Drive, Craigieburn in the state of Victoria.

The above class of person, being the engaged Asbestos Removal Licence Holders, are exempt from compliance with regulation 298 of the OHS Regulations, which requires an asbestos removal licence holder to notify the Authority of asbestos removal work if the work involves removal of a total area of 10 square metres or less of non-friable asbestos-containing material that is present in a building, structure, ship or plant, at least 24 hours before the work commences; or at least 5 days prior before the asbestos removal work commences in any other case

#### Conditions

In accordance with regulation 544 of the OHS Regulations the following condition is imposed in granting the exemption which must be observed and apply to all asbestos removal work:

1. Immediately prior to the commencement of any removal work, the relevant asbestos removal licence holder must verbally notify a WorkSafe project manager of the removal works to be undertaken.

In accordance with regulation 542(2)(b) of the OHS Regulations, the Victorian WorkCover Authority is satisfied that, provided the above conditions are met, the provision which is the subject of the exemption, namely regulation 298 is an administrative requirement which is unnecessary in light of the ongoing oversight by WorkSafe Victoria of the asbestos removal works.

This exemption expires on 31 December 2019.

This exemption starts from the date of publication of this notice in the Government Gazette.

JULIE-MAREE THELMA JUNE NIELSEN  
Executive Director, Health and Safety  
Victorian WorkCover Authority

**SPECIAL**

## **bluestar** \* **PRINT**

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