

**OCCUPATIONAL SAFETY AND HEALTH AMENDMENT ACT
2005**



BERMUDA

2005 : 12

**OCCUPATIONAL SAFETY AND HEALTH AMENDMENT ACT
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Date of Assent: 15 June 2005

Operative Date: 15 June 2005

WHEREAS it is expedient to amend the Occupational Safety and Health Act 1982.

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Short title

1 This Act may be cited as the Occupational Safety and Health Amendment Act 2005.

Amendment of section 2

2 Section 2 of the Occupational Safety and Health Act 1982 (in this Act referred to as "the principal Act") is amended by inserting the following definition in its proper alphabetical position —

"medical practitioner" means a person registered to practise medicine under the Medical Practitioners Act 1950;"

OCCUPATIONAL SAFETY AND HEALTH AMENDMENT ACT 2005

Amendment of section 3D

3 Section 3D of the principal Act is amended by deleting "officer" and "officers" wherever they occur and substituting "practitioner" and "practitioners", respectively.

Insertion of section 15C

4 The principal Act is amended by inserting the following section next after section 15B —

"Safety and Health Appeals Officer

15C (1) The Minister may by instrument in writing authorise any Safety and Health Officer to exercise any powers or perform any duties conferred on a Safety and Health Appeals Officer under this Act.

(2) The instrument of authorisation under subsection (1) shall specify the duration of the authorisation."

Amendment of section 20

5 Section 20 of the principal Act is amended —

(a) by inserting the following subsection next after subsection (3) —

"(4) The duties of the committee shall include —

- (a) participation in the identification and control of the safety and health hazards within the place of employment;
- (b) the establishment and promotion of safety and health programmes for the education and information of employees;
- (c) the receipt, consideration and disposition of matters respecting the safety and health of employees; and
- (d) such other duties as may be specified in this Act or in Regulations made under this Act."; and

(b) by repealing subsection (5).

Amendment of section 20A

6 Section 20A of the principal Act is amended by deleting subsection (3) and substituting the following subsection —

**OCCUPATIONAL SAFETY AND HEALTH AMENDMENT ACT
2005**

"(3) The duties of the safety and health representative shall be the same as the duties of the safety and health committee specified under section 20(4)."