

Work Health and Safety (Codes of Practice) (Stone Benchtop Industry and Coal-fired Power Stations) Amendment Notice 2020

Human Rights Certificate

Prepared in accordance with Part 3 of the *Human Rights Act 2019*

In accordance with section 41 of the *Human Rights Act 2019*, I, Grace Grace, Minister for Education and Minister for Industrial Relations provide this human rights certificate with respect to the *Work Health and Safety (Codes of Practice) (Stone Benchtop Industry and Coal-fired Power Stations) Amendment Notice 2020* under the *Work Health and Safety Act 2011* (Qld) (WHS Act).

In my opinion the *Work Health and Safety (Codes of Practice) (Stone Benchtop Industry and Coal-fired Power Stations) Amendment Notice 2020* is compatible with the human rights protected by the *Human Rights Act 2019*. I base my opinion on the reasons outlined in this statement.

Overview of the Subordinate Legislation

The *Work Health and Safety (Codes of Practice) (Stone Benchtop Industry and Coal-fired Power Stations) Amendment Notice 2020* seeks to update references to the existing workplace exposure standard for respirable crystalline silica to reflect the nationally revised standard. The revised standard is due to commence in Queensland on 1 July 2020. The amendment changes the current workplace exposure standard for respirable crystalline silica from a time weighted average of 0.1 milligrams per cubic metre (mg/m³) to a time weighted average of 0.05 mg/m³ at all occurrences in the *Managing respirable crystalline silica in the stone benchtop industry Code of Practice 2019* (the Stone Benchtop Code) and the *Managing respirable dust hazards in coal-fired power stations Code of Practice 2018* (the Coal-Fired Power Stations Code). An incorrect photograph has also been removed from the amended Stone Benchtop Code.

The purpose of the *Work Health and Safety (Codes of Practice) (Stone Benchtop Industry and Coal-fired Power Stations) Amendment Notice 2020* is to update the workplace exposure standard for respirable crystalline silica for consistency with *Workplace exposure standards for airborne contaminants* and the *Work Health and Safety Regulation 2011*.

Section 274 of the WHS Act authorises the amendments.

Human Rights Issues

Human rights relevant to the subordinate legislation (Part 2, Division 2 and 3 *Human Rights Act 2019*)

No human rights have been identified as being engaged or limited by the *Work Health and Safety (Codes of Practice) (Stone Benchtop Industry and Coal-fired Power Stations) Amendment Notice 2020*.

Consideration of reasonable limitations on human rights (section 13 *Human Rights Act 2019*)

No human rights have been identified as being engaged or limited by the *Work Health and Safety (Codes of Practice) (Stone Benchtop Industry and Coal-fired Power Stations) Amendment Notice 2020*.

Conclusion

I consider that the *Work Health and Safety (Codes of Practice) (Stone Benchtop Industry and Coal-fired Power Stations) Amendment Notice 2020* is compatible with the *Human Rights Act 2019* because it does not raise any human rights issues.

GRACE GRACE
MINISTER FOR EDUCATION
MINISTER FOR INDUSTRIAL RELATIONS

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