

P.U.(A) 131/2000
OCCUPATIONAL SAFETY AND HEALTH (USE AND STANDARDS OF EXPOSURE OF
CHEMICALS HAZARDOUS TO HEALTH) REGULATIONS 2000
PART X - MEDICAL REMOVAL PROTECTION

Regulation 28. Medical removal protection.

(1) The employer shall not permit an employee to be engaged in and shall remove him from any work that exposes or likely to expose him to chemicals hazardous to health on each occasion that the medical finding, determination or opinion expressed by an occupational safety and health officer who is also a medical practitioner or by an occupational health doctor shows that the employee has a detected medical condition which places him at increased risk of material impairment to health from exposure to chemicals hazardous to health.

(2) The employer, after being notified by an occupational safety and health officer who is also a medical practitioner or an occupational health doctor of the fact, shall not permit a pregnant employee or breastfeeding employee to be engaged in, and shall remove the employee from work which may expose or is likely to expose the employee to chemicals hazardous to health.

(3) The employer shall return an employee to his former job -

(a) for an employee removed in accordance with subregulation (1) , when a subsequent medical determination results in a medical finding, determination or opinion which shows that the employee no longer has the detected medical condition; or

(b) for an employee removed in accordance with subregulation (2) , at the appropriate time where the employee is no longer pregnant or breastfeeding a child.

(4) For the purpose of this regulation, "medical practitioner" means a medical practitioner registered under the Medical Act 1971 [*Act 50*].