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WORKPLACE SAFETY AND HEALTH ACT (CHAPTER 354A)

WORKPLACE SAFETY AND HEALTH (INCIDENT REPORTING) (AMENDMENT) REGULATIONS 2020

In exercise of the powers conferred by sections 27 and 65 of the Workplace Safety and Health Act, the Minister for Manpower makes the following Regulations:

Citation and commencement

1. These Regulations are the Workplace Safety and Health (Incident Reporting) (Amendment) Regulations 2020 and come into operation on 1 September 2020.

Amendment of regulation 3

2. Regulation 3 of the Workplace Safety and Health (Incident Reporting) Regulations (Rg 3) (called in these Regulations the principal Regulations) is amended by inserting, immediately after the definition of “domestic worker”, the following definition:

““registered dentist” means a registered dentist under the Dental Registration Act (Cap. 76).”.

Amendment of regulation 6

3. Regulation 6 of the principal Regulations is amended —

(a) by deleting paragraph (1) and substituting the following paragraphs:

“(1) Subject to paragraph (1A), where —

(a) an employee meets with an accident at a workplace on or after 1 September 2020; and

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- (b) the employee is certified by a registered medical practitioner or registered dentist to be unfit for work, or to require hospitalisation or to be placed on light duties, on account of the accident,

the employer of that employee must submit a report to the Commissioner of the accident within 10 days after the date the employer first has notice of the accident.

(1A) Paragraph (1) does not apply if, before the expiry of the period specified in paragraph (1) —

- (a) the employer has notified the Commissioner of the accident under regulation 4(1); and
- (b) a report of the accident (containing information that the accident has led to the death of the employee) has been submitted to the Commissioner under regulation 4(3).”; and
- (b) by inserting, immediately after paragraph (3), the following paragraph:

“(4) For the purposes of this regulation, an employer has notice of an accident when either of the following events occurs:

- (a) the employee informs any of the following persons of the date and place of the accident and the cause of the injury:
- (i) the employer;
 - (ii) the foreman or any other person under whose supervision the employee was employed at the time of the accident;
 - (iii) any person designated by the employer pursuant to section 35(2)(a)(iii) of the Work

Injury Compensation Act 2019
(Act 27 of 2019);

(b) the employer has knowledge of the accident by any other means.”.

Deletion and substitution of regulation 7

4. Regulation 7 of the principal Regulations is deleted and the following regulation substituted therefor:

“Duty to report occupational disease

7.—(1) Where an employee contracts an occupational disease specified in the Second Schedule to the Act at a workplace, the employer of that employee must submit a report to the Commissioner within 10 days after the date the employer first has notice that the employee is suffering from the occupational disease.

(2) For the purposes of paragraph (1), the employer has notice that the employee is suffering from an occupational disease when the employer has knowledge that a registered medical practitioner or registered dentist has certified that, in the opinion of the registered medical practitioner or registered dentist, the employee is suffering from the occupational disease.

(3) A registered medical practitioner or registered dentist (*P*) who certifies that an employee, in *P*'s opinion, has contracted an occupational disease specified in the Second Schedule to the Act must, within 10 days after the date *P* so certifies the employee, submit a report to the Commissioner.”.

Amendment of regulation 10

5. Regulation 10(1) of the principal Regulations is amended by deleting sub-paragraph (c) and substituting the following sub-paragraph:

“(c) registered medical practitioner or registered dentist who contravenes regulation 7(3),”.

Transitional provisions

6.—(1) Despite regulation 3, regulation 6(1) and (2) of the principal Regulations as in force immediately before 1 September 2020 continues to apply to an employer where an employee of that employer met with an accident at a workplace which occurred before 1 September 2020.

(2) Despite regulation 4 —

(a) regulation 7(1) of the principal Regulations as in force immediately before 1 September 2020 continues to apply to an employer who receives, before 1 September 2020, a written statement prepared by a registered medical practitioner that an employee of the employer has been diagnosed with an occupational disease specified in the Second Schedule to the Act; and

(b) regulation 7(2) of the principal Regulations as in force immediately before 1 September 2020 continues to apply to a registered medical practitioner who, before 1 September 2020, diagnoses an employee with an occupational disease specified in the Second Schedule to the Act.

(3) Despite regulation 5, regulation 10(1)(c) of the principal Regulations as in force immediately before 1 September 2020 continues to apply to a registered medical practitioner mentioned in paragraph (2)(b).

[G.N. Nos. S 460/2011; S 7/2014]

Made on 28 August 2020.

AUBECK KAM
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Ministry of Manpower,
Singapore.*

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(To be presented to Parliament under section 65(8) of the Workplace Safety and Health Act).