

## **THE OCCUPATIONAL SAFETY, HEALTH AND WELFARE ACT**

### **Regulations made by the Minister under sections 55 and 80 of the Occupational Safety, Health and Welfare Act**

1. These regulations may be cited as the Occupational Safety, Health and Welfare (Asbestos) Regulations 2004.
2. In these regulations –
  - “asbestos” means the fibrous form of a mineral silicate belonging to a rock-forming mineral of the groups specified in the Schedule or mixture containing one or more of these groups;
  - “handle” means break, carry, clean, collect, cover, demolish, install, lag, manipulate, paint, scratch, strip, wet, wrap or any act of similar nature;
  - “raw asbestos” means any asbestos of the groups specified in the schedule which are in their pure form;
  - “use” means cut, disturb, drill, fix, grind, hammer, maintain, paint, pierce, place, polish, remove, repair, screw or any act of similar nature.
3.
  - (a) Subject to paragraph (c), no employer shall handle, store or use asbestos of the amphibole group or raw asbestos at his place of work.
  - (b) No employer shall spray any form of asbestos at his place of work.

- (c) The handling, using and storing of existing asbestos of the amphibole group and raw asbestos for the purpose of removal and disposal are permitted.
4. Every employer shall –
- (a) provide adequate information, instruction and training to his employees with regards to the steps to be taken to ensure their safety and health when handling, storing and using asbestos; and
  - (b) clearly identify and inform his employees of any form of asbestos present at the place of work.
5. Every employee shall, while handling, storing or using any form of asbestos –
- (a) take reasonable care for the safety and health of himself and other persons who may be affected by his acts or omissions; and
  - (b) cooperate with his employer in the discharge of any duty or requirement placed upon the employer under these regulations.
6. These regulations shall come into operation on 01 February 2004.

Made by the Minister on 16 January 2004.

**SCHEDULE**  
(regulation 2)

<b>Group</b>	<b>Minerals</b>
Amphibole Group	Actinolite Amosite (brown asbestos, cummingtonite-grunerite) Anthophyllite Crocidolite (blue asbestos) Tremolite
Serpentine Group	Chrysotile (white asbestos)