

Appendix 1: Reviewable decisions

| ACT/REGULATION | REVIEWABLE DECISION |
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| Health and Safety at Work Act 2015 <u>s130-135</u> | A decision made by an inspector: <ul style="list-style-type: none"> - to issue a notice (including a subsequent notice) under this Act; or - to extend the time to comply with an improvement notice; or - in respect of a provisional improvement notice under section 81; or - of a type prescribed by regulations for the purposes of this section. |
| Health and Safety at Work (Major Hazard Facilities) Regulations 2016 <u>s60-63</u> | Any decision made under the following regulations: <ul style="list-style-type: none"> - regulation 18(6) (suitability of operator) - regulation 19 (mandatory designation as major hazard facility) - regulation 20 (discretionary designation of lower tier major hazard facility as upper tier major hazard facility) - regulation 22(1) (conditions on designation of major hazard facilities) - regulation 23(1) (revocation of designation as major hazard facility or decision as to suitability of operator) - regulation 50 (WorkSafe may impose limitations or conditions on safety case) - regulation 51 (WorkSafe may reject safety case) - regulation 56 (WorkSafe may withdraw acceptance of safety case). |
| Health and Safety at Work (Asbestos) Regulations 2016 <u>s93-96</u> | Any of the following decisions: <ul style="list-style-type: none"> - refusal to approve a relevant method for managing risk associated with asbestos (under regulation 8) - refusal to grant a licence (under regulation 64) - refusal to grant a licence (under regulation 68) - imposition of a condition when granting or renewing a licence (under regulation 69) - refusal to renew a licence (under regulation 83). The licence holder may apply for a review of any of the following decisions: <ul style="list-style-type: none"> - refusal to approve the nomination of a supervisor (under regulation 74(2)) - amendment of a licence, on WorkSafe's initiative (under regulation 75) - refusal to amend a licence on application (or a decision to make a different amendment) (under regulation 76) - refusal to issue replacement licence document (under regulation 80) - suspension of licence (under regulation 86) - cancellation of licence (under regulation 86) - disqualification of licence holder from applying for another licence (under regulation 86(4)). |
| Authorisations | Any authorisations made under: <ul style="list-style-type: none"> - Geothermal Energy Regulations 1961 - Health and Safety at Work (Adventure Activities) Regulations 2016 - Health and Safety at Work (Hazardous Substances) Regulations 2017 - Health and Safety at Work (Major Hazard Facilities) Regulations 2016 - Health and Safety at Work (Mining Operations and Quarrying Operations) Regulations 2016 - Health and Safety at Work (Petroleum Exploration and Extraction) Regulations 2016 - Health and Safety in Employment (Pipelines) Regulations 1999 - Health and Safety in Employment (Pressure Equipment, Cranes, and Passenger Ropeways) Regulations 1999 - Health and Safety in Employment Regulations 1995 - Electricity (Safety) Regulations 2010 - Gas (Safety and Measurement) Regulations 2010 |
| Exemptions | Any decision made about exemptions under: <ul style="list-style-type: none"> - Electricity Act 1992 - Electricity (Safety) Regulations 2010 - Gas Act 1992 - Gas (Safety and Measurement) Regulations 2010 - Health and Safety at Work Act 2015 - Health and Safety at Work (Hazardous Substances) Regulations 2017 - Health and Safety at Work (Adventure Activities) Regulations 2016 |

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| | <ul style="list-style-type: none"> - Health and Safety at Work (Mining Operations and Quarrying Operations) Regulations 2016 - Health and Safety at Work (Asbestos) Regulations 2016 - Health and Safety at Work (Major Hazard Facilities) Regulations 2016 - Health and Safety at Work (General Risk and Workplace Management) Regulations 2016 - Health and Safety at Work (Worker Engagement, Participation, and Representation) Regulations 2016 - Health and Safety at Work (Petroleum Exploration and Extraction) Regulations 2016 - Health and Safety in Employment Regulations 1995 - Health and Safety in Employment (Pressure Equipment, Cranes, and Passenger Ropeways) Regulations 1999 - Amusement Devices Regulations 1978 |
| Energy Safety | <p>Decisions made by WorkSafe under:</p> <p>Electricity (Safety) Regulations 2010</p> <ul style="list-style-type: none"> - Regulation 87 - Regulation 110 <p>Gas (Safety and Measurement) Regulations 2010</p> <ul style="list-style-type: none"> - Regulation 63 - Regulation 86 |