

Work Health and Safety (Indexed Penalty Amounts) Notice 2026 (No 1)*

Notifiable instrument NI2026–311

made under the

***Work Health and Safety Act 2011*, Schedule 4, s 4.6 (Notification of adjusted maximum penalty amounts)**

1 Name of instrument

This instrument is the *Work Health and Safety (Indexed Penalty Amounts) Notice 2026 (No 1)*.

2 Commencement

This instrument commences on the day after its notification day.

3 Indexation of penalty amounts – categories 1 to 3

- (1) The monetary penalty amount payable by an individual as a person conducting a business or undertaking or as an officer of a person conducting a business or undertaking for a monetary penalty category stated in table 1, column 2 of the schedule is the amount stated in column 3 of table 1 for that matter.
- (2) The monetary penalty amount payable by an individual for a monetary penalty category stated in table 1, column 2 of the schedule is the amount stated in column 4 of table 1 for that matter.
- (3) The monetary penalty amount payable by a body corporate for a monetary penalty category stated in table 1, column 2 of the schedule is the amount stated in column 5 of table 1 for that matter.

4 Indexation of penalty amounts – tiers A to I

- (1) The monetary penalty amount payable by an individual for a monetary penalty tier stated in table 2, column 2 of the schedule is the amount stated in column 3 of table 2 for that matter.
- (2) The monetary penalty amount payable by a body corporate for a monetary penalty tier stated in table 2, column 2 of the schedule is the amount stated in column 4 of table 2 for that matter.

*Name amended under Legislation Act, s 60

5 Indexation of penalty amounts – WHS civil penalty tiers 1 to 4

- (1) The monetary penalty amount payable by an individual for a monetary penalty WHS civil penalty tier stated in table 3, column 2 of the schedule is the amount stated in column 3 of table 3 for that matter.
- (2) The monetary penalty amount payable by a body corporate for a monetary penalty WHS civil penalty tier stated in table 3, column 2 of the schedule is the amount stated in column 4 of table 3 for that matter.

Jacqueline Agius
Work Health and Safety Commissioner
29 June 2026

Schedule 1

Table 1 Monetary penalties—categories 1 to 3

column 1	column 2	column 3	column 4	column 5
item	monetary penalty category	monetary penalty—individual conducting business or undertaking etc	monetary penalty—other individual	monetary penalty—body corporate
1	category 1	\$2,464,000	\$1,232,000	\$12,321,000
2	category 2	\$494,000	\$247,000	\$2,470,000
3	category 3	\$165,000	\$83,000	\$827,000

Table 2 Monetary penalties—tiers A to I

column 1	column 2	column 3	column 4
item	monetary penalty tier	monetary penalty—individual	monetary penalty—body corporate
1	tier A	\$164,000	\$821,000
2	tier B	\$83,000	\$414,000
3	tier C	\$33,000	\$165,000
4	tier D	\$17,000	\$83,000
5	tier E	\$9,900	\$50,000
6	tier F	\$8,300	\$41,000
7	tier G	\$5,900	\$30,000
8	tier H	\$3,300	\$17,000
9	tier I	\$2,000	\$10,000

Table 3 WHS civil penalty provision—tiers 1 to 4

column 1	column 2	column 3	column 4
item	monetary penalty tier	monetary penalty—individual	monetary penalty—body corporate
1	tier 1	\$33,000	\$165,000
2	tier 2	\$17,000	\$83,000
3	tier 3	\$8,300	\$41,000
4	tier 4	\$3,300	\$17,000