



Australian Capital Territory

Magistrates Court (Work Health and Safety Infringement Notices) Regulation 2011

SL2011-38

made under the

Magistrates Court Act 1930

Republication No 7

Effective: 20 March 2023 – 30 June 2023

Republication date: 20 March 2023

Last amendment made by [SL2023-2](#)

About this republication

The republished law

This is a republication of the *Magistrates Court (Work Health and Safety Infringement Notices) Regulation 2011*, made under the *Magistrates Court Act 1930* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 20 March 2023. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 20 March 2023.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register (www.legislation.act.gov.au). For more information, see the home page for this law on the register.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$160 for an individual and \$810 for a corporation (see *Legislation Act 2001*, s 133).

Contents

		Page
11	Contents of reminder notice—identifying authorised person	4
12	Authorised people for infringement notice offences	5
Schedule 1	Work health and safety legislation infringement notice offences and penalties	6
Part 1.1	Work Health and Safety Act 2011	6
Part 1.2	Work Health and Safety Regulation 2011	9
Dictionary		33
Endnotes		
1	About the endnotes	34
2	Abbreviation key	34
3	Legislation history	35
4	Amendment history	37
5	Earlier republications	38



Australian Capital Territory

Magistrates Court (Work Health and Safety Infringement Notices) Regulation 2011

made under the

Magistrates Court Act 1930

R7
20/03/23

Magistrates Court (Work Health and Safety Infringement
Notices) Regulation 2011

page 1

Effective: 20/03/23-30/06/23

1 Name of regulation

This regulation is the *Magistrates Court (Work Health and Safety Infringement Notices) Regulation 2011*.

3 Dictionary

The dictionary at the end of this regulation is part of this regulation.

Note 1 The dictionary at the end of this regulation defines certain terms used in this regulation, and includes references (*signpost definitions*) to other terms defined elsewhere.

For example, the signpost definition ‘*inspector*—see the [Work Health and Safety Act 2011](#), dictionary.’ means that the term ‘inspector’ is defined in that dictionary and the definition applies to this regulation.

Note 2 A definition in the dictionary (including a signpost definition) applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see [Legislation Act](#), s 155 and s 156 (1)).

4 Notes

A note included in this regulation is explanatory and is not part of this regulation.

Note See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.

5 Purpose of regulation

The purpose of this regulation is to provide for infringement notices under the *Magistrates Court Act 1930*, part 3.8 for certain offences against the work health and safety legislation.

Note 1 The *Magistrates Court Act 1930*, pt 3.8 provides a system of infringement notices for offences against various Acts. The infringement notice system is intended to provide an alternative to prosecution.

Note 2 If an infringement notice is to be given to the Territory for an offence against the work health and safety legislation, the infringement notice may be given to the territory agency whose acts or omissions are alleged to contravene the work health and safety legislation and the territory agency may be specified in the infringement notice (see the *Act*, s 248).

Note 3 An infringement notice served on a public authority for an offence against the work health and safety legislation is taken to be an infringement notice served on its successor if the successor is a public authority. Similarly, any penalty paid by a public authority in relation to an infringement notice is taken to be a penalty paid by its successor if the successor is a public authority (see the *Act*, s 253).

6 Administering authority

The administering authority for an infringement notice offence against the work health and safety legislation is the regulator under the *Work Health and Safety Act 2011*.

7 Infringement notice offences

The *Magistrates Court Act 1930*, part 3.8 applies to an offence against a provision of the work health and safety legislation mentioned in schedule 1, column 2.

8 Infringement notice penalties

- (1) The penalty payable for an offence against the work health and safety legislation, under an infringement notice for the offence, is the amount mentioned in schedule 1, column 4 for the offence.

- (2) The cost of serving a reminder notice for an infringement notice offence against the work health and safety legislation is \$34.

9 Contents of infringement notices—identifying authorised person

An infringement notice served on a person by an authorised person for an infringement notice offence against the work health and safety legislation must identify the authorised person by—

- (a) the authorised person’s full name, or surname and initials; or
- (b) any unique number given, for this regulation, to the authorised person by the administering authority.

10 Contents of infringement notices—other information

- (1) An infringement notice served on a company by an authorised person for an infringement notice offence against the work health and safety legislation must include the company’s ACN.

Note The requirement under this section is additional to the requirement under the *Magistrates Court Act 1930*, s 121 (1) (c).

- (2) In this section:

company means a company registered under the [Corporations Act](#).

11 Contents of reminder notice—identifying authorised person

A reminder notice served on a person by an authorised person for an infringement notice offence against the work health and safety legislation must identify the authorised person by—

- (a) the authorised person’s full name, or surname and initials; or
- (b) any unique number given, for this regulation, to the authorised person by the administering authority.

12 Authorised people for infringement notice offences

An inspector may serve the following:

- (a) an infringement notice for an infringement notice offence against the work health and safety legislation;
- (b) a reminder notice for an infringement notice offence against the work health and safety legislation.

Schedule 1 Work health and safety legislation infringement notice offences and penalties

(see s 7 and s 8)

Part 1.1 Work Health and Safety Act 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
1	38 (1)		
1.1	<ul style="list-style-type: none">for an individual	10 000	720
1.2	<ul style="list-style-type: none">for a body corporate	50 000	3 600
2	38 (7)		
2.1	<ul style="list-style-type: none">for an individual	5 000	600
2.2	<ul style="list-style-type: none">for a body corporate	25 000	3 000
3	43 (1)		
3.1	<ul style="list-style-type: none">for an individual	20 000	4 000
3.2	<ul style="list-style-type: none">for a body corporate	100 000	20 000
4	43 (2)		
4.1	<ul style="list-style-type: none">for an individual	20 000	4 000
4.2	<ul style="list-style-type: none">for a body corporate	100 000	20 000
5	70 (1) (c)		
5.1	<ul style="list-style-type: none">for an individual	10 000	720
5.2	<ul style="list-style-type: none">for a body corporate	50 000	3 600

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
6	70 (1) (d)		
6.1	• for an individual	10 000	720
6.2	• for a body corporate	50 000	3 600
7	70 (1) (e)		
7.1	• for an individual	10 000	720
7.2	• for a body corporate	50 000	3 600
8	70 (2)		
8.1	• for an individual	10 000	720
8.2	• for a body corporate	50 000	3 600
9	72 (7)		
9.1	• for an individual	10 000	720
9.2	• for a body corporate	50 000	3 600
10	74 (1)		
10.1	• for an individual	2 000	240
10.2	• for a body corporate	10 000	1 200
11	75 (1)		
11.1	• for an individual	5 000	600
11.2	• for a body corporate	25 000	3 000
12	79 (3)		
12.1	• for an individual	10 000	720
12.2	• for a body corporate	50 000	3 600
13	79 (4)		
13.1	• for an individual	10 000	720
13.2	• for a body corporate	50 000	3 600

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.1 Work Health and Safety Act 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
14	97 (1)		
14.1	• for an individual	5 000	600
14.2	• for a body corporate	25 000	3 000
15	193		
15.1	• for an individual	50 000	720
15.2	• for a body corporate	250 000	3 600
16	210 (1)		
16.1	• for an individual	5 000	1 000
16.2	• for a body corporate	25 000	5 000
17	273		
17.1	• for an individual	5 000	600
17.2	• for a body corporate	25 000	3 000

Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
1	22 (3)		
1.1	• for an individual	3 600	432
1.2	• for a body corporate	18 000	2 160
2	42 (1)		
2.1	• for an individual	6 000	720
2.2	• for a body corporate	30 000	3 600
3	44 (2)		
3.1	• for an individual	6 000	720
3.2	• for a body corporate	30 000	3 600
4	44 (4)		
4.1	• for an individual	6 000	720
4.2	• for a body corporate	30 000	3 600
5	46 (2)		
5.1	• for an individual	3 600	432
5.2	• for a body corporate	18 000	2 160
6	46 (4)		
6.1	• for an individual	3 600	432
6.2	• for a body corporate	18 000	2 160
7	48 (2)		
7.1	• for an individual	6 000	720
7.2	• for a body corporate	30 000	3 600

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
8	50 (2)		
8.1	• for an individual	1 250	144
8.2	• for a body corporate	6 000	720
9	50 (3)		
9.1	• for an individual	3 600	720
9.2	• for a body corporate	18 000	3 600
10	66 (2)		
10.1	• for an individual	3 600	432
10.2	• for a body corporate	18 000	2 160
11	66 (5)		
11.1	• for an individual	3 600	432
11.2	• for a body corporate	18 000	2 160
12	67 (4)		
12.1	• for an individual	6 000	720
12.2	• for a body corporate	30 000	3 600
13	68 (1)		
13.1	• for an individual	3 600	432
13.2	• for a body corporate	18 000	2 160
14	69		
14.1	• for an individual	6 000	720
14.2	• for a body corporate	30 000	3 600
15	76 (2)		
15.1	• for an individual	1 250	144
15.2	• for a body corporate	6 000	720

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
16	77 (2)		
16.1	• for an individual	1 250	144
16.2	• for a body corporate	6 000	720
17	77 (3)		
17.1	• for an individual	1 250	144
17.2	• for a body corporate	6 000	720
18	77 (4)		
18.1	• for an individual	1 250	144
18.2	• for a body corporate	6 000	720
19	77 (5)		
19.1	• for an individual	3 600	432
19.2	• for a body corporate	18 000	2 160
20	79 (2)		
20.1	• for an individual	6 000	720
20.2	• for a body corporate	30 000	3 600
21	80 (2)		
21.1	• for an individual	6 000	720
21.2	• for a body corporate	30 000	3 600
22	80 (3)		
22.1	• for an individual	6 000	720
22.2	• for a body corporate	30 000	3 600

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
23	80 (4)		
23.1	• for an individual	6 000	720
23.2	• for a body corporate	30 000	3 600
24	85 (1)		
24.1	• for an individual	3 600	432
24.2	• for a body corporate	18 000	2 160
25	85 (2)		
25.1	• for an individual	3 600	432
25.2	• for a body corporate	18 000	2 160
26	85 (3)		
26.1	• for an individual	3 600	432
26.2	• for a body corporate	18 000	2 160
27	85 (4)		
27.1	• for an individual	1 250	144
27.2	• for a body corporate	6 000	720
28	94 (1)		
28.1	• for an individual	1 250	144
28.2	• for a body corporate	6 000	720
29	96		
29.1	• for an individual	1 250	144
29.2	• for a body corporate	6 000	720

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
30	97		
30.1	• for an individual	1 250	144
30.2	• for a body corporate	6 000	720
31	98 (1)		
31.1	• for an individual	1 250	144
31.2	• for a body corporate	6 000	720
32	111		
32.1	• for an individual	1 250	144
32.2	• for a body corporate	6 000	720
33	142 (1)		
33.1	• for an individual	1 250	144
33.2	• for a body corporate	6 000	720
34	150 (1)		
34.1	• for an individual	3 600	432
34.2	• for a body corporate	18 000	2 160
35	150 (2)		
35.1	• for an individual	3 600	432
35.2	• for a body corporate	18 000	2 160
36	150 (3)		
36.1	• for an individual	1 250	144
36.2	• for a body corporate	6 000	720
37	154		
37.1	• for an individual	6 000	720
37.2	• for a body corporate	30 000	3 600

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
38	155 (1)		
38.1	• for an individual	6 000	720
38.2	• for a body corporate	30 000	3 600
39	155 (2)		
39.1	• for an individual	6 000	720
39.2	• for a body corporate	30 000	3 600
40	159		
40.1	• for an individual	6 000	720
40.2	• for a body corporate	30 000	3 600
41	160		
41.1	• for an individual	6 000	720
41.2	• for a body corporate	30 000	3 600
42	165 (1)		
42.1	• for an individual	3 600	432
42.2	• for a body corporate	18 000	2 160
43	165 (2)		
43.1	• for an individual	1 250	144
43.2	• for a body corporate	6 000	720
44	170		
44.1	• for an individual	1 250	144
44.2	• for a body corporate	6 000	720
45	175 (1)		
45.1	• for an individual	1 250	144
45.2	• for a body corporate	6 000	720

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
46	175 (2)		
46.1	• for an individual	1 250	144
46.2	• for a body corporate	6 000	720
47	175 (3)		
47.1	• for an individual	1 250	144
47.2	• for a body corporate	6 000	720
48	180		
48.1	• for an individual	1 250	144
48.2	• for a body corporate	6 000	720
49	181 (2)		
49.1	• for an individual	1 250	144
49.2	• for a body corporate	6 000	720
50	181 (3)		
50.1	• for an individual	1 250	144
50.2	• for a body corporate	6 000	720
51	181 (4)		
51.1	• for an individual	1 250	144
51.2	• for a body corporate	6 000	720
52	182 (2)		
52.1	• for an individual	1 250	144
52.2	• for a body corporate	6 000	720
53	182 (3)		
53.1	• for an individual	1 250	144
53.2	• for a body corporate	6 000	720

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
54	182 (4)		
54.1	• for an individual	3 600	432
54.2	• for a body corporate	18 000	2 160
55	182 (5)		
55.1	• for an individual	1 250	144
55.2	• for a body corporate	6 000	720
56	224 (1)		
56.1	• for an individual	3 600	432
56.2	• for a body corporate	18 000	2 160
57	224 (2)		
57.1	• for an individual	3 600	432
57.2	• for a body corporate	18 000	2 160
58	225 (2)		
58.1	• for an individual	6 000	1 200
58.2	• for a body corporate	30 000	6 000
59	225 (5)		
59.1	• for an individual	6 000	1 200
59.2	• for a body corporate	30 000	6 000
60	226 (1)		
60.1	• for an individual	1 250	144
60.2	• for a body corporate	6 000	720
61	226 (3)		
61.1	• for an individual	1 250	144
61.2	• for a body corporate	6 000	720

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
62	226 (4)		
62.1	• for an individual	1 250	144
62.2	• for a body corporate	6 000	720
63	228		
63.1	• for an individual	1 250	144
63.2	• for a body corporate	6 000	720
64	229 (1)		
64.1	• for an individual	1 250	144
64.2	• for a body corporate	6 000	720
65	229 (2)		
65.1	• for an individual	1 250	144
65.2	• for a body corporate	6 000	720
66	230 (1)		
66.1	• for an individual	1 250	144
66.2	• for a body corporate	6 000	720
67	230 (2)		
67.1	• for an individual	1 250	144
67.2	• for a body corporate	6 000	720
68	230 (3)		
68.1	• for an individual	1 250	144
68.2	• for a body corporate	6 000	720
69	237 (2)		
69.1	• for an individual	1 250	144
69.2	• for a body corporate	6 000	720

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
70	237 (4)		
70.1	• for an individual	1 250	144
70.2	• for a body corporate	6 000	720
71	237 (5)		
71.1	• for an individual	1 250	144
71.2	• for a body corporate	6 000	720
72	238 (2)		
72.1	• for an individual	6 000	720
72.2	• for a body corporate	30 000	3 600
73	253		
73.1	• for an individual	3 600	432
73.2	• for a body corporate	18 000	2 160
74	254		
74.1	• for an individual	3 600	432
74.2	• for a body corporate	18 000	2 160
75	260 (3)		
75.1	• for an individual	1 250	144
75.2	• for a body corporate	6 000	720
76	260 (4)		
76.1	• for an individual	1 250	144
76.2	• for a body corporate	6 000	720
77	260 (5)		
77.1	• for an individual	1 250	144
77.2	• for a body corporate	6 000	720

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
78	262 (1)		
78.1	• for an individual	1 250	144
78.2	• for a body corporate	6 000	720
79	273 (3)		
79.1	• for an individual	1 250	144
79.2	• for a body corporate	6 000	720
80	273 (4)		
80.1	• for an individual	1 250	144
80.2	• for a body corporate	6 000	720
81	275 (1)		
81.1	• for an individual	1 250	144
81.2	• for a body corporate	6 000	720
82	282 (1)		
82.1	• for an individual	1 250	144
82.2	• for a body corporate	6 000	720
83	287		
83.1	• for an individual	1 250	144
83.2	• for a body corporate	6 000	720
84	288 (1)		
84.1	• for an individual	1 250	144
84.2	• for a body corporate	6 000	720
85	296		
85.1	• for an individual	3 600	432
85.2	• for a body corporate	18 000	2 160

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
86	299 (1)		
86.1	• for an individual	6 000	720
86.2	• for a body corporate	30 000	3 600
87	300 (1)		
87.1	• for an individual	6 000	720
87.2	• for a body corporate	30 000	3 600
88	300 (2)		
88.1	• for an individual	6 000	720
88.2	• for a body corporate	30 000	3 600
89	301		
89.1	• for an individual	3 600	432
89.2	• for a body corporate	18 000	2 160
90	302		
90.1	• for an individual	3 600	720
90.2	• for a body corporate	18 000	3 600
91	303 (1)		
91.1	• for an individual	1 250	144
91.2	• for a body corporate	6 000	720
92	303 (2)		
92.1	• for an individual	1 250	144
92.2	• for a body corporate	6 000	720
93	303 (3)		
93.1	• for an individual	3 600	432
93.2	• for a body corporate	18 000	2 160

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
94	303 (4)		
94.1	• for an individual	1 250	250
94.2	• for a body corporate	6 000	1 200
95	304 (3)		
95.1	• for an individual	3 600	432
95.2	• for a body corporate	18 000	2 160
96	304 (4)		
96.1	• for an individual	3 600	432
96.2	• for a body corporate	18 000	2 160
97	304 (5)		
97.1	• for an individual	1 250	144
97.2	• for a body corporate	6 000	720
98	306 (3)		
98.1	• for an individual	6 000	720
98.2	• for a body corporate	30 000	3 600
99	308		
99.1	• for an individual	3 600	432
99.2	• for a body corporate	18 000	2 160
100	309 (1)		
100.1	• for an individual	6 000	720
100.2	• for a body corporate	30 000	3 600
101	312		
101.1	• for an individual	3 600	432
101.2	• for a body corporate	18 000	2 160

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
102	313 (1)		
102.1	• for an individual	1 250	144
102.2	• for a body corporate	6 000	720
103	313 (2)		
103.1	• for an individual	1 250	144
103.2	• for a body corporate	6 000	720
104	313 (3)		
104.1	• for an individual	3 600	432
104.2	• for a body corporate	18 000	2 160
105	313 (4)		
105.1	• for an individual	1 250	144
105.2	• for a body corporate	6 000	720
106	316		
106.1	• for an individual	3 600	432
106.2	• for a body corporate	18 000	2 160
107	317 (1)		
107.1	• for an individual	3 600	432
107.2	• for a body corporate	18 000	2 160
108	326 (1)		
108.1	• for an individual	1 250	144
108.2	• for a body corporate	6 000	720
109	326 (2)		
109.1	• for an individual	1 250	144
109.2	• for a body corporate	6 000	720

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
110	330 (1)		
110.1	• for an individual	6 000	1 200
110.2	• for a body corporate	30 000	6 000
111	330 (3)		
111.1	• for an individual	6 000	1 200
111.2	• for a body corporate	30 000	6 000
112	330 (4)		
112.1	• for an individual	6 000	1 200
112.2	• for a body corporate	30 000	6 000
113	339 (1)		
113.1	• for an individual	6 000	1 200
113.2	• for a body corporate	30 000	6 000
114	339 (3)		
114.1	• for an individual	6 000	1 200
114.2	• for a body corporate	30 000	6 000
115	340 (3)		
115.1	• for an individual	1 250	144
115.2	• for a body corporate	6 000	720
116	340 (4)		
116.1	• for an individual	1 250	144
116.2	• for a body corporate	6 000	720
117	346 (1)		
117.1	• for an individual	6 000	1 200
117.2	• for a body corporate	30 000	6 000

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
118	346 (3)		
118.1	• for an individual	3 600	720
118.2	• for a body corporate	18 000	3 600
119	348 (6)		
119.1	• for an individual	6 000	720
119.2	• for a body corporate	30 000	3 600
120	376		
120.1	• for an individual	6 000	1 200
120.2	• for a body corporate	30 000	6 000
121	378 (1)		
121.1	• for an individual	1 250	144
121.2	• for a body corporate	6 000	720
122	378 (2)		
122.1	• for an individual	1 250	144
122.2	• for a body corporate	6 000	720
123	388 (2)		
123.1	• for an individual	3 600	720
123.2	• for a body corporate	18 000	3 600
124	388 (3)		
124.1	• for an individual	3 600	720
124.2	• for a body corporate	18 000	3 600
125	390 (2)		
125.1	• for an individual	1 250	144
125.2	• for a body corporate	6 000	720

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
126	390 (3)		
126.1	• for an individual	1 250	144
126.2	• for a body corporate	6 000	720
127	391 (3)		
127.1	• for an individual	1 250	144
127.2	• for a body corporate	6 000	720
128	404 (1)		
128.1	• for an individual	1 250	144
128.2	• for a body corporate	6 000	720
129	404 (2)		
129.1	• for an individual	1 250	144
129.2	• for a body corporate	6 000	720
130	409 (1)		
130.1	• for an individual	3 600	720
130.2	• for a body corporate	18 000	3 600
131	415 (1)		
131.1	• for an individual	6 000	1 200
131.2	• for a body corporate	30 000	6 000
132	415 (2)		
132.1	• for an individual	3 600	720
132.2	• for a body corporate	18 000	3 600
133	418 (1)		
133.1	• for an individual	1 250	144
133.2	• for a body corporate	6 000	720

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
134	418 (2)		
134.1	• for an individual	1 250	144
134.2	• for a body corporate	6 000	720
135	418B		
135.1	• for an individual	6 000	1 200
135.2	• for a body corporate	30 000	6 000
136	418BAA		
136.1	• for an individual	6 000	1 200
136.2	• for a body corporate	30 000	6 000
137	419 (1)		
137.1	• for an individual	6 000	1 200
137.2	• for a body corporate	30 000	6 000
138	423 (2)		
138.1	• for an individual	1 250	144
138.2	• for a body corporate	6 000	720
139	425 (1)		
139.1	• for an individual	3 600	432
139.2	• for a body corporate	18 000	2 160
140	425 (2)		
140.1	• for an individual	3 600	432
140.2	• for a body corporate	18 000	2 160
141	426 (1)		
141.1	• for an individual	3 600	432
141.2	• for a body corporate	18 000	2 160

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
142	427 (1)		
142.1	• for an individual	3 600	432
142.2	• for a body corporate	18 000	2 160
143	427 (2)		
143.1	• for an individual	3 600	432
143.2	• for a body corporate	18 000	2 160
144	429 (5)		
144.1	• for an individual	3 600	432
144.2	• for a body corporate	18 000	2 160
145	432 (5)		
145.1	• for an individual	3 600	432
145.2	• for a body corporate	18 000	2 160
146	434		
146.1	• for an individual	6 000	720
146.2	• for a body corporate	30 000	3 600
147	438 (1)		
147.1	• for an individual	3 600	432
147.2	• for a body corporate	18 000	2 160
148	438 (2)		
148.1	• for an individual	3 600	432
148.2	• for a body corporate	18 000	2 160
149	444 (1)		
149.1	• for an individual	1 250	144
149.2	• for a body corporate	6 000	720

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
150	444 (2)		
150.1	• for an individual	1 250	144
150.2	• for a body corporate	6 000	720
151	445 (3)		
151.1	• for an individual	1 250	144
151.2	• for a body corporate	6 000	720
152	445 (4)		
152.1	• for an individual	1 250	144
152.2	• for a body corporate	6 000	720
153	446 (1)		
153.1	• for an individual	3 600	720
153.2	• for a body corporate	18 000	3 600
154	446 (3)		
154.1	• for an individual	3 600	720
154.2	• for a body corporate	18 000	3 600
155	449		
155.1	• for an individual	6 000	720
155.2	• for a body corporate	30 000	3 600
156	450		
156.1	• for an individual	6 000	720
156.2	• for a body corporate	30 000	3 600
157	451 (5)		
157.1	• for an individual	3 600	432
157.2	• for a body corporate	18 000	2 160

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
158	458		
158.1	• for an individual	6 000	1 200
158.2	• for a body corporate	30 000	6 000
159	461 (1)		
159.1	• for an individual	1 250	144
159.2	• for a body corporate	6 000	720
160	461 (2)		
160.1	• for an individual	1 250	144
160.2	• for a body corporate	6 000	720
161	464 (3)		
161.1	• for an individual	3 600	432
161.2	• for a body corporate	18 000	2 160
162	465 (1)		
162.1	• for an individual	3 600	432
162.2	• for a body corporate	18 000	2 160
163	465 (2)		
163.1	• for an individual	3 600	432
163.2	• for a body corporate	18 000	2 160
164	465 (3)		
164.1	• for an individual	3 600	432
164.2	• for a body corporate	18 000	2 160
165	466 (1)		
165.1	• for an individual	3 600	432
165.2	• for a body corporate	18 000	2 160

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
166	466 (3)		
166.1	• for an individual	3 600	432
166.2	• for a body corporate	18 000	2 160
167	482 (3)		
167.1	• for an individual	3 600	432
167.2	• for a body corporate	18 000	2 160
168	505 (1)		
168.1	• for an individual	1 250	144
168.2	• for a body corporate	6 000	720
169	506 (1)		
169.1	• for an individual	1 250	144
169.2	• for a body corporate	6 000	720
170	507 (1)		
170.1	• for an individual	1 250	144
170.2	• for a body corporate	6 000	720
171	512		
171.1	• for an individual	1 250	144
171.2	• for a body corporate	6 000	720
172	513 (1)		
172.1	• for an individual	1 250	144
172.2	• for a body corporate	6 000	720
173	525		
173.1	• for an individual	1 250	144
173.2	• for a body corporate	6 000	720

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
174	529		
174.1	• for an individual	3 600	432
174.2	• for a body corporate	18 000	2 160
175	555 (4)		
175.1	• for an individual	6 000	1 200
175.2	• for a body corporate	30 000	6 000
176	555 (5)		
176.1	• for an individual	3 600	720
176.2	• for a body corporate	18 000	3 600
177	572 (4)		
177.1	• for an individual	1 250	144
177.2	• for a body corporate	6 000	720
178	587 (1)		
178.1	• for an individual	1 250	144
178.2	• for a body corporate	6 000	720
179	588 (1)		
179.1	• for an individual	1 250	144
179.2	• for a body corporate	6 000	720
180	593		
180.1	• for an individual	1 250	144
180.2	• for a body corporate	6 000	720
181	594 (1)		
181.1	• for an individual	1 250	144
181.2	• for a body corporate	6 000	720

Schedule 1 Work health and safety legislation infringement notice offences and penalties
Part 1.2 Work Health and Safety Regulation 2011

column 1 item	column 2 offence provision	column 3 offence penalty (\$)	column 4 infringement penalty (\$)
182	607		
182.1	<ul style="list-style-type: none">• for an individual	1 250	144
182.2	<ul style="list-style-type: none">• for a body corporate	6 000	720

Dictionary

(see s 3)

Note 1 The [Legislation Act](#) contains definitions and other provisions relevant to this regulation.

Note 2 For example, the [Legislation Act](#), dict, pt 1, defines the following terms:

- Corporations Act
- individual

Note 3 Terms used in this regulation have the same meaning that they have in the [Magistrates Court Act 1930](#) (see [Legislation Act](#), s 148). For example, the following terms are defined in the [Magistrates Court Act 1930](#), dict:

- administering authority
- authorised person
- infringement notice
- infringement notice offence
- reminder notice.

inspector—see the [Work Health and Safety Act 2011](#), dictionary.

work health and safety legislation means—

- (a) the [Work Health and Safety Act 2011](#); and
- (b) the [Work Health and Safety Regulation 2011](#).

Endnotes

1 About the endnotes

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

3 Legislation history

Magistrates Court (Work Health and Safety Infringement Notices) Regulation 2011 SL2011-38

notified LR 22 December 2011

s 1, s 2 commenced 22 December 2011 (LA s 75 (1))

remainder commenced 1 January 2012 (s 2 and see [Work Health and Safety Act 2011](#) A2011-35, s 2 and [CN2011-12](#))

as amended by

[Magistrates Court \(Work Health and Safety Infringement Notices\) Amendment Regulation 2013 \(No 1\) SL2013-12](#)

notified LR 13 June 2013

s 1, s 2 commenced 13 June 2013 (LA s 75 (1))

remainder commenced 1 July 2013 (s 2)

[Magistrates Court \(Work Health and Safety Infringement Notices\) Amendment Regulation 2015 \(No 1\) SL2015-7](#)

notified LR 26 February 2015

s 1, s 2 commenced 26 February 2015 (LA s 75 (1))

remainder commenced 27 February 2015 (s 2)

[Magistrates Court \(Work Health and Safety Infringement Notices\) Amendment Regulation 2015 \(No 2\) SL2015-16](#)

notified LR 6 May 2015

s 1, s 2 commenced 6 May 2015 (LA s 75 (1))

remainder commenced 7 May 2015 (s 2)

[Statute Law Amendment Act 2015 A2015-15 sch 3 pt 3.44](#)

notified LR 27 May 2015

s 1, s 2 commenced 27 May 2015 (LA s 75 (1))

sch 3 pt 3.44 commenced 10 June 2015 (s 2)

[Magistrates Court \(Work Health and Safety Infringement Notices\) Amendment Regulation 2018 \(No 1\) SL2018-7](#)

notified LR 10 May 2018

s 1, s 2 commenced 10 May 2018 (LA s 75 (1))

remainder commenced 11 May 2018 (s 2)

Endnotes

3 Legislation history

**Magistrates Court (Work Health and Safety Infringement Notices)
Amendment Regulation 2023 (No 1) SL2023-2**

notified LR 9 February 2023

s 1, s 2 commenced 9 February 2023 (LA s 75 (1))

sch 1 awaiting commencement

remainder commenced 20 March 2023 (s 2 (1))

4 Amendment history

Commencement

s 2 om LA s 89 (4)

Authorised people for infringement notice offences

s 12 am [A2015-15](#) amdt 3.145, amdt 3.146

Work Health and Safety Act 2011

sch 1 pt 1.1 am [SL2013-12](#) s 4; items renum R2 LA; [SL2023-2](#) s 4, s 5;
items renum R7 LA

Work Health and Safety Regulation 2011

sch 1 pt 1.2 am [SL2013-12](#) ss 5-9; items renum R2 LA; [SL2015-7](#) s 4;
[SL2015-16](#) s 4; [SL2018-7](#) ss 4-6; items renum R6 LA;
[SL2023-2](#) ss 6-18; items renum R7 LA

Endnotes

5 Earlier republications

5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No and date	Effective	Last amendment made by	Republication for
R1 1 Jan 2012	1 Jan 2012– 30 June 2013	not amended	new regulation
R2 1 July 2013	1 July 2013– 26 Feb 2015	SL2013-12	amendments by SL2013-12
R3 27 Feb 2015	27 Feb 2015– 6 May 2015	SL2015-7	amendments by SL2015-7
R4 7 May 2015	7 May 2015– 9 June 2015	SL2015-16	amendments by SL2015-16
R5 10 June 2015	10 June 2015– 10 May 2018	A2015-15	amendments by A2015-15
R6 11 May 2018	11 May 2018– 19 Mar 2023	SL2018-7	amendments by SL2018-7

© Australian Capital Territory 2023