

AUSTRALIAN CAPITAL TERRITORY

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No. 7 of 1976

AN ORDINANCE

To amend the *Scaffolding and Lifts Ordinance 1957-1974*.

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1973*.

Dated this twelfth day of February, 1976.

JOHN R. KERR
Governor-General.

By His Excellency's Command,

ERIC L. ROBINSON
Minister of State for the Capital Territory.

SCAFFOLDING AND LIFTS ORDINANCE 1976

1. (1) This Ordinance may be cited as the *Scaffolding and Lifts Ordinance 1976*.* Short title and citation.

(2) The *Scaffolding and Lifts Ordinance 1957-1974*,† as amended by this Ordinance, may be cited as the *Scaffolding and Lifts Ordinance 1957-1976*.

2. Part II of the Schedule to the Principal Ordinance is amended— Schedule to the Scaffolding and Lifts Ordinance 1957-1974.
(a) by inserting the following item after item 11:—

Item No.	Provision modified	Modification
11A	Regulation 73 ..	Insert after "agents" the words "(including every independent contractor from time to time engaged in that work)".

(b) by inserting the following item after item 24:—

Item No.	Provision modified	Modification
24A	First Schedule ..	Insert the following paragraph before paragraph B:— "A. Fee to be paid by an applicant for a learner's permit for either a power crane or a power hoist or to act as a rigger, dogman, scaffolder or crane chaser, as the case may be . . \$1.00

* Notified in the *Australian Government Gazette* on 24 February 1976.

† Ordinance No. 8, 1957, as amended by No. 19, 1966; No. 5, 1968; and No. 26, 1974.

Schedule.

3. The Schedule to the Principal Ordinance is amended as set out in the Schedule.

SCHEDULE

Section 3

PART I

AMENDMENTS TO PART I OF THE SCHEDULE

Item No.	Amendments
12	<p>In paragraph (c), insert the following sub-section after sub-section (5):—</p> <p>“(6) The Chief Inspector may issue in writing to any person a learner’s permit authorizing such person to act, in accordance with any conditions endorsed thereon or prescribed in relation thereto, as a power crane or power hoist driver. A learner’s permit shall remain in force for such period endorsed thereon as the Chief Inspector may determine or as may in relation to such permits be prescribed.</p> <p>Nothing in sub-section (1) or (3) of this section shall apply to or in respect of the driving of a power crane or a power hoist, as the case may be, by the holder of such a permit, in accordance with any conditions endorsed thereon or prescribed in relation thereto and for the bona fide purpose of such holder learning to be a power crane or power hoist driver, as the case may be.</p> <p>The Chief Inspector may cancel or suspend a learner’s permit issued pursuant to this sub-section and a person whose learner’s permit has been cancelled or is for the time being suspended shall not be deemed to be the holder of such a permit.”</p>
13	<p>In paragraph (b), insert the following sub-section after sub-section (3):—</p> <p>“(4) The Chief Inspector may issue in writing to any person a learner’s permit authorizing such person to act, in accordance with any conditions endorsed thereon or prescribed in relation thereto, as a rigger, dogman, scaffolder or crane chaser. A learner’s permit shall remain in force for such period endorsed thereon as the Chief Inspector may determine or as may in relation to such permits be prescribed.</p> <p>Nothing in sub-section (1) of this section shall apply to or in respect of any work done by the holder of such a permit, in accordance with any conditions endorsed thereon or prescribed in relation thereto and for the bona fide purpose of such holder learning to be a rigger, dogman, scaffolder or crane chaser, as the case may be.</p> <p>The Chief Inspector may cancel or suspend a learner’s permit issued pursuant to this sub-section, and a person whose learner’s permit has been cancelled or is for the time being suspended shall be deemed not to be the holder of such a permit.”</p>
14	<p>Omit the existing modification, substitute:—</p> <p>(a) Omit from paragraph (a) of sub-section (1) ‘or’ (last occurring).</p> <p>(b) Omit from paragraph (b) of sub-section (1) ‘supporting structure;’, insert ‘supporting structure; or’.</p> <p>(c) Insert after paragraph (b) of sub-section (1)—</p> <p>‘(c) so disables any person working on or about such crane, hoist, lift, plant, scaffolding, gear, building work, excavation work, or compressed air work as to prevent him from returning to his work within 48 hours after the accident.’</p> <p>(d) Omit ‘compressed air work.’ (last occurring) from sub-section (1), insert ‘compressed air work, and the Chief Inspector shall, in addition, be notified orally of an accident to which paragraph (a) applies, as soon as possible after its occurrence.’”</p>

PART II

AMENDMENTS TO PART II OF THE SCHEDULE

Item No.	Amendments
20	<p>Insert the following paragraph before the existing paragraph (a):—</p> <p>“(aa) Insert after sub-regulation (1)—</p> <p>‘(1A) Every application for a learner’s permit shall be accompanied by the fee prescribed by the First Schedule.’”</p>