

Occupational Licensing (Gas-fitting Exemptions) Order 2018

Occupational Licensing Act 2005

DOC/18/13499 (v1.0)

I, Dale Edward Webster, Administrator of Occupational Licensing, hereby make this Order under section 99 of the *Occupational Licensing Act 2005*.

1. Short title

This Order may be cited as the *Occupational Licensing (Gas-fitting Exemptions) Order 2018*.

2. Commencement

This Order takes effect on 14 March 2018.

3. Revocation

The *Occupational Licensing (Gas-fitting Exemption) Order 2010* is revoked

4. Interpretation

In this Order, unless the context otherwise requires –

“**Act**” means the *Occupational Licensing Act 2005*;

“**Administrator**” means the person appointed as the Administrator of Occupational Licensing under section 10 of the Act;

“**approved course of training**” means a course of training that has been approved by the Administrator.

“**approved training organisation**” means a training organisation that has been approved by the gas entity;

“**gas**” has the meaning prescribed by regulation 3 of the Regulations;

“**gas entity**” has the meaning prescribed by Section 3 of the *Gas Act 2000*;

“**gas-fitting work**” has the meaning prescribed by regulation 3 of the Regulations;

“**gas-fitter practitioner (certifier)**” has the meaning given by regulation 3 of the Regulations;

“**gas infrastructure**” has the meaning prescribed by Section 3 of the *Gas Act 2000*;

“**gas installation**” has the meaning given by regulation 3 of the Regulations;

“**operational work**” has the meaning prescribed by Section 83A of the *Gas Act 2000*;

“**protective work**” has the meaning prescribed by Section 83A of the *Gas Act 2000*;

“Regulations” means the *Occupational Licensing (Gas-fitting Work) Regulations 2010*.

“standard gas installation” has the meaning prescribed by Section 3 of the *Gas Act 2000*;

“Temporary isolation of a gas installation” means the gas installations gas supply has not been interrupted for greater than seven days

5. Application of Acts Interpretation Act 1931

The *Acts Interpretation Act 1931* applies to this Order.

6. Exemption of Trade’s Assistant

- (1) In accordance with section 99(1)(a) of the Act, I exempt persons assisting gas-fitter practitioner (certifiers), who perform work in association with gas-fitting work, from the provisions of section 22(1) the Act.
- (2) This exemption applies only if the persons assisting the gas-fitter practitioner (certifiers) are supervised at a level commensurate with their knowledge, skills and experience in accordance with the Occupational Licensing (Supervision of Prescribed Work) Code of Practice 2010, as amended from time to time.

7. Exemption in respect to purging, pressure testing and re-commissioning a gas installation

- (1) A person who otherwise complies with Clause 8 of this order may perform the following gas-fitting work associated with operational work or protective work on gas infrastructure, that has required the temporary isolation of a gas installation –
 - (a) Purging by way of replacing the air in a gas installation with gas
 - (b) Pressure testing a gas installation for gas tightness in accordance with AS/NZS 5601.1: Gas Installations – General Installations
 - (c) Re-commissioning an existing gas installation
- (2) This exemption applies only to existing standard gas installations and does not include any work involved in respect to the modification or alteration of a gas installation.

8. Conditions to perform and allow certain gas-fitting work under Clause 7 of the Order

A gas entity must ensure a person performed work to which the Clause 7 exemption applies:

- (a) has been appointed a gas officer in accordance with Part 5, Division I the *Gas Act 2000* and is the holder of prescribed identification;
 - (b) has completed an approved course of training, delivered by an approved training organisation;
 - (c) has been assessed as competent to perform the work function by an approved training organisation;
 - (d) is subject to and carried out under the management and control of a gas entity;
 - (e) carries out the gas-fitting work, as directed by the gas entity, in accordance with documented work procedures, practices and instructions established pursuant to Clause 8.2 of this Order that otherwise satisfy the requirements of the Act;
- (2) In the performance of the work to which the Clause 7 exemption applies a gas entity must:
- (a) undertake and document a hazard and risk assessment, including the associated mitigation and control measures, for the work functions;

- (b) developed within the gas entity's safety and operating plan developed pursuant to the *Gas Act 2000*, document, maintain work procedures, practices and instructions for the work function;
- (c) authorise all persons that may perform the work functions, only when assessed as competent;
- (d) ensure all authorised persons are appointed a gas officer in accordance with Part 5, Division 1 the *Gas Act 2000* and are issued prescribed identification;
- (e) create and maintain a register which records the –
 - (i). names of the competent person performing the work;
 - (ii). relevant training and competence undertaken or assessed;
 - (iii). work function the individual is authorised to perform; and
 - (iv). name of the approved training organisation;
- (f) ensure work performed work is associated with operational work or protective work and not a service performed for direct financial gain
- (g) ensure that in undertaking the work it does not place itself in a position where a conflict of interest exists, and, if a conflict of interest does arise, it must notify the Administrator in writing immediately;



Dale Edward Webster

Administrator of Occupational Licensing

14 March 2018

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