

2000

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Mr Berry)

**Occupational Health and Safety Amendment  
Bill 2000 (No 3)**

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**A BILL**

**FOR**

**An Act to amend the *Occupational Health and Safety Act*  
1989**

The Legislative Assembly for the Australian Capital Territory  
enacts as follows:

**1 Name of Act**

This Act is the *Occupational Health and Safety Amendment Act*  
5 2000 (No 3).

**2 Commencement**

This Act commences on the day it is notified in the Gazette.

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Job No 2000/131

**3 Act amended**

This Act amends the *Occupational Health and Safety Act 1989*.

**4 Substitution**

Section 35A is repealed and the following section substituted:

**5 "35A Commencement of prosecution in Magistrates Court**

"(1) If a coroner's inquest or inquiry is held and it appears from the coroner's report or from proceedings at the inquest or inquiry that an offence has been committed against this Part, a prosecution for the offence may be begun in the Magistrates Court at any time before the third anniversary of the day the findings were recorded, or the report was made, whichever occurs later.

"(2) Subsection (1) applies to an offence against this Part whether it was committed before or after the commencement of this section."

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**Endnote**

**Act amended**

1 Republished as in force on 1 August 2000. (Republication No 8).