

1999
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Mr Berry)

**Occupational Health and Safety
(Amendment) Bill 1999**

A BILL

FOR

**An Act to amend the *Occupational Health and Safety
Act 1989***

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1. Short title

This Act may be cited as the *Occupational Health and Safety
5 (Amendment) Act 1999*.

2. Commencement

(1) Sections 1, 2 and 3 commence on the day on which this Act is notified in the *Gazette*.

(2) Section 4 commences on a day fixed by the Minister by notice in the
10 *Gazette*.

(3) If section 4 has not commenced before the end of the period of 6 months commencing on the day on which this Act is notified in the *Gazette*,

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that section, by force of this subsection, commences on the first day after the end of that period.

3. Principal Act

5 In this Act, "Principal Act" means the *Occupational Health and Safety Act 1989*.¹

4. Insertion

After section 35 of the Principal Act the following section is inserted in Part III:

"35A. Commencement of prosecution in Magistrates Court

10 If a Coroner's inquest or inquiry is held and it appears from the Coroner's report or from proceedings at the inquest or inquiry that an offence has been committed against this Part, a prosecution in respect of the offence may be commenced in the Magistrates Court within 1 year after the day on which the report was made or the inquest or inquiry was concluded,
15 as the case may be."

NOTE

Principal Act

1. Reprinted as at 31 December 1998.