

## **Instrument of Declaration**

### **COMMONWEALTH OF AUSTRALIA**

#### **AUSTRALIAN SAFETY AND COMPENSATION COUNCIL**

##### *Australian Workplace Safety Standards Act 2005*

#### **AMENDMENT TO THE NATIONAL LIST OF EXEMPTIONS**

1. The Australian Safety and Compensation Council (the Council) made an out-of-session agreement to declare an amendment to Schedule 2 of the National Model Regulations for the Control of Workplace Hazardous Substances [NOHSC:1005(1994)].
2. The Council has authorised the person from time to time performing the duties of Group Manager, Office of the Australian Safety and Compensation Council, Department of Employment and Workplace Relations, to exercise certain procedural powers under the Australian Workplace Safety Standards Act 2005 and the Australian Workplace Safety Standards Regulations 2005 on behalf of the Council.
3. Acting in accordance with that authorisation, I, FLORA CARAPPELLUCCI, Acting Group Manager, Office of the Australian Safety and Compensation Council, Department of Employment and Workplace Relations, DECLARE the following amendment to Schedule 2 of the *National Model Regulations for the Control of Workplace Hazardous Substances* [NOHSC:1005(1994)], on behalf of the Council.

Dated this                      day of    2007

FLORA CARAPPELLUCCI  
Acting for and on behalf of the Australian Safety and Compensation Council



**Australian Government**

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**Australian Safety and  
Compensation Council**

**NATIONAL HAZARDOUS SUBSTANCES  
REGULATORY PACKAGE**

**Substances Subject to Prohibitions on  
Use (Schedule 2)**

**AN AMENDMENT TO SCHEDULE 2 OF THE NATIONAL MODEL  
REGULATIONS FOR THE CONTROL OF WORKPLACE HAZARDOUS  
SUBSTANCES [NOHSC:1005 (1994)]**

**OCTOBER 2007**

## TITLE

This amendment may be cited as *Amendment to the National List of Exemptions 2007*.

## OBJECTIVE

The objective of this amendment is to extend Exemption 4 of the National List of Exemptions until 2010 to enable the Australian Defence Organisation, with the oversight of the Safety, Rehabilitation and Compensation Commission, to continue to use mission-critical components and parts that contain chrysotile and for which there is no known suitable non-chrysotile alternative.

## AMENDMENTS

Amend Exemption 4 of the National List of Exemptions, as listed in the entry for chrysotile asbestos in Schedule 2 of the *National Model Regulations for the Control of Workplace Hazardous Substances* to read as follows:

**Exemption 4:** For the Australian Defence Organisation to use chrysotile parts and components which the ADO considers to be mission-critical, and where there is no known suitable, non-chrysotile alternative. This exemption will be regulated in detail by the Safety Rehabilitation Compensation Commission.  
*Exemption until 31 December 2010.*

### NOTES:

(i) The definition of mission-critical encompasses those items that, if not available, prevent the equipment they are a component of from being available for use, and this unavailability prevents a mission from being undertaken.