

South Australia

Dust Diseases Regulations 2006

under the *Dust Diseases Act 2005*

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Legislative history

1—Short title

These regulations may be cited as the *Dust Diseases Regulations 2006*.

3—Interpretation

In these regulations—

Act means the *Dust Diseases Act 2005*.

4—Prescribed industrial and commercial processes—section 8(2)

- (1) For the purposes of section 8(2) of the Act, an industrial or commercial process specified in column 2 of the table in Schedule 1 clause 2 is prescribed.
- (2) The prescription of an industrial or commercial process under subregulation (1) only applies to a process carried on from the date specified in relation to that process in column 3 of the table in Schedule 1 clause 2.

5—Prescribed industrial and commercial processes—section 9(2)

- (1) For the purposes of section 9(2) of the Act, an industrial or commercial process specified in Schedule 2 is prescribed.
- (2) The prescription of an industrial or commercial process under subregulation (1) only applies to a process carried on from 1 January 1940.

Schedule 1—Prescribed industrial and commercial processes (regulation 4)

1—Interpretation

In this Schedule—

prescribed business means a business (whether incorporated or otherwise) that, at the time the relevant industrial or commercial process occurred, employed more than 20 persons.

2—Prescribed industrial and commercial processes

	Industrial or commercial process	Relevant date
1	Mining or milling of asbestos, or associated packing or transportation of asbestos	1 January 1940
2	Manufacture of products containing asbestos	1 January 1940
3	Packing or transportation of products containing asbestos by the manufacturer of the products	1 January 1940
4	Sale or supply of products containing asbestos by the manufacturer of the products	1 January 1940
5	Use of products containing asbestos by the manufacturer of the products	1 January 1940
6	Design of any object or thing containing asbestos or products containing asbestos—	
	(a) in the case of a prescribed business	1 January 1960
	(b) in any other case	1 July 1971
7	Sale (whether wholesale or retail) or other supply of products containing asbestos by a person other than the manufacturer of the product—	
	(a) in the case of a prescribed business	1 January 1960
	(b) in any other case	1 July 1971
8	Installation of products containing asbestos (whether in buildings, plant and equipment, vehicles or vessels or otherwise)—	
	(a) in the case of a prescribed business	1 January 1960
	(b) in any other case	1 July 1971
9	Use of products containing asbestos by a person other than the manufacturer of the product—	
	(a) in the case of a prescribed business	1 January 1960
	(b) in any other case	1 July 1971
10	Any industrial or commercial process involving asbestos or products containing asbestos (not being a process referred to in items 1 to 9 above, and not including where the only involvement of asbestos or products containing asbestos in the process is the presence of asbestos or the product in a structure comprising or forming part of the premises in which the process occurred)	1 January 1976

Schedule 2—Prescribed industrial and commercial processes (regulation 5)

Mining or milling of asbestos, or associated packing or transportation of asbestos
Manufacture of products containing asbestos
Packing or transportation of products containing asbestos by the manufacturer of the products
Sale or supply of products containing asbestos by the manufacturer of the products
Use of products containing asbestos by the manufacturer of the products

Legislative history

Notes

- Please note—References in the legislation to other legislation or instruments or to titles of bodies or offices are not automatically updated as part of the program for the revision and publication of legislation and therefore may be obsolete.
- Earlier versions of these regulations (historical versions) are listed at the end of the legislative history.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Revocation of regulations

The *Dust Diseases Regulations 2006* were revoked by Sch 3 of the *Dust Diseases Regulations 2021* on 17.6.2021.

Principal regulations and variations

Year	No	Reference	Commencement
2006	278	<i>Gazette 14.12.2006 p4413</i>	14.12.2006: r 2
2008	26	<i>Gazette 20.3.2008 p1072</i>	20.7.2008: r 2
2009	252	<i>Gazette 29.10.2009 p4987</i>	28.2.2010: r 2

Provisions varied

Entries that relate to provisions that have been deleted appear in italics.

Provision	How varied	Commencement
<i>r 2</i>	<i>omitted under Legislation Revision and Publication Act 2002</i>	<i>20.7.2008</i>
r 4		
r 4(1)	varied by 252/2009 r 4(1)	28.2.2010
r 4(2)	varied by 252/2009 r 4(2)	28.2.2010
Sch 1	substituted by 26/2008 r 4	20.7.2008
	substituted by 252/2009 r 5	28.2.2010

Historical versions

20.7.2008