

**EXTRAORDINARY
GOVERNMENT OF FIJI GAZETTE SUPPLEMENT**

No. 13

THURSDAY, 9th MAY

2024

[LEGAL NOTICE NO. 22]

HEALTH AND SAFETY AT WORK ACT 1996

**Health and Safety at Work (General Workplace
Conditions) (Amendment) Regulations 2024**

IN exercise of the powers conferred on me by section 62 of the Health and Safety at Work Act 1996, and on the recommendation of the Permanent Secretary responsible for employment, productivity and industrial relations, in consultation with the National Occupational Health and Safety Advisory Board, I hereby make these Regulations—

Short title and commencement

1.—(1) These Regulations may be cited as the Health and Safety at Work (General Workplace Conditions) (Amendment) Regulations 2024.

(2) These Regulations come into force on 1 August 2024.

(3) In these Regulations, the Health and Safety at Work (General Workplace Conditions) Regulations 2003 is referred to as the “Principal Regulations”.

Regulation 4 amended

2. Regulation 4 of the Principal Regulations is amended in the definition of “first aid supplies” by deleting “the Schedule” and substituting “Schedule 1”.

Regulation 46 amended

3. Regulation 46(2) of the Principal Regulations is amended by deleting “the Schedule” and substituting “Schedule 1”.

Regulation 66 amended

4. Regulation 66 of the Principal Regulations is amended by—

(a) renumbering regulation 66 as regulation 66(1); and

(b) after subregulation (1), inserting the following new subregulations—

“(2) The employer must ensure the health and safety at work of all his or her workers by providing and maintaining plants and a system of work that is safe and without risk to health.

(3) The employer must ensure that all workplaces under his or her control as listed under Schedule 2 is inspected and audited by a health and safety inspector in accordance with the following—

(a) an employer whose workplace or nature of business that is listed as high risk must ensure that his or her workplace is made available for inspection and audit every year; and

(b) an employer whose workplace or nature of business that is listed as low risk must ensure that his or her workplace is made available for inspection and audit every 3 years.

(4) A health and safety inspector may conduct an inspection and audit of any workplace at any period other than that scheduled for low or high risk businesses, in the performance of his or her functions under this regulation.

(5) On an inspection and audit under subregulation (3), the Chief Health and Safety Inspector may issue the employer with a certificate of compliance.

(6) The Chief Health and Safety Inspector may cancel any certificate of compliance issued to an employer for a low risk business where the employer's business is subsequently found to be a high risk business.

(7) Where an employer's business is found to be a high risk business under subregulation (6), the requirement for an inspection and audit under subregulation (3)(a) applies."

Schedule amended

5. The Schedule to the Principal Regulations is amended in the heading by deleting "SCHEDULE" and substituting "SCHEDULE 1".

Schedule 2 inserted

6. The Principal Regulations are amended after Schedule 1 by inserting the following new schedule—

"SCHEDULE 2
(Regulation 66)

High risk nature of business	Low risk nature of business
1. Poultry farming	1. Fruit growing
2. Forestry and logging	2. Vegetable growing
3. Fishing	3. Cereal grains, sheep, cattle and pigs
4. Meat processing	4. Other agriculture
5. Milk and milk product processing	5. Services to agriculture
6. Manufacture of vegetable or marine oils and margarine	6. Trapping animals
7. Manufacture of flour, starch and pastries	7. Fruit and vegetable processing
8. Manufacture of bread, cakes and pastries	8. Publishing only
9. Manufacture of beer, malt, wine and brandy	9. Printing and publishing
10. Manufacture of other foods	10. Printing and book binding
11. Manufacture of cigarettes, cigars, snuff	11. Printing trade services (not elsewhere classified)

High risk nature of business	Low risk nature of business
12. Manufacture of other textile products	12. General wholesalers
13. Manufacture of sugar	13. Machinery and equipment wholesalers
14. Manufacture of clothing	14. Cereal grains wholesalers
15. Manufacture of footwear	15. Farm produce wholesalers
16. Wood and wood products	16. Food, drink and tobacco wholesalers
17. Manufacture of furniture and mattresses	17. Textile and clothing
18. Manufacture of paper and paper products	18. House goods wholesalers
19. Manufacture of stationery	19. Department and general stores
20. Manufacture of basic chemicals	20. Clothing fabric and furniture stores
21. Manufacture of other chemicals	21. Household appliances and hardware stores
22. Manufacture of glass and glass products	22. New motor vehicle dealers
23. Manufacture of clay products and refectories	23. Used motor vehicle dealers
24. Manufacture of cement and concrete products	24. Motor cycle dealers
25. Manufacture of non-metallic mineral products	25. Boat/caravan dealers
26. Manufacture of iron and steel products	26. Tyre/battery dealers
27. Manufacture of basic non-ferrous metals	27. Milk and bread vendors
28. Manufacture of non-ferrous metal products	28. Other retailers
29. Manufacture of structural metal products	29. Road freight transports
30. Manufacture of sheet metal products	30. Other services to air transport
31. Manufacture of other fabricated metal products	31. Storage
32. Manufacture of leather and leather products	32. Banking
33. Manufacture of rubber products	33. Investments
34. Manufacture of other products	34. Services to finance and investment
35. Electricity generation, transmission and distribution	35. Insurance
36. Town gas manufacture and distribution	36. Services to insurance

High risk nature of business	Low risk nature of business
37. Water sewage and drainage	37. Real estate agents
38. Building construction	38. Real estate operators and developers
39. Non-building construction	39. Legal and accounting services
40. Bricklaying and tiling	40. Data processing services
41. Other special construction trades	41. Advertising services
42. Builders hardware wholesalers	42. Typing, copying and mailing services
43. Service stations	43. Collecting and credit reporting services
44. Smash repairs	44. Cleaning services
45. Butcher shops and other food stores	45. Contract parking services
46. Road passenger transport	46. Business services (not elsewhere classified)
47. Rail transport	47. Plant hire and leasing
48. Water transport	48. Hospitals and nursing homes
49. Air transport	49. Medicine
50. Other transport	50. Dentistry
51. Services to road transport	51. Optometry and optical dispensing
52. Water transport terminals and other services	52. Fire services
53. Communication	53. Entertainment
54. Technical services	54. Lotteries
55. Dental laboratories	55. Restaurants, hotels and accommodation
56. Pest control services	56. Laundries and dry cleaners
57. Sanitary and garbage disposal services	57. Hairdressers, beauty salons
58. Minerals, metals and chemical wholesalers	58. Other personal services
59. Any other high risk nature of business not classified	59. Business without a fixed workplace
	60. Other specialist wholesalers
	61. Any other low risk nature of business not classified”

Made this 9th day of May 2024.

P. TIKODUADUA
Acting Minister for Employment,
Productivity and Industrial Relations