

Work Health and Safety (Access to Reserves and Depots) Direction 2015

Notifiable instrument NI2015 – 734

made under the

Work Health and Safety Act 2011, s 19 (Primary duty of care)

1 Name of instrument

This instrument is the *Work Health and Safety (Access to Reserves and Depots) Direction 2015*.

2 Commencement

This direction commences on the day after it is signed.

3 Direction—access to reserves and depots

(1) Pursuant to my powers and duty to ensure the health and safety of workers under the *Work Health and Safety Act 2011*, I direct staff of the Parks and Conservation Service to restrict access to:

- (a) any reserve; or
- (b) part of a reserve; or
- (c) any depot,

if that reserve, part of the reserve, or depot is affected by the events listed in schedule 1 during the periods listed in schedule 1.

(2) Restriction of access to a reserve or depot under this clause applies to all people including staff, contractors, and members of the public.

Note Under the *Public Sector Management Act 1994*, section 9 (i), a public employee is obliged to comply with any lawful and reasonable direction given by a person having authority to give the direction.

4 Direction—compliance with management plan

I direct staff of the Parks and Conservation Service to comply with the Territory and Municipal Services Extreme Heat and Elevated Fire Danger Management Plan.

5 Exception

The direction in clause 3 does not apply to staff of the Parks and Conservation Service who are engaged in emergency management or response or to any member of the emergency services.

Phillip Perram
A/g Director-General
Territory and Municipal Services

21 December 2015

Schedule 1

Times when access restricted

- 1 On any day when the Bureau of Meteorology predicts the fire danger index to be 100 or above.
- 2 On any day when the chief officer (SES) activates the ACT Flood Plan.
- 3 On any day when localised flooding occurs that threatens public safety.
- 4 On any day when the ACT Storm Plan is activated.
- 5 On any day when the Bureau of Meteorology has predicted wind gusts that threaten public safety.
- 6 At any time the Director-General or delegate is of the opinion that the lives of people would be in danger if they were to enter the reserve or depot.