

<b>Title</b>	<b>Demonstrate knowledge of the requirements of the Health and Safety at Work Act 2015 (HSWA)</b>		
<b>Level</b>	<b>4</b>	<b>Credits</b>	<b>5</b>

<b>Purpose</b>	People credited with this unit standard are able to: describe the intention and coverage of the HSWA; demonstrate knowledge of duties and responsibilities for health and safety in the workplace; outline the legally required health and safety systems in the workplace; and demonstrate knowledge of the administration and enforcement requirements of the HSWA.
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<b>Classification</b>	Occupational Health and Safety > Occupational Health and Safety Practice
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<b>Available grade</b>	Achieved
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### Guidance Information

- 1 *PCBU* refers to a 'Person Conducting a Business or Undertaking'. The Health and Safety at Work Act: Quick reference guide, available at <http://www.worksafe.govt.nz/worksafe/information-guidance/all-guidance-items/hswa-quick-reference-guide>.
- 2 Assessment and training activities and resources for this unit standard must take into consideration the Health and Safety at Work Act 2015 (HSWA), its regulations and any subsequent amendments and replacements. When assessment and training is contextualised for a specific industry, any industry specific legislation, codes of practice, guidelines and standards must be incorporated.
- 3 This unit standard has been developed to support programmes leading towards the New Zealand Certificate in Workplace Health and Safety Practice (Level 4) [Ref: 3534].

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### Outcomes and performance criteria

#### Outcome 1

Describe the intention and coverage of the HSWA.

#### Performance Criteria

- 1.1 Describe the intention for health and safety legislation in relation to historical, social, economic, and moral contexts.

- 1.2 Describe principles of the HSWA in accordance with the Subpart 1, Section 3 – Preliminary provisions.
- Range five principles are required.
- 1.3 Describe how the HSWA applies to individuals in the workplace.
- Range PCBUs, workers, officers, volunteers, visitors, exclusions.
- 1.4 Describe the relationship between civil and common law for health and safety at work.

## Outcome 2

Demonstrate knowledge of duties and responsibilities for health and safety in the workplace.

### Performance criteria

- 2.1 Describe the concept of 'reasonably practicable steps' in terms of legislation and case law.
- 2.2 Outline duties and responsibilities for health and safety in the workplace in accordance with legislative requirements.
- Range includes but is not limited to duties and responsibilities of – PCBUs, officers, workers, suppliers, designers of plant and equipment.
- 2.3 Outline duties and responsibilities for worker engagement, participation, and representation in accordance with legislative requirements.

## Outcome 3

Outline the legally required health and safety systems in the workplace.

### Performance criteria

- 3.1 Outline the required health and safety systems in the workplace in accordance with Part 1 of Health and Safety at Work (General Risk and Workplace Management) Regulations 2016.

## Outcome 4

Demonstrate knowledge of the administration and enforcement requirements of the HSWA.

### Performance criteria

- 4.1 Describe the functions and powers of inspectors specified in the HSWA.

- 4.2 Describe the powers of departmental medical practitioners specified in the HSWA.
- 4.3 Outline the grounds and procedures for intervention and enforcement provisions specified in the HSWA.
- 4.4 Outline the offences and penalties specified in the HSWA.
- 4.5 Explain the ability to take private prosecutions and describe the grounds and procedures for appeal, in accordance with the HSWA.

<b>Planned review date</b>	31 December 2022
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#### Status information and last date for assessment for superseded versions

Process	Version	Date	Last Date for Assessment
Registration	1	20 September 2002	31 December 2019
Revision	2	16 May 2005	31 December 2019
Review	3	25 May 2007	31 December 2019
Rollover and Revision	4	22 May 2014	31 December 2021
Review	5	20 July 2017	N/A
Revision	6	22 August 2019	N/A

<b>Consent and Moderation Requirements (CMR) reference</b>	0121
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This CMR can be accessed at <http://www.nzqa.govt.nz/framework/search/index.do>.

#### Comments on this unit standard

Please contact The Skills Organisation [reviewcomments@skills.org.nz](mailto:reviewcomments@skills.org.nz) if you wish to suggest changes to the content of this unit standard.