



# Victoria Government Gazette

No. S 72 Wednesday 26 February 2025  
By Authority of Victorian Government Printer

## VICTORIAN WORKCOVER AUTHORITY EXEMPTION

Occupational Health and Safety Regulations 2017  
Exemption Number FOL/24/9438

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:
  - 1.1. exempt the class of persons listed in item 6 of this exemption (Class of Persons) 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
  - 1.2. exempt the class of employer listed in item 7 of this exemption (Class of Employer) from complying with the requirements 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 in accordance with regulation 543 of the Regulations 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 exemption

3. The exemption from the requirements in regulation 128 applies to the Class of Persons who would otherwise be required to hold a high risk work licence for the type of work listed in item 8 of this exemption.
4. The exemption from the requirements in regulation 129 applies to the Class of Employer who would otherwise be required to ensure an 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 for a period of five years.

### Class of Persons

6. Non-Australian residents employed or engaged to handle freight for the Australian Formula One Grand Prix (the Grand Prix) held at Albert Park Grand Prix circuit, Albert Park Victoria (the international operators).

### Class of Employer

7. Employers of any Class of Persons listed in item 6.

### High risk work that may be performed by the exempt Class of Persons

8. Operation of a forklift truck by a person who does not hold a high risk work licence for the licence class of 'forklift truck operation licence' in Part 2 of Schedule 3 of the Regulations.

### Conditions

9. In accordance with regulations 543 and 544 of the Regulations, the following conditions are imposed in granting the exemption, which must be observed:
  - 9.1. This exemption commences 14 days before the commencement of the Grand Prix and expires 14 days after the final day of the Grand Prix held in the years 2025, 2026, 2027, 2028 and 2029 respectively unless revoked earlier by WorkSafe.

**SPECIAL**

- 9.2. This exemption shall only apply to the designated forklift operating areas in accordance with those areas specified in the drawing provided by the Australian Grand Prix Corporation (AGPC) to WorkSafe in its 2025 exemption application or as otherwise approved by WorkSafe. If the designated forklift operating areas change at any point throughout the term of this exemption, the AGPC must provide an updated drawing to WorkSafe for its review at least 28 days prior to the commencement of the Grand Prix.
- 9.3. The AGPC's International Freight Logistics Operations Plan (the Plan), as provided to WorkSafe in 2025 or as otherwise approved by WorkSafe, must be implemented. If this Plan changes throughout the term of this exemption, AGPC must provide an updated Plan to WorkSafe for its review at least 28 days prior to the commencement of the Grand Prix.
- 9.4. Prior to being eligible to use a forklift, an international operator must be assessed using the WorkSafe endorsed Performance Observation Checklist.
- 9.5. Once deemed competent under the Performance Observation Checklist, the international operator must be issued with the Forklift Competency Card under the name of the Registered Training Organisation (RTO) appointed by the AGPC to conduct forklift operational competency assessments on its behalf.
- 9.6. Forklift Competency Cards are to be valid for the term of this exemption.
- 9.7. Unless required by WorkSafe, any international operator who holds a valid Forklift Competency Card for 2025 will not require re-assessment to operate a forklift at the Grand Prix in subsequent years for the term of this exemption.
- 9.8. WorkSafe retains the right to suspend, cancel and/or request re-assessment of any international operator should they be found to be operating a forklift in an unsafe manner or if an operator is involved in an incident or fails to adhere to any direction given by WorkSafe throughout the term of this exemption.
- 9.9. Each individual Forklift Competency Card must be issued with an identifying number and include the international operator's name, date of issue and date of expiry.
- 9.10. All international operators must keep their Forklift Competency Card on them at all times whilst operating a forklift at the Grand Prix and must produce this on request of any WorkSafe inspector.
- 9.11. Electronic copies of the completed Performance Observation Checklist of all international operators must be kept by the AGPC.
- 9.12. An electronic database must be established by the AGPC to keep a record of details of all international operators issued with a Forklift Competency Card, including card number and the information set out in paragraph 9.9. This information must be readily available to and provided to WorkSafe upon request.
- 9.13. The AGPC must ensure that all persons applying for a Forklift Competency Card provide original identification, which includes a colour photograph, to the appointed RTO.
- 9.14. The AGPC must ensure that all persons applying for a Forklift Competency Card provide an original and valid (not expired) forklift licence or certificate of competency from their country of issue to the appointed RTO, and ensure that the appointed RTO retains a copy of this information.
- 9.15. The AGPC must provide WorkSafe with a complete list of the names of all international operators who have been issued with Competency Cards within three working days.
- 9.16. The AGPC must ensure that all documentation pertaining to an individual's Forklift Competency Card is kept in a secure location by the RTO.
- 9.17. As far as is reasonably practicable, a physical boundary must be erected to restrict unauthorised access to, and traffic egress from, the designated operating areas for forklift activities. Suitably competent personnel must be provided to enforce the secured area.

- 9.18. An AGPC supervisor or project manager must be present at all times that forklift operating activities are being performed by an exempt Class of Persons at the Grand Prix.
- 9.19. A suitably competent safety officer/observer, independent of Formula One Management Ltd and the Formula One racing teams, must be present at all times that forklift operating activities are being performed by an exempt an Class of Persons taking place at the Grand Prix to monitor and enforce the implementation of any safety requirements and plans and the initiation of corrective action in the event those requirements and plans are not correctly or fully implemented.
- 9.20. If there are any changes to forklift operations throughout the term of this exemption that are beyond the scope of those approved under this exemption, the AGPC will be required to submit a new exemption application.
- 9.21. WorkSafe's AACU may attend the RTO facility to conduct an audit of the assessment process and documentation.

**Definitions**

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

**WorkSafe** means the Victorian WorkCover Authority.

**Commencement of the Grand Prix** means the first day that the Grand Prix is open to the public.

**Final day of the Grand Prix** means the final day that the Grand Prix is open to the public.

Dated 25 February 2025

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

---

# ive

The *Victoria Government Gazette* is published by IVE Group Limited with the authority of the Government Printer for the State of Victoria

© State of Victoria 2025

This publication is copyright. No part may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Address all enquiries to the Government Printer for the State of Victoria  
Level 2, 1 Macarthur Street  
Melbourne 3002  
Victoria, Australia

## How To Order



**Retail &  
Mail Sales**

**Victoria Government Gazette**  
Ground Floor, Building 8,  
658 Church Street,  
Richmond 3121



**Telephone**

03 8523 4601

**email**

[gazette@ivegroup.com.au](mailto:gazette@ivegroup.com.au)

**Price Code A**