

Submission form



Proposed Occupational Health and Safety Amendment (Crystalline Silica) Regulations 2021

Note: Areas marked with an asterisk (*) denote required information.

Type of submission *	Individual <input type="checkbox"/>	Organisation <input checked="" type="checkbox"/>	
Organisation name (where applicable)	Smartstone Australia Pty Ltd		
First name *			
Last name *			
Email address *			
Postal address			
Postcode *			
State *	NSW		
Do you consent to WorkSafe publishing your submission?*	<input checked="" type="checkbox"/> Yes – WorkSafe may publish this submission with my name.		
	<input type="checkbox"/> Yes – WorkSafe may publish this submission, but without my name.		
	<input type="checkbox"/> No – WorkSafe may not publish my submission due to confidentiality reasons.		
Note: All submissions will be treated as public documents and will be published online unless clearly identified as being confidential. Where the submission is from an organisation, WorkSafe will publish the organisation's name not the author's name.			
Does your submission contain personal information of any third party individual/s?*	<input type="checkbox"/> Yes	If yes, have you obtained consent from the third party individual/s to include their personal information in your submission?	<input type="checkbox"/> Yes
	<input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> No
Note: If you have not obtained consent from the third party individual/s, WorkSafe may elect not to publish your submission or may redact third party information from your submission.			
Can WorkSafe contact you about your submission?*	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Note: WorkSafe may use the information you have provided to inform you of further development of the proposed regulations.			

Proposed Occupational Health and Safety Amendment (Crystalline Silica) Regulations 2021

Please provide your comments on the proposed Occupational Health and Safety Amendment (Crystalline Silica) Regulations 2021 below. Where possible, please indicate the section you are commenting on. General comments about the regulations are also welcome.

General comments	
<p>In general terms, we are supportive of these Regulations. Much of this is what the Australian Engineered Stone Advisory Group (AESAG) was trying to achieve in 2019. Smartstone Australia was a founding member of AESAG.</p>	
Specific comments	
<i>Regulations 1 – 5</i>	Click here to enter text.
<i>Part 4.5 – Crystalline silica Division 1 – Introductory matters</i>	We believe that Terrazzo should be included in the substances list.
<i>Part 4.5 – Division 2 – Duties of manufacturers and suppliers</i>	<p>" "Due to the requirement for suppliers to only sell to licenced stonemasons, there needs to be a mechanism in the regulations for suppliers to transact with businesses other than stonemasons (e.g. builders, developers) who often purchase product to be fabricated by their nominated stonemason. This may be due to the stonemason lacking the necessary working capital to purchase the slabs, or not being able to obtain credit, or enough credit, with the supplier.</p> <p>National suppliers such as ourselves (but also a number of other suppliers) need to be able to sell slabs to sub-distributors located in regional areas who on-sell in their local area. The regulations need a mechanism to allow for this.</p> <p>The record keeping requirements regarding supply are fine.</p> <p>We are however concerned with how we can determine on-going whether a previously licenced stonemason is still licenced. If a licence has been suspended or cancelled, how will suppliers know on a day-to-day basis. This needs to be clearly communicated to all</p>

	market participants."
<i>Part 4.5 – Division 3 – Duties of employers and self-employed persons</i>	
<i>Part 4.5 – Division 4 – Licensing requirements</i>	
<i>Part 4.5 – Division 5 – Transitional provisions – Engineered stone licences</i>	Click here to enter text.
<i>Part 6.1 – Licences – Subdivision 6 – Additional provisions in relation to an engineered stone</i>	We are supportive of the implementation of a licencing scheme, but as per our response to Part 4.5, we are concerned about how suppliers will know on a day-to-day basis if an Engineered Stone Licence has been suspended or cancelled.

Regulatory Impact Statement

General comments	
Click here to enter text.	
Specific comments	
<i>Executive summary</i>	Click here to enter text.
<i>Part 1 – Background</i>	Click here to enter text.
<i>Part 2 – The problem of silica dust</i>	Click here to enter text.

<i>Part 3 – Options</i>	Click here to enter text.
<i>Part 4 – Impact analysis and preferred option</i>	Click here to enter text.
<i>Part 5 – Preferred option</i>	Click here to enter text.
<i>Part 6 – Cost recovery and fees</i>	Click here to enter text.
<i>Part 7 – Small business and competition impacts</i>	Click here to enter text.
<i>Part 8 – Evaluation strategy</i>	Click here to enter text.
<i>Part 9 – Implementation strategy</i>	Click here to enter text.

Disclaimer: To the full extent permitted by law, WorkSafe Victoria (WorkSafe) does not accept liability for any loss or damage suffered or for any claims whatsoever arising in any way from any party making a submission or any third party included, identified or named in a submission in any way or form.

Collection statement: WorkSafe collects and handles personal information in accordance with Victorian privacy laws and principles, as well as its Privacy Policy. You can access WorkSafe's Privacy Policy [here](#). Your name and contact details are collected by WorkSafe for the purpose of identifying and responding to your comments or submission on the proposed Occupational Health and Safety Amendment (Crystalline Silica) Regulations 2021 (Proposed Regulations) and associated Regulatory Impact Statement (RIS). Your feedback will be considered and applied to the proposed Regulations and RIS where appropriate.

Your submission will be published under your name or, where relevant, your organisation's name on the Engage Victoria website, unless you select the relevant check box to say that you do not wish to have your submission published. Your contact details will not be published regardless of whether you select the relevant check box.

You also have the option to provide your submission anonymously. If you do not wish for your name, or organisation's name, to be published with your submission, please select the relevant check box. If you choose to have your submission published, please ensure that individuals are not identified in the content. If you have any questions or would like to learn more about this project, please email legislation@worksafe.vic.gov.au. To access or correct the information you have provided, please contact privacy@worksafe.vic.gov.au.