



Victoria Government Gazette

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VICTORIAN WORKCOVER AUTHORITY EXEMPTION

Occupational Health and Safety Regulations 2017
Exemption Number 24/9432

1. I, Sam Jenkin, Executive Director, Health and Safety, acting under regulation 537(1) of the Occupational Health and Safety Regulations 2017 (Regulations) and any and all other enabling powers hereby:
 - (a) exempt the class of person listed in item 4 of this exemption (Class of Person) from complying with the requirement in regulation 340 of the Regulations that a person must not perform construction work at a workplace unless the person holds a current construction induction card, subject to the remainder of this exemption; and
 - (b) exempt the class of person listed in item 5 of this exemption (Class of Employer) from complying with the requirements in regulations 339(1) and 341(1) of the Regulations that:
 - (i) an employer must ensure that construction induction training is provided in accordance with regulation 339 to a person who is employed to perform construction work and does not hold a current construction induction card; and
 - (ii) an employer must not knowingly allow a person whom the employer employs to perform construction work unless the person holds a current construction induction card,subject to the remainder of this exemption.
2. I am satisfied that granting this exemption will result in a level of health and safety at the relevant workplace that is at least equivalent to that which would be achieved by observance of regulations 339(1), 340 and 341(1) of the Regulations.

Term of exemption

3. This exemption takes effect on the day on which notice of this exemption is published in the Government Gazette and remains in force until 15 February 2025.

Class of Person

4. This exemption applies to all persons performing construction work at Marvel Stadium, Melbourne in relation to the Luke Combs Tour concerts on 7 and 8 February 2025.

Class of Employer

5. This exemption applies to all employers of a person included in the Class of Person in item 4.

Conditions

6. Any person in the Class of Person performing construction work who does not hold a current construction induction card must have undertaken training and an assessment of competency in accordance with the information provided to the Victorian WorkCover Authority by The Frontier Touring Co. Pty Ltd as trustee for the FT Unit Trust.

Definitions

7. Unless otherwise indicated, all terms have the same meaning as in the **Occupational Health and Safety Act 2004** or the Regulations.

Dated 22 January 2025

SAM JENKIN
Executive Director, Health and Safety
For and on behalf of the Victorian WorkCover Authority

SPECIAL

VICTORIAN WORKCOVER AUTHORITY
EXEMPTION

Occupational Health and Safety Regulations 2017

Exemption Number 24/9432

1. I, Sam Jenkin, Executive Director, Health and Safety, acting under regulation 538(1) and (2) of the Occupational Health and Safety Regulations 2017 (Regulations) and any and all other enabling powers hereby:
 - (a) exempt the person listed in item 6 of this exemption (Listed Person) from complying with the requirement in regulation 128 of the Regulations that a person must not perform high risk work without an appropriate high risk work licence in relation to the work, subject to the remainder of this exemption; and
 - (b) exempt the employer listed in item 7 of this exemption (Employer) from complying with the requirement in regulation 129 of the Regulations that an employer must not allow an employee to perform high risk work unless the employee holds an appropriate high risk work licence in relation to the work, subject to the remainder of this exemption.
2. I am satisfied that granting this exemption will result in the work listed in item 8 being performed as safely by a person who does not hold a relevant high risk work licence as it could be performed by a person who holds such a licence.

Application of this exemption

3. The exemption from the requirement in regulation 128 applies to the Listed Person who would otherwise be required to hold an Intermediate Rigging High Risk Licence for the type of work listed in item 8 of this exemption.
4. The exemption from the requirement in regulation 129 applies to the Employer who would otherwise be required to ensure the Listed Person employee holds an appropriate high risk work licence in relation to the work listed in item 8 of this exemption.

Term of exemption

5. This exemption takes effect on the day on which notice of this exemption is published in the Government Gazette and remains in force until 15 February 2025.

Listed Person

6. This exemption applies to the following person:
 - (a) John DeLong.

Employer

7. This exemption applies to the employer of the Listed Person.

Type of Work

8. This exemption is restricted to the Listed Person performing the following activities at Marvel Stadium, Melbourne in the course of performing work relating to the Luke Combs Tour concerts on 7 and 8 February 2025:
 - (a) dogging work;
 - (b) rigging work involving any of the following –
 - (i) movement of plant and equipment;
 - (ii) steel erection;
 - (iii) hoists (including with jibs and self-climbing hoists);
 - (iv) placement of pre-cast concrete;
 - (v) safety nets and static lines;
 - (vi) mast climbing work platforms;

- (vii) perimeter safety screens and shutters;
- (viii) cantilevered crane loading platforms.
- (ix) use of load equalising gear;
- (x) cranes, conveyors, dredges and excavators;
- (xi) tilt slabs;
- (xii) demolition;
- (xiii) dual lifts.

Definitions

9. Unless otherwise indicated, all terms have the same meaning as in the **Occupational Health and Safety Act 2004** or the Regulations.

Dated 22 January 2025

SAM JENKIN
Executive Director, Health and Safety
For and on behalf of the Victorian WorkCover Authority

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Level 2, 1 Macarthur Street
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