



## When does a PCBU need to notify the WHS regulator of their plan to process legacy engineered stone?

**Processing engineered stone** means any process that is reasonably likely to expose a person to RCS during its manufacture or handling. This includes using a power tool or other mechanical plant (e.g. a crushing machine) to crush, cut, grind, trim, sand, abrasive polish or drill the engineered stone, and may also include cleaning and maintenance.

**Legacy engineered stone** includes prohibited benchtops panels, and slabs that are already installed and, for the purposes of disposal, includes prohibited benchtops, panels and slabs which are not installed (such as a stockpile).

Does the work involve manufacturing, supplying, processing or installing engineered stone benchtops, panels or slabs?

YES

NO

Does the work involve supplying, processing or installing engineered stone benchtops, panels or slabs for:

- genuine research and analysis, or
- to sample and identify engineered stone?

Does the work involve processing a CSS other than engineered stone?

NO

Must comply with general WHS duties.

NO

YES

Does the work involve processing engineered stone benchtops, panels or slabs to:

- remove, repair or make minor modifications to installed engineered stone or
- to dispose of it (whether installed or not)?

You must control the processing of CSS and conduct a risk assessment to determine if the processing is high risk. You must also comply with general WHS duties.

YES

Identify the WHS regulator for the jurisdiction you are carrying out work in. Use the form required by the WHS Regulator to notify them you are undertaking work with engineered stone before you undertake the work or as soon as practicable after becoming aware that the work involves processing engineered stone. Retain the form for 5 years. The regulator does not need to approve the work before you commence, but they will respond to acknowledge receipt.

Victoria does not require a notification for permitted work with legacy engineered stone. Please refer to [WorkSafe Victoria](https://www.worksafe.vic.gov.au/)

Has any information provided in the notification changed?

OR

Are you still carrying out the same permitted work and it has been more than 12 months since the notification?

NO

YES

You are no longer carrying out the same permitted work or have an existing notification that is still valid. No further action required.

Resubmit notification

The ACT does not require a notification to be resubmitted after 12 months.