

Guide to the Equipment (Public Safety) Regulations 2017

June 2017

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Foreword

On 18 June 2017, Victoria's *Equipment (Public Safety) Regulations 2017* (EPS Regulations 2017) will take effect. The EPS Regulations apply to non-workplaces and set out a range of duties relating to the design, manufacture, importation, supply and use of prescribed equipment to ensure public safety.

In consultation with key stakeholders, the regulations have been streamlined and modernised. The EPS Regulations 2017, for the most part, replicate the EPS Regulations 2007 with some minor changes to ensure the EPS Regulations 2017 are consistent with the plant part of the *Occupational Health and Safety Regulations 2017* (OHS Regulations 2017).

Duty holders who work with plant in non-workplace settings (including designers, manufacturers, importers, suppliers and people in charge of prescribed equipment) need to be aware of some changed requirements, including:

- design requirements for emergency stop devices
- information and record keeping for designers, manufacturers and suppliers
- overarching duties for suppliers and importers of prescribed equipment
- supplying tractors with roll-over protection unless certain circumstances apply
- removal of notification duties for suppliers following the installation of domestic lifts
- notifying incidents involving self-erecting tower cranes
- site preservation requirements to include incidents involving serious injury as well as death.

Introduction

As a duty holder, you will be required to understand the changes in the EPS Regulations 2017 and how they apply to you.

This guide gives you clear information about what has changed, how it will affect you, and what you need to do to ensure you are compliant with the updated regulations.

How to use this guide

You can use this guide to understand the changes made to the regulations and identify specific areas that apply to you. The quick reference table will help you identify those relevant areas and direct you to more detailed information in the guide that includes cross-references to relevant Parts, Divisions and the Schedule and how they've changed.

You can contact the WorkSafe Advisory Service on 1800 136 089, Monday to Friday, between 9am to 5pm, if you need further assistance. Further information can also be found at worksafe.vic.gov.au

Disclaimer: This guide contains material of a general nature only and is not to be used as a substitute for obtaining legal advice.

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Finding the changes that apply to you – A quick reference table

This table can be used to find changes in the EPS Regulations 2017 that may apply to your situation. Click on the links to take you to the relevant section in the guide for more detailed information. Where the table states 'no change to duty holder requirements', you can still review any changes that have been made by clicking on the relevant link.

For all of the numbering changes between the 2007 regulations and 2017 regulations, please refer to detailed reconciliation tables that can be downloaded from worksafe.vic.gov.au.

EPS Regulations 2007	EPS Regulations 2017	Change to duty holders requirements
Part 1—Preliminary	Part 1—Preliminary	Part 1—Preliminary
105 Interpretation – abseiling equipment	5 Interpretation – rope access equipment	No change to duty holder requirements. More detail page 6.
No equivalent definition	5 Interpretation – emergency stop device	No change to duty holder requirements. More detail page 6.
No equivalent definition	5 Interpretation – operational stop control	No change to duty holder requirements. More detail page 6.
No equivalent definition	5 Interpretation – operator controls	No change to duty holder requirements. More detail page 6.
105 Interpretation – presence-sensing safeguarding system	5 Interpretation – presence-sensing safe-guarding system	No change to duty holder requirements. More detail page 7.
No equivalent definition	5 Interpretation – roll-over protection	Change to requirements. More detail page 7.
Part 3—Duties of designers of prescribed equipment	Part 3—Duties of designers of prescribed equipment	Part 3—Duties of designers of prescribed equipment
Part 4—Duties of manufacturers of prescribed equipment	Part 4—Duties of manufacturers of prescribed equipment	Part 4—Duties of manufacturers of prescribed equipment
Part 5—Duties of importers of prescribed equipment	Part 5—Duties of importers of prescribed equipment	Part 5—Duties of importers of prescribed equipment
Part 6—Duties of suppliers and agents of suppliers of prescribed equipment	Part 6—Duties of suppliers and agents of suppliers of prescribed equipment	Part 6—Duties of suppliers and agents of suppliers of prescribed equipment
306(1) Operational stop controls and emergency stop devices (designer)	15(1) Emergency stop devices (designer)	Change to requirements. More detail page 8.
310(1) Records and information (designer)	19(1) Records and information (designer)	Change to requirements. More detail page 9.
310(2) Records and information (designer)	19(2) Records and information (designer)	Change to requirements. More detail page 10.
311(3) Record of standards or engineering principles used (designer)	20(3) Record of standards or engineering principles used (designer)	
404(2) Records and information (manufacturer)	24(2) Records and information (manufacturer)	
403(1)(a) Information must be obtained and provided (manufacturer)	23 Information must be given by a manufacturer	Change to requirements. More detail page 11.
603(1)(a)(i) Information must be obtained and provided (supplier)	29 Information to be given – new prescribed equipment (supplier)	
501(1)&(3) General duties (importer) 602(1)&(3) General duties (supplier)	These provisions have been removed.	No change to duty holder requirements. More detail page 12.

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EPS Regulations 2007	EPS Regulations 2017	Change to duty holders requirements
No equivalent regulation	32 Rollover protection on a tractor (supplier)	Change to requirements. More detail page 13.
607 Suppliers of lifts for domestic premises to notify Authority	This provision has been removed.	Change to requirements. More detail page 13.
Part 8—Notification of prescribed equipment design	Part 8—Notice of prescribed equipment design	Part 8—Notice of prescribed equipment design
801 Prescribed equipment must be notified and the notification confirmed before equipment used	37 Prescribed equipment must be notified and the notice confirmed before equipment used	No change to duty holder requirements. More detail page 14.
805 Recognition of equivalent confirmation, registration, or approval	41 Recognition of equivalent confirmation, registration, or approval	
802 How to give notification	38 How to give notice	Change to requirements. More detail page 14.
Part 9—Incident notifications	Part 9—Incident notices	Part 9—Incident notices
903 Notice of dangerous occurrence	45 Notice of dangerous occurrence	Change to requirements. More detail page 15.
905 Preservation of site	47 Preservation of site	Change to requirements. More detail page 15.
Schedule—Prescribed equipment designs to be notified	Schedule 1—Prescribed equipment designs to be notified	Schedule 1—Prescribed equipment designs to be notified
2 Tower cranes	2 Tower cranes	Change to requirements. More detail page 15.
No equivalent regulation	3 Self-erecting tower cranes	Change to requirements. More detail page 16.
3 Lifts	4 Lifts	Change to requirements. More detail page 16.
7 Amusement structures	8 Amusement structures	Change to requirements. More detail page 16.
8 Prefabricated scaffolding	9 Prefabricated scaffolding	No change to duty holder requirements. More detail page 16.
13 Mobile cranes	14 Mobile cranes	No change to duty holder requirements. More detail page 16.

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A detailed guide to what has changed and what you need to do

The table outlines the key changes to the EPS Regulations and any advice as to actions you need to take, if any, to remain compliant when the new regulations come into effect on 18 June 2017.

EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
Part 1—Preliminary	Part 1—Preliminary	Part 1—Preliminary
105 Interpretation <i>abseiling equipment</i> means equipment used to manually lower or raise a person in a harness or seat, supported by one or more fibre ropes and includes the equipment used to anchor or haul the rope or ropes while abseiling;	5 Interpretation <i>rope access equipment</i> means equipment used to manually lower or raise a person in a harness or seat, supported by one or more fibre ropes and includes the equipment used to anchor or haul the rope or ropes while the person is lowered and raised;	No change to duty holder requirements. The definition of <i>abseiling equipment</i> has been replaced by the definition of <i>rope access equipment</i> to update terminology. As the meaning of the definition remains the same, there is no change to the operation of the defined term.
No equivalent definition.	5 Interpretation <i>emergency stop device</i> means a device that immediately stops, or effectively isolates the hazardous operation of, an item of plant and requires manual resetting;	No change to duty holder requirements. A new definition has been added to distinguish an emergency stop device from an operational stop control.
No equivalent definition.	5 Interpretation <i>operational stop control</i> means a device used to stop an item of plant under normal operation, but does not include an emergency stop device	No change to duty holder requirements. A new definition has been added to distinguish an operational stop control from an emergency stop device. Operational stop controls are subject to the requirements set out in regulation 14 of the EPS Regulations 2017.
No equivalent definition.	5 Interpretation <i>operator controls</i> includes an operational stop control and an emergency stop device;	No change to duty holder requirements. A new definition has been added to make it clear that operator controls includes an operational stop control. Operational stop controls are subject to the requirements set out for operator controls in regulation 14 of the EPS Regulations 2017.

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
<p>105 Interpretation</p> <p>presence-sensing safeguarding system includes—</p> <ul style="list-style-type: none"> (a) (b) (c) the machine stopping capabilities, by which the presence of a person or part of a person within the sensing field will cause the dangerous parts of a machine to be brought to a safe state; 	<p>5 Interpretation</p> <p>presence-sensing safeguarding system includes—</p> <ul style="list-style-type: none"> (a) (b) (c) the machine stopping capabilities, by which the presence of a person or part of a person within the sensing field will cause the dangerous parts of a machine to be brought to a safe state before the person can reach the dangerous parts; 	<p>No change to duty holder requirements.</p> <p>The definition of <i>presence-sensing safeguarding system</i> has been amended to confirm that the machine stopping capabilities must cause the dangerous parts of a machine to be brought to a safe state <i>before a person can reach the dangerous parts</i>. The change is a clarification only.</p> <p>Safe state means if a person reaches into a dangerous part of the machine which is guarded it would no longer be dangerous because the machine has reached a safe state.</p>
<p>No equivalent definition.</p>	<p>5 Interpretation</p> <p>roll-over protection means a structure to protect the operator of a tractor or other powered mobile prescribed equipment against injury as a result of the tractor or equipment rolling over in any direction;</p>	<p>Change to duty holder requirements.</p> <p>The definition has been added to provide suppliers with further clarification in meeting their duty under the new provision 32 in relation to the fitting of roll-over protection on tractors.</p>

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
<p>Part 3—Duties of designers of prescribed equipment Part 4—Duties of manufacturers of prescribed equipment Part 5—Duties of importers of prescribed equipment Part 6—Duties of suppliers and agents of suppliers of prescribed equipment</p>	<p>Part 3—Duties of designers of prescribed equipment Part 4—Duties of manufacturers of prescribed equipment Part 5—Duties of importers of prescribed equipment Part 6—Duties of suppliers and agents of suppliers of prescribed equipment</p>	<p>Part 3—Duties of designers of prescribed equipment Part 4—Duties of manufacturers of prescribed equipment Part 5—Duties of importers of prescribed equipment Part 6—Duties of suppliers and agents of suppliers of prescribed equipment</p>
<p>306(1) Operational stop controls and emergency stop devices (designer)</p> <p>(1) If prescribed equipment is designed to be operated or attended by more than one person and more than one stop control is fitted, the designer of the prescribed equipment must ensure that the design provides for the multiple stop controls to be of the “stop and lock-off” type so that the prescribed equipment cannot be restarted after a stop control has been used unless each stop control is reset.</p>	<p>15(1) Emergency stop devices (designer)</p> <p>(1) A designer of prescribed equipment that is designed to be operated or attended by more than one person and has more than one emergency stop device fitted must ensure that the design provides for the emergency stop devices to be of the type that ensures that, if an emergency stop device has been used, the prescribed equipment can be restarted only if—</p> <p>(a) that emergency stop device is manually reset; and</p> <p>(b) the start function is manually activated.</p>	<p>Change to duty holder requirements.</p> <p>As a designer of prescribed equipment, you can now refer solely to regulation 14 for the design requirements for all operator controls including operational stop controls and solely to regulation 15 for the design of emergency stop devices. Previously design duties for operational stop controls were covered by both Regulations 305 and 306, which led to inconsistency and confusion as to design requirements.</p> <p>The design must now provide for emergency stop devices to be of the type that ensures that the prescribed equipment cannot be restarted until that emergency stop device is manually reset and the start function is manually activated ('latch in' type and not of a 'stop and lock off' type) if the prescribed equipment is to be operated by more than one person and more than one emergency stop device is fitted. Operator controls including operational stop controls must be of the type to ensure that they can be locked into the 'off' position. These changes more accurately reflect industry standards and practice and clarify the specific design requirements.</p>

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
<p>310(1) Records and information (designer)</p> <p>(1) If the design of prescribed equipment is required to be notified under Part 8, the designer of that prescribed equipment must make a record that contains—</p> <p>(a) a record of the method used to determine the risk controls for the prescribed equipment and the risk controls that result from that determination; and</p> <p>(b) a copy of the information provided to a manufacturer under regulation 308 in relation to that prescribed equipment; and</p> <p>(c) if applicable, a copy of the information provided to a manufacturer under regulation 309 in relation to that prescribed equipment.</p>	<p>19(1) Records and information (designer)</p> <p>(1) A designer of prescribed equipment that is required to be notified under Part 8, must record—</p> <p>(a) the method used to determine the risk control measures for the prescribed equipment; and</p> <p>(b) the risk control measures that result from the determination.</p>	<p>Change to duty holder requirements.</p> <p>As a designer of prescribed equipment that is required to be notified, you no longer have a duty to keep copies of the information provided to the manufacturer. This reduces duplication of records as under regulation 24 manufacturers are required to keep information provided by the designer. However, in relation to prescribed equipment that is required to be notified, you will still need to make a record of the method used to determine the risk control measures for the prescribed equipment and the risk control measures that result from the determination.</p>

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
<p>310(2) Records and information (designer)</p> <p>(2) A designer of prescribed equipment must ensure that the record made under subregulation (1) is retained in a suitable state for inspection by the Authority for a period of 10 years after the date of notification of the design of the prescribed equipment under Part 8.</p> <p>311(3) Record of standards or engineering principles used (designer)</p> <p>(3) A designer of prescribed equipment must ensure that the records made under subregulations (1) and (2) are retained in a suitable state for inspection by—</p> <p>(a) the Authority; or</p> <p>(b) the person who verified the design of that plant under Part 8 —</p> <p>for a period of 10 years after the date on which the design or information about the design is made available to a manufacturer under regulation 308 or 309.</p>	<p>19(2) Records and information (designer)</p> <p>(2) A designer of prescribed equipment must keep any record made under subregulation (1) available for inspection by the Authority for a period of 7 years after the date of notice of the design of the prescribed under Part 8.</p> <p>20(3) Record of standards or engineering principles used (designer)</p> <p>(3) A designer of prescribed equipment must keep any record made under this regulation available for inspection by the Authority or the person who verified the design of the plant under Part 8, for a period of 7 years after the later of—</p> <p>(a) the date on which the design or information about the design is given to the manufacturer under regulation 17; or</p> <p>(b) if applicable, the date on which revised information is given to the manufacturer under regulation 18.</p>	<p>Change to duty holder requirements.</p> <p>As a designer or manufacturer of prescribed equipment where you are required by the EPS Regulations 2017 to keep records, you will now only have a duty to keep those records for 7 years instead of 10 years. The reduction in the time required to keep records applies to:</p> <ul style="list-style-type: none"> ▪ records of the method used to determine risk control measures for the prescribed equipment and the resultant risk control measures from the determination (designer) ▪ records of published technical standards or engineering principles used in designing the prescribed equipment (designer) ▪ records of published technical standards used to manufacture the prescribed equipment (manufacturer) ▪ information in relation to the prescribed equipment given to the manufacturer by a designer (manufacturer).
<p>404(2) Records and information (manufacturer)</p> <p>(2) A manufacturer of prescribed equipment must ensure that the records and information referred to in subregulation (1) are retained in a suitable state for inspection by the Authority for a period of 10 years after the date of manufacture of the prescribed equipment.</p>	<p>24(2) Records and information (manufacturer)</p> <p>(2) A manufacturer of prescribed equipment must keep the records and information referred to in subregulation (1) available for inspection by the Authority for a period of 7 years after the date of manufacture of the prescribed equipment.</p>	

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
<p>403(1)(a) Information must be obtained and provided (manufacturer)</p> <p>(1) A manufacturer of prescribed equipment must—</p> <p>(a) take all reasonable steps to obtain the information required to be provided to the manufacturer by the designer of the prescribed equipment under regulation 308;</p> <p>603(1)(a)(i) Information to be obtained and provided (supplier)</p> <p>(1) A supplier of prescribed equipment must—</p> <p>(a) in the case of new prescribed equipment —</p> <p>(i) take all reasonable steps to obtain the information required to be provided to the supplier by a manufacturer under regulation 403 or 502;</p>	<p>23 Information must be given by a manufacturer (manufacturer)</p> <p>This provision has been removed.</p> <p>29 Information to be given – new prescribed equipment (supplier)</p> <p>This provision has been removed.</p>	<p>Change to duty holder requirements.</p> <p>As a supplier or manufacturer of prescribed equipment, you no longer have a duty to 'obtain information'. This provision was removed to maintain the focus on the provision of information.</p> <p>A manufacturer still has duties under regulation 23 to give prescribed information when the manufacturer supplies the prescribed equipment.</p> <p>A supplier of new prescribed equipment still has duties under regulation 29 to give prescribed information when supplying the plant.</p>

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
<p>501(1)&(3) – General duties (importer)</p> <p>(1) Subject to subregulation (2) an importer of prescribed equipment must ensure that the hazard identification and control of risk measures set out in Parts 3 and 4 have been carried out in relation to the design and manufacture of the prescribed equipment before the prescribed equipment leaves the control of the importer.</p> <p>(3) Subregulation (1) does not apply to prescribed equipment that an importer imports for use as scrap metal.</p> <p>602(1)&(3) General duties (supplier)</p> <p>(1) Subject to subregulation (1) a supplier of prescribed equipment must ensure that the hazard identification and control of risk measures set out in Parts 3 and 4, and in the case of imported prescribed equipment, Part 5, have been carried out in relation to the design and manufacture of the prescribed equipment before the prescribed equipment is supplied.</p> <p>(3) Subregulation (1) does not apply to prescribed equipment that the supplier intends for use as scrap metals.</p>	<p>These provisions have been removed.</p>	<p>No change to duty holder requirements.</p> <p>Although the regulation has been removed, as an importer or supplier, you still have general duties under section 8 of the Equipment (Public Safety) Act 1994 (EPS Act). This includes a duty to ensure, so far as is reasonably practicable, that the prescribed equipment that you import or supply is so designed and constructed so as to be safe and without risks to health when it is properly used.</p> <p>You can refer to the EPS Act for further information.</p>

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
<p>No equivalent regulation.</p>	<p>32 Rollover protection on tractor (supplier)</p> <p>(1) This regulation applies to a tractor that conveys its power directly to the ground by wheels but does not apply to a tractor—</p> <ul style="list-style-type: none"> (a) supplied for use at an equipment site in circumstances in which there is no likelihood of the tractor overturning; or (b) weighing less than 560 kilograms, the weight being taken in the lightest form in which the tractor is normally available for retail sale when new and without water, fuel or lubricating oil; or (c) that the supplier intends to be used for parts or scrap material. <p>(2) A supplier of prescribed equipment must not supply a tractor manufactured in, or imported into, Victoria on or after 1 July 1981 unless it is fitted with roll-over protection.</p>	<p>Change to duty holder requirements.</p> <p>As a supplier, you must now ensure that you do not supply a tractor unless it is fitted with roll-over protection unless certain circumstances apply.</p> <p>This now aligns with provisions in the OHS Regulations 2017 and will provide greater consistency in the regulation of roll-over protection on tractors whether being supplied for use in the workplace or a non-workplace.</p>
<p>607 Suppliers of lifts for domestic premises to notify the Authority</p> <p>(1) As soon as is reasonably possible after a lift has been installed in domestic premises, the supplier of that lift must notify the Authority of—</p> <ul style="list-style-type: none"> (a) the address where the lift is installed; and (b) the date on which the lift was installed; and (c) a description of the lift and, to the best of the supplier's knowledge, its proposed use and its location in the premises. 	<p>This provision has been removed.</p>	<p>Change to duty holder requirements.</p> <p>Suppliers of lifts installed in domestic premises will no longer be required to notify WorkSafe of its installation. This is to align with the OHS Regulations 2017 which no longer require items of plant to be registered with WorkSafe.</p>

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
<p>Part 8—Notification of prescribed equipment design</p> <p>801 Prescribed equipment must be notified and the notification confirmed before equipment used</p> <p>(1) A person must not use, or cause or allow to be used, prescribed equipment listed in the Schedule unless notification of the design of that equipment has been confirmed by the Authority.</p> <p>805 Recognition of equivalent, confirmation, registration or approval</p> <p>Subject to regulation 806, it is not necessary to give notification of a design for prescribed equipment under this Part if—</p> <p>(a) a design notification for the prescribed equipment has been confirmed; or</p> <p>(b) the design has been registered or approved—by another agency under statutory requirements reasonably equivalent to the requirements of this Part.</p>	<p>Part 8—Notice of prescribed equipment design</p> <p>37 Prescribed equipment must be notified and the notice confirmed before equipment used</p> <p>A person must not use, cause or allow to be used, prescribed equipment listed in the Schedule unless—</p> <p>(a) notice of the design of the prescribed equipment has been confirmed by the Authority; or</p> <p>(b) regulation 41 applies to the prescribed equipment.</p> <p>41 Recognition of equivalent, confirmation, registration or approval</p> <p>Subject to regulation 42, it is not necessary to give notice of a design for prescribed equipment under this Part if—</p> <p>(a) the design has been registered under Part 6 of the Occupational Health and Safety Regulations 2017; or</p> <p>(b) an agency has confirmed a notice for the design of the prescribed equipment or has registered or approved the design under statutory requirements substantially equivalent to the requirements of this Part.</p>	<p>Part 8—Notice of prescribed equipment design</p> <p>No change to duty holder requirements.</p> <p>If the plant design is already registered under the OHS Regulations 2017, the EPS Regulations 2017 now make it clear that there is no need to also notify a prescribed equipment design under the EPS Regulations.</p> <p>WorkSafe administers the two schemes in the same way and an application for plant design registration is also treated as a prescribed equipment design notification.</p>
<p>802 How to give notification</p> <p>No equivalent subregulation.</p>	<p>38 How to give notice</p> <p>(1) Notice of prescribed equipment design must—</p> <p>(a)</p> <p>(b)</p> <p>(c) include any evidence of identity of a person giving the notice required by the Authority;</p>	<p>Change to duty holder requirements.</p> <p>Duty holders will now have to include proof of identity when making a prescribed equipment notification. This will align administration requirements with those required for plant design registration under the OHS Regulations 2017.</p>

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
Part 9—Incident notifications	Part 9—Incident notices	Part 9—Incident notices
<p>903 Notice of dangerous occurrence</p> <p>(1)</p> <p>(2)(a)</p> <p>(2)(b)</p> <p>(2)(c) tower cranes</p> <p>(2)(d)–(g)</p> <p>(2)(h) mobile cranes with a safe working load greater than 10 tonnes</p>	<p>45 Notice of dangerous occurrence</p> <p>(1)</p> <p>(2)(a)</p> <p>(2)(b)</p> <p>(2)(c) tower cranes, including self-erecting tower cranes</p> <p>(2)(h) mobile cranes with a rated capacity greater than 10 tonnes, other than reach stackers</p> <p>(2)(i) chairlifts</p>	<p>Change to duty holder requirements.</p> <p>Chairlifts have been added to the list of prescribed equipment that is subject to incident notification requirements.</p> <p>Duty holders will be required to notify WorkSafe of any incident that exposes a person in the immediate vicinity to an immediate risk to the person's health or safety through the collapse, overturning, failure or malfunction of, or damage to, chairlifts.</p> <p>The incident notification requirements under regulation 45 essentially replicate the incident notification requirement in the OHS Regulations. The explicit inclusion of self-erecting tower cranes and explicit exclusion of reach stacker ensure this alignment.</p>
<p>905 Preservation of site</p> <p>(1) If an incident involving prescribed equipment at an equipment site results in the death of any person, the person who is in charge of the equipment must ensure the site of the incident is not disturbed until—</p> <p>(a) an inspector arrives at the site of the incident; or</p> <p>(b) an inspector directs otherwise at the time of notification.</p>	<p>47 Preservation of site</p> <p>(1) A person who is required to comply with regulation 44 or 45 must ensure that the site of the incident is not disturbed until—</p> <p>(a) an inspector arrives at the site; or</p> <p>(b) such other time as an inspector directs when the Authority is notified of the incident.</p>	<p>Change to duty holder requirements.</p> <p>Duty holders must now ensure that a site is preserved if an incident results in death or serious injury of a person. Previously a duty holder was only required to preserve the site where an incident resulted in the death of a person.</p>
Schedule—Prescribed equipment designs to be notified	Schedule 1—Prescribed equipment designs to be notified	Schedule 1—Prescribed equipment designs to be notified
<p>2 Tower cranes</p>	<p>2 Tower cranes, other than the foundations or supporting structure and the crane ties of the tower crane</p>	<p>Change to duty holder requirements.</p> <p>A duty holder is no longer required to notify WorkSafe of the design for the foundations or supporting structure and crane ties of a tower crane. However, there is still a requirement to notify WorkSafe of the design of the tower crane prior to its use.</p>

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EPS Regulations 2007	EPS Regulations 2017	What do I need to do?
No equivalent regulation.	3 Self-erecting tower cranes	Change to duty holder requirements. Included to align with plant design registration requirements in the OHS Regulations.
3 Lifts, other than— (a) platforms for raising or lowering stage performers and associated equipment; and (b) plant designed only to store vehicles in a designated parking facility.	4 Lifts, other than the following— (a) platforms for raising or lowering stage performers and associated equipment; (b) plant designed only to store vehicles in a designated parking facility; (c) lifts designed to transport goods only, which do not have any operational controls within the lift car, including dumb waiters.	Change to duty holder requirements. A duty holder is no longer required to notify WorkSafe about the design of lifts, which are designed for the transportation of goods alone and which do not have any operational controls within the lift car.
7 Amusement structures to which AS 3533.1—Amusement rides and devices—Part 1: Design and construction applies, other than the following— (g) rides or devices that are used as a form of transport, including quad bikes and snow mobiles;	8 Amusement structures to which AS 3533.1—Amusement rides and devices—Part 1: Design and construction applies, other than the following— (g) rides or devices that are primarily designed as a form of transport or motor sport, including hovercrafts, quad bikes and snow mobiles; (h) jet packs and hover boards;	Change to duty holder requirements. A duty holder is no longer required to notify WorkSafe of the designs of rides or devices primarily designed as a form of motor sports, including hovercrafts, jet packs, and hover boards.
8 Prefabricated scaffolding	9 Prefabricated scaffolding, being an integrated system of prefabricated components manufactured in such a way that the possible geometry of assembled scaffolds is pre-determined by the designer	No change to duty holder requirements. Included to align with plant design registration requirements in the OHS Regulations 2017.
13 Mobile cranes with a safe working load greater than 10 tonnes	14 Mobile cranes with a rated capacity greater than 10 tonnes, other than reach stackers	No change to duty holder requirements. Included to align with plant design registration requirements in the OHS Regulations 2017.

Further information

For further information contact the WorkSafe Advisory Service on **1800 136 089** or by email at: **info@worksafe.vic.gov.au**.

Further information is also available on the WorkSafe website: **worksafe.vic.gov.au**