

Major Issues:

- **Regulatory inadequacy**

Enforcement vs self-regulatory

- **Competency**

skilled vs unskilled/ local vs foreign

- **Procurement**

Policy/ pricing



FACTORS

- 1. Safety Management**
- 2. Working Environment**
- 3. Manpower**



Safety Management:

- **Risk assessment not thoroughly conducted**
- **Safety measures not strictly observed**
- **Safety training not systematic**

(Plan to fail/ fail to plan)



• **Working Environment:**

- **Construction work volume**
- **Aging/lack of maintenance of machineries & plants**



Manpower:

- **Aging/newcomers/mismatched workforce**
- **Volatility of workforce**
- **Lack of safety awareness**
- **Layers of subcon**



- So how can we

improve?,

how can we achieve an

injury free

Environment?



**EXPERT PANEL'S FINDING
ON CONSTRUCTION
INDUSTRY'S PRACTICES**



RECOMMENDATIONS - LAWS

Impose and streamline punitive penalties



Enhance & strengthen existing laws and statutes



Shifting the evidential burden of proof



Improve organizational set-up and competencies of regulators

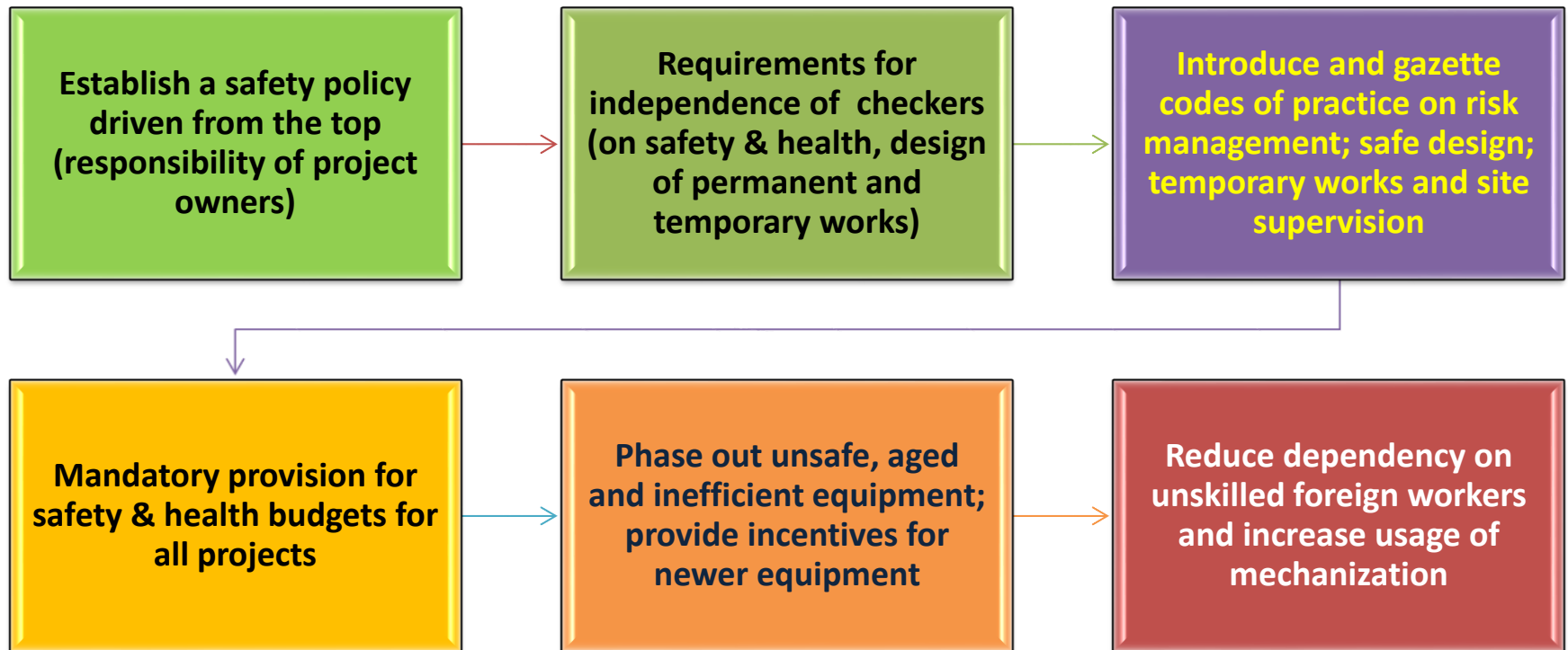


Enhance training and promotion schemes

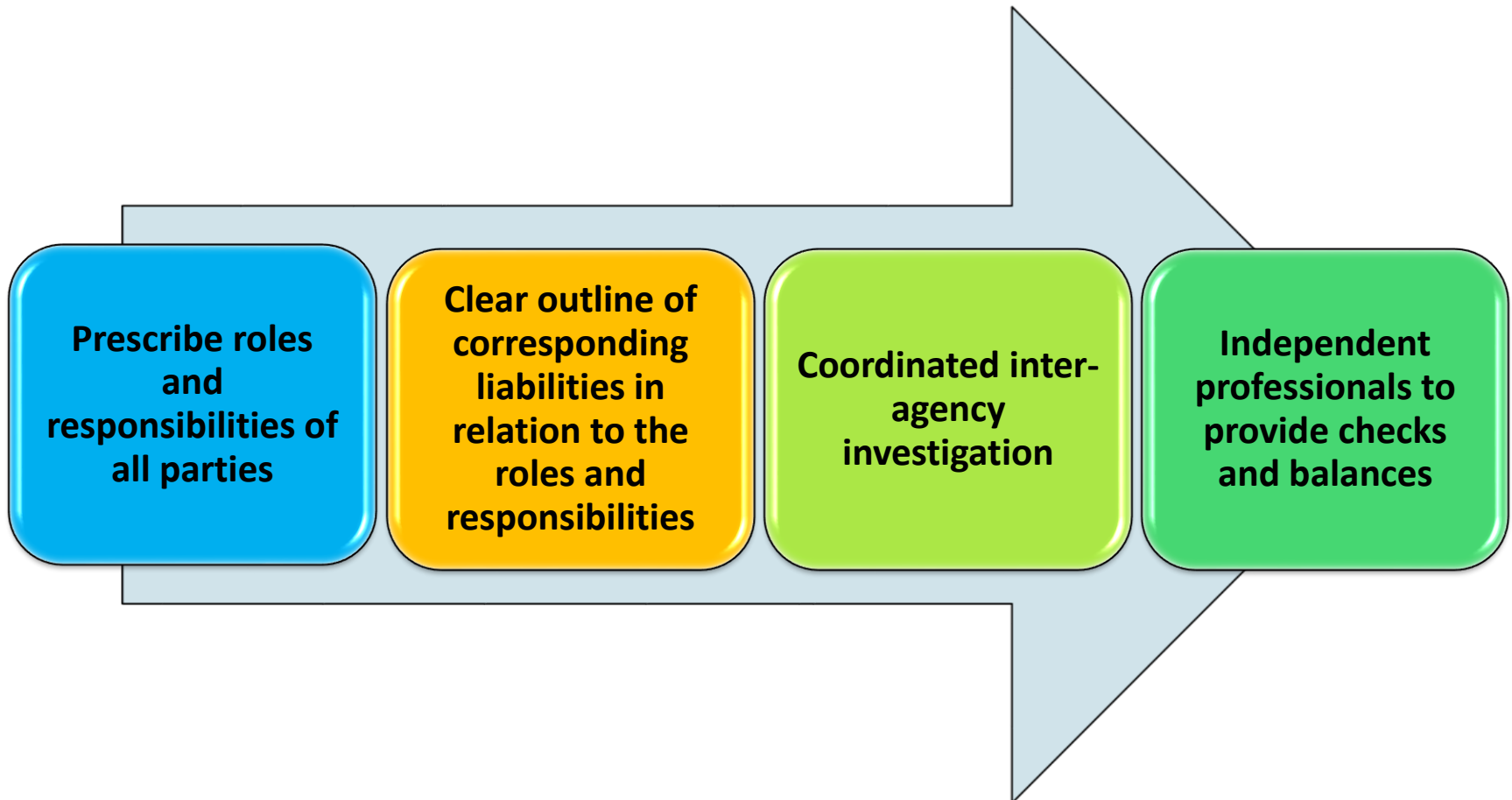


Clear Government policy on foreign workers

RECOMMENDATIONS - SAFETY



RECOMMENDATIONS – ROLES & RESPONSIBILITIES



Role of CIDB on OSH

Regulate/Develop/Promote

- **Best practices**
 - **Guidelines**
 - **Procedures**

Regulatory Roles

Registration

Accreditation

Developmental Roles

Training

Promotion

Facilitative Roles

Advisory

Expansion

Act Ammendment (2011)

Function :

- To regulate the implementation for quality and **safe construction works**

- To attend to any complaint or report made in relation to any **failure of construction works** or completed construction works which affects public safety

Section 34(B) Duty of Contractor

-Ensure the safety of the building and the construction works :

- a. not causing risk of injury/ damage to property
- b. Not causing total /partial collapse of building



Section 34(D):

Death Caused by Breach of Duty of
Contractor

Penalty : <RM500,000 /
imprisonment <2 years



Section 34(E) Duty of Person Who Manage/control construction site

- Ensure the **safety & health** of the construction site

Penalty : <RM50,000 /
imprisonment <2 years



AMMENDMENT TO ACT 520 -

- – Section 32 (Registration of Construction Personnel)
 - i) General Workers
 - ii) Semi Skilled Workers
 - iii) Skilled Workers
 - iv) Site Supervisors
 - v) Project Managers
 - vi) Administrative Personnel
- Fine **RM 5,000** to be imposed to contractor and personnel without valid Green Card



Training

- Skills training/accreditation
- Safety training
(CSHO/SSS/ TMO - TMS/
Green Card)



Unlearn & Re-learn

- learning agility (new methods, procedures)
- Discard bad habits/practices/ false/ outdated information

