Victoria Government Gazette

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VICTORIAN WORKCOVER AUTHORITY

EXEMPTION

Occupational Health and Safety Regulations 2017

Exemption Number 26/7005

1. I, Samuel Jenkin, Chief Health and Safety Officer, 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 in accordance with regulation 542 of the Regulations 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 10 October 2026 and remains in force until 20 October 2026.

Class of Person

4. This exemption applies to non-Australian residents employed or engaged to perform construction work at Marvel Stadium, Melbourne in relation to the Jay Chou concert on 17 October 2026.

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 achieved an assessment of competency in accordance with the information provided to WorkSafe by Sky Music Australia Pty Ltd as part of its application for the exemption.

7. The training and assessment of competency outlined in item 6 must be conducted face-to-face in a classroom environment.

8. The training must include workers completing a demonstration of the fitting of personal protective equipment and personal protective clothing, and a hazard identification exercise, which must then be performed by the Class of Person and observed as part of the assessment of competency.

9. WorkSafe's Authorised Assessor Compliance Unit may conduct an audit of the training and assessment of competency 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.

11. **WorkSafe** means the Victorian WorkCover Authority.

Dated 8 October 2026

SAMUEL JENKIN
Chief Health and Safety Officer
For and on behalf of the Victorian WorkCover Authority

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