1. In September 2007, Mr Robin Stewart-Crompton was commissioned by the Department of Employment and Industrial Relations to conduct an independent review into the current *Workplace Health and Safety Enforcement Framework*.
2. The review recommendations relating to the *Workplace Health and Safety Act 1995* and the *Electrical Safety Act 2002* that are being progressed in this Bill are:
* commencement of prosecutions within 2 years of a coronial inquest of inquiry;
* ensure effective removal of the ‘shield of the Crown’ in order to allow successful prosecutions against government departments;
* presentation of victim impact statements at the sentencing stage;
* allow Workplace Health and Safety Representatives to issue Provisional Improvement Notices;
* move jurisdiction over compliance with prohibition and improvement notices from the Supreme Court to the Magistrates Court;
* clarify the Industrial Court’s ability to impose or re-impose a sentence of imprisonment on appeal; and
* clarify immunity for workplace health and safety inspectors for giving information and advice.
1. It is also proposed to make a number of miscellaneous amendments to the Workplace Health and Safety Act and the *Workers’ Compensation and Rehabilitation Act 2003*.
2. In addition, the *Workers’ Compensation and Rehabilitation Act 2003* will be amended to introduce a new entitlement of a lump sum payment and limited funeral expenses totalling $72,446 for dependents of workers with terminal latent onset diseases who had received a lump sum for the injury.
3. Cabinet approved that the Workplace Health and Safety and Other Acts Amendment Bill 2008 be introduced into the Legislative Assembly.
4. *Attachments*
* [Workplace Health and Safety and Other Acts Amendment Bill 2008](attachments/WHS%20and%20Other%20Legislation%20Amendment%20Bill.pdf)
* [Explanatory Notes](attachments/WHS%20and%20Other%20Legislation%20Amendment%20Bill%20EXPNOTES.pdf)