





THE IMPACT OF CLIMATE CHANGE ON OCCUPATIONAL SAFETY AND HEALTH

30 APRIL - 01 MAY 2024, ICC

WORKPLACE SAFETY AND HEALTH ENFORCEMENT UPDATE

ENFORCEMENT DIVISION





ENFORCEMENT UPDATES 2023

82

64

REGULATORY INSPECTIONS

37 General Industries | 15 COMAH 12 Radiation-related 56

ENFORCEMENT ACTIONS

12 Warning Letters | 28 Remedial Orders | 16 Stop Work Orders

MONITORING VISITS

70 Construction | 5 Wholesale & Retail Trade 2 Other Industrial Activities | 2 Support Services 1 Food Services | 1 Mining and Quarrying 1 Human Health and Social Work Activities









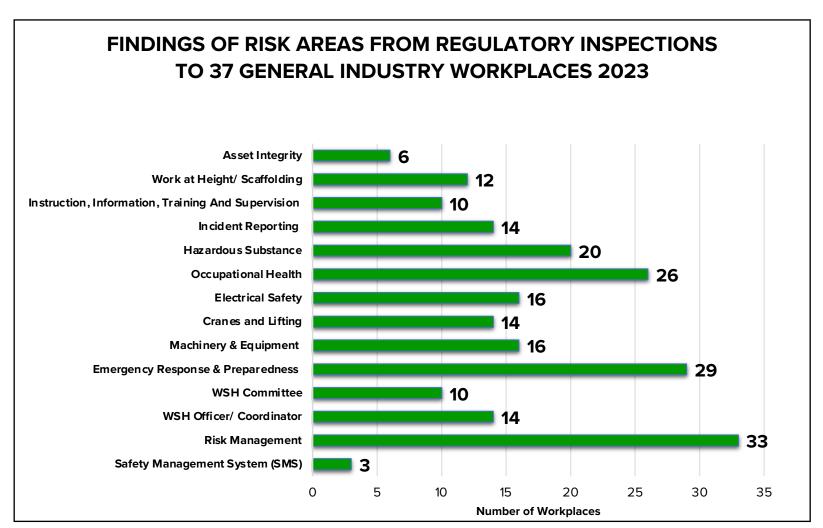






REGULATORY INSPECTIONS TO GENERAL INDUSTRIES

As of December 2023



TOP 5 FINDINGS

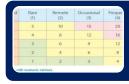
- 1. Risk Management
- 2. Emergency Response & Preparedness
- 3. Occupational Health
- 4. Hazardous Substance
- 5. Electrical Safety, Machinery & Equipment



MONITORING VISITS

As of December 2023

TOP 5 FINDINGS



RISK MANAGEMENT



WORKING AT HEIGHT



EMERGENCY RESPONSE & PREPAREDNESS

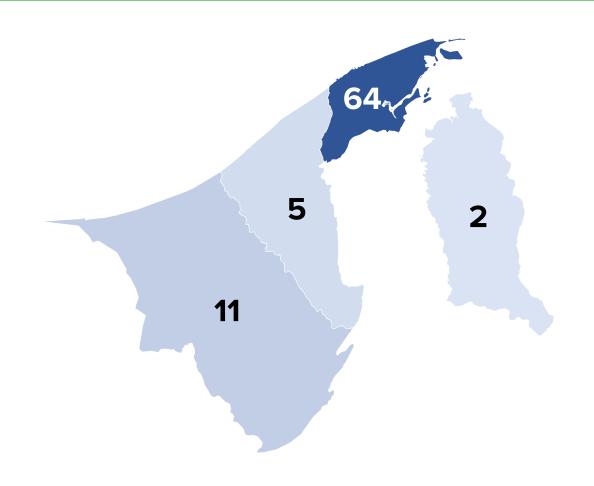


ELECTRICAL SAFETY



MACHINERY & EQUIPMENT

DISTRICT DISTRIBUTIONS





16 STOP WORK ORDER(S) TOP 5 CONCERNS



UNSAFE WORKING AT HEIGHT



UNLICENSED RADIATION EQUIPMENT



UNSAFE ELECTRICAL EQUIPMENT



POOR MANAGEMENT OF HAZARDOUS SUBSTANCE



DANGEROUS CRANE MANAGEMENT

LEGAL NOTICES

As of December 2023

28 REMEDIAL ORDER(S) TOP 5 CONCERNS



INADEQUATE SYSTEM OF WORK



INADEQUATE RISK MANAGEMENT



NON-COMPLIANCE AND UNAWARENESS
OF THE RPA, CAP 228



FAILURE TO APPOINT WSH OFFICER/
CO-ORDINATOR



LACK OF SAFE WORK PROCEDURES



CASE STUDIES: SWO & RO

BEFORE

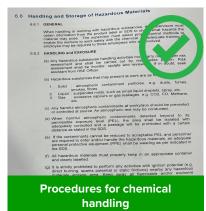








AFTER









IMPLEMENTATION OF COMPOUND FINES

COMPOUND FINES FOR APPOINTMENT OF WSH OFFICER / CO-ORDINATOR

Prescribed workplaces and contractors registered under Classes 4, 5 and 6 by:

1st April 2024

Contractors registered under Classes 1,2 and 3 by: 1st October 2025

COMPOUND FINES FOR FIRST AID REQUIREMENTS

Required of all workplaces by: 1st April 2024



WHY COMPOUND FINE?





DETERRENCE



ENFORCEMENT OF REGULATIONS



ACCOUNTABILITY



PROMOTION OF SAFETY CULTURE



CONTRAVENTIONS TO WSH (FIRST-AID) REGULATIONS, 2021













COMPLIANCE TO WSH (FIRST-AID) REGULATIONS, 2021













FREQUENTLY ASKED QUESTIONS (FAQs)

| NO | QUESTION | ANSWER | REMARKS |
|----|--|--|------------------------------|
| 1 | 1.1 Who is applicable to the compound fines announced? 1.2 What are the exact requirements under each regulation? | Refer to NTI/2024/01: Enforcement of Compounding of Offences For Failure To Appointment of Workplace Safety And Health (WSH) Officer, WSH Co- Ordinator And Breaches Of First-Aid Requirements | Note To Industry (NTI) |
| 2 | 2.1 How can we check compliance to the requirements?2.2 How do I know if my workplace falls under such requirement? | 1. For WSH Officer/Coordinator: Refer to SHENA/Publications/WSH Self Assessment Checklist/WSH OFFICER / CO-ORDINATOR. 2. For WSH First-aid: Refer to SHENA/Publications/SELF-ASSESSMENT CHECKLIST: FIRST AID REQUIREMENT AT THE WORKPLACE | Self-assessment checklist. |
| 3 | 3.1 Is there any guide/information on how to meet these requirements? 3.2 Where can I find information to assist me in complying with these requirements? | 1. For WSH Officer/Coordinator: Refer to 2022/IGN/02(01) Requirements Of Workplace Safety And Health Officer & Workplace Safety And Health Co-Ordinator. 2. For WSH First-aid: Refer to 2023/IGN/01 First Aid Requirements in a Workplace. | Industry Guidance Note (IGN) |
| 4 | 4.1 How much is the compound amount? | Any person reasonably suspected of having committed such offence(s) may be compounded with a sum not exceeding one-half of the amount of the maximum fine that is prescribed for the offence or a sum of \$5,000, whichever is the lower. | - |



OTHER ENFORCEMENT INITIATIVES









Energy Agency (IAEA)







THE IMPACT OF CLIMATE CHANGE ON OCCUPATIONAL SAFETY AND HEALTH

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WORKPLACE SAFETY AND HEALTH PERFORMANCE & COMPLIANCE UPDATE

COMPLIANCE AND INTERNATIONAL AFFAIRS DIVISION









THE IMPACT OF CLIMATE CHANGE ON OCCUPATIONAL SAFETY AND HEALTH

30 APRIL - 01 MAY 2024, ICC



BRUNEI DARUSSALAM WORKPLACE SAFETY AND HEALTH **PERFORMANCE** (2023)



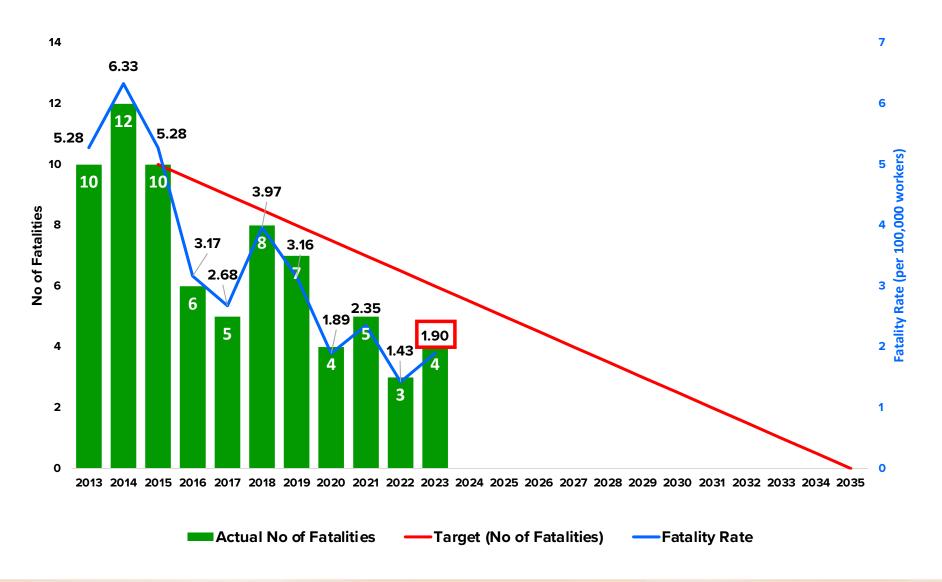
WORK RELATED FATALITIES





WORKPLACE FATALITY RATE

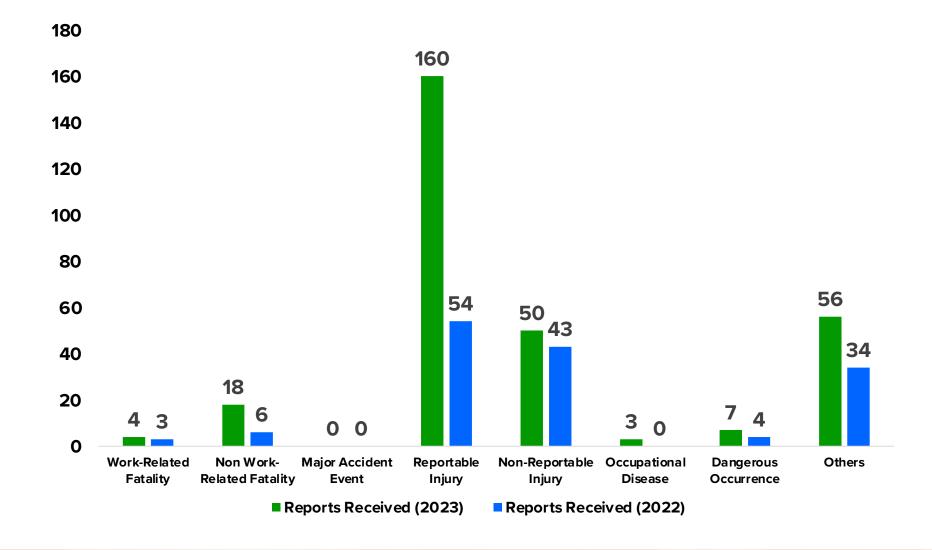






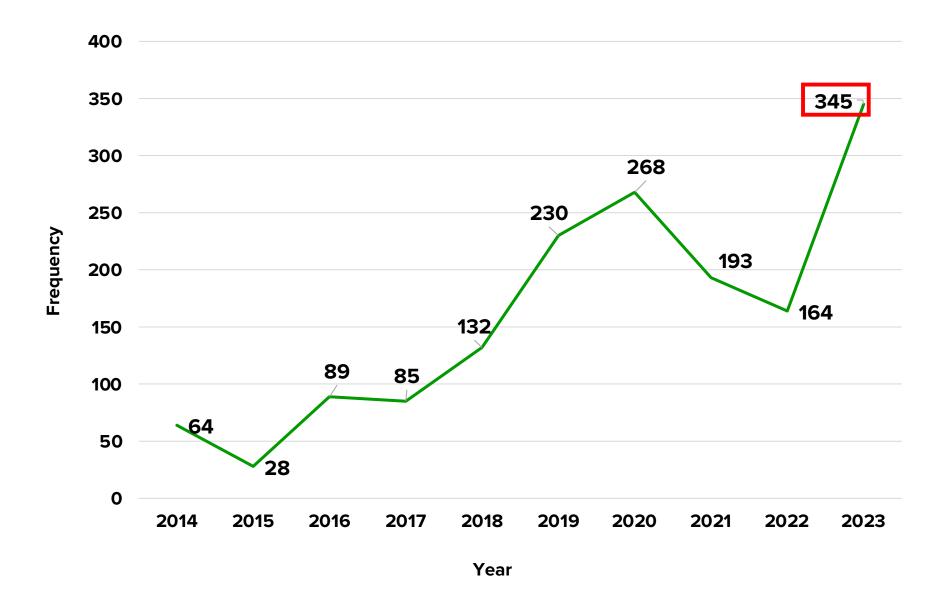
INITIAL INCIDENT NOTIFICATION







WORKPLACE INJURIES RECORDED FROM 2014 TO 2023





SHENA & Ministry of Health,
has started a shared database
(IIN submitted & cases
reported in hospitals/clinics)
for 2023 Data



TOP INDUSTRIES

1. CONSTRUCTION 41%

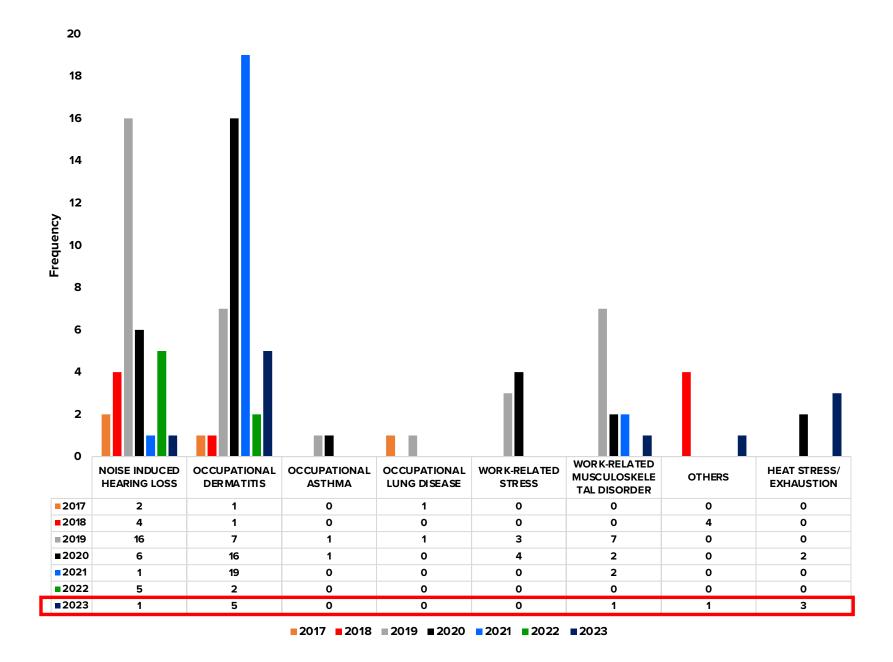


- Wholesale & Retail Trade, Repair of Motor Vehicle and Motorcycles (11%)
 - Manufacturing (8%)





OCCUPATIONAL AND WORKRELATED DISEASES









THE IMPACT OF CLIMATE CHANGE ON OCCUPATIONAL SAFETY AND HEALTH

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WORKPLACE SAFETY AND HEALTH LEGISLATION / COMPLIANCE UPDATE



SHENA'S LEGAL FRAMEWORK

WORKPLACE SAFETY AND HEALTH ORDER, (WSHO) 2009

This Order describes the general safety and health expectations on all workplaces. Duties are placed primarily on the Employer, Occupier, Principal and persons at work.

The Law ensures that those creating the risk reduce those risks to persons (employees and public), assets and the environment, to As Low As is Reasonably Practicable (ALARP).

RADIATION PROTECTION ACT, CHAPTER 228

This Act controls and regulates the import, export, manufacture, sale, disposal, transport, storage, possession, and use of radioactive materials and controlled apparatus.



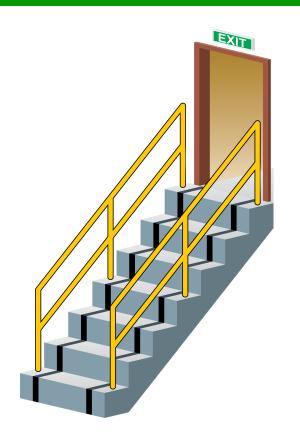


OCCUPIER (SECTION 11)

Duty to take, so far as is reasonably practicable, such measure to ensure that

- The workplace;
- All means of access to or egress; and
- Any machinery, equipment, plant, article or substance kept at the workplace,

are **safe and without risks to health** to every person within those premises, whether or not that person is at work or is an employee of the occupier.





EMPLOYER (SECTION 12)

Duty to take, so far as is reasonably practicable, such measures as are necessary to **ensure the safety and health of his employees and persons at work**:



 Providing and maintaining Safe work environment without risk to health, and adequate as regards to facilities & arrangement for their welfare



 Persons not exposed to hazard arising out of arrangement at workplace or near workplace and under control of principal



Develop & implement procedure for emergencies



Ensure person at work have adequate instruction, information, training & supervision.



 Adequate safety measures for any machinery, equipment, plant, article or process



PRINCIPAL (SECTION 14 & 14A)

Duty to take, so far as is reasonably practicable, such measures as are necessary to **ensure the safety and health** of any contractor, direct/indirect sub-contractor and any employee employed by contractor or sub-contractor:

ADDITIONAL DUTIES

- Providing and maintaining Safe and adequate work environment regarding facilities & arrangement for their welfare.
- Adequate safety measures for any machinery, equipment, plant, article or process
- Persons not exposed to hazard arising out of arrangement at workplace or near workplace and under control of principal.
- Develop & implement procedure for emergencies
- Ensure persons at work have adequate instruction, information, training & supervision.

Has taken ade any machinery, Has sufficient e

CONTRACTOR ENGAGED

- Has the necessary expertise to carry out the work
- Has taken adequate safety and health measure in respect of any machinery, equipment, plant, article or process used.
- Has sufficient experience & training to carry out the work
- Have obtained any necessary license, permit, certificate or any other documents to carry out work.
- Has conducted risk assessment in relation to the safety and health risks; and
- Has communicate to person who may be affected of the risk involved in the work, any measure or safe work procedure implemented



PERSONS AT WORK (SECTION 15)



Duty of every person at work to:

- Use the personal protective equipment as per provided.
- Co-operate with employer or principal to comply with WSHO, 2009.
- Not willfully or recklessly interfere or misuse the protective equipment; and
- Not willfully or recklessly does any act which endangers the safety of himself or others



WSH (WSH COMMITTEE) REGULATIONS, 2014





- Chair by Manager/ CEO of the workplace
- WSH Officer/ Co-Ordinator/ Focal act as a secretary
- Meeting at least once (1) a month







2023/IGN/02
GUIDANCE ON
ESTABLISHMENT OF
WORKPLACE SAFETY
AND HEALTH COMMITTEE
IN A WORKPLACE

ENSURING BRUNEI A SAFE PLACE TO WORK & LIV

FUNCTION

Inspection

Inspection after accident

WSH Promotion

Review WSH Guideline



WSH (RISK MANAGEMENT) REGULATIONS, 2014

IN EVERY WORKPLACE, THE EMPLOYER, SELF-EMPLOYED PERSON AND PRINCIPAL SHALL CONDUCT A RISK ASSESSMENT IN RELATION TO THE SAFETY AND HEALTH RISKS POSED TO ANY PERSON WHO MAY BE AFFECTED BY HIS UNDERTAKING IN THE WORKPLACE



Maintain a **record** of Risk Assessment for a period of not less than 3 years and any measure of safe work procedure implemented

Any person in the workplace who maybe exposed by the work is **informed** of the nature of the risk involved & measure of safe work procedure

CONDUCT

RECORD

COMMUNICATE

IMPLEMENT



WORKPLACE SAFETY HEALTH OFFICER & CO-ORDINATOR

Registration (As of April 2024)



WSH OFFICER



WSH CO-ORDINATOR



CONTINUING PROFESSIONAL DEVELOPMENT (CPD)
FOR WSH OFFICER & CO-ORDINATOR

Minimum hours to achieve in the following category for the renewal of WSH Officer & Co-Ordinator (within 2 years):

- Category 1 (Continuing Education)
- Category 2 (Delivering/Teaching)
- Category 3 (Inspection, Audit and Review)

30

Hours minimum requirement for each category (within 2 years)



NEW REQUIREMENT FOR WSH OFFICER RENEWAL (FROM 13 NOVEMBER 2023)

- Attending 1-Day training course from SHENA's Approved Training Provider - Brunei Darussalam Workplace Safety Health Order, 2009
- Undergo a written examination hosted by SHENA on Brunei Darussalam Workplace Safety Health Order, 2009.



LIST OF SHENA REGISTERED SAFETY AND HEALTH TRAINING COURSE













NOTE TO INDUSTRY (NTI)



2023/NTI/08

REMINDER ON THE
REQUIREMENT TO APPOINT
WSH CO-ORDINATOR
AND MINIMUM NUMBER
OF HOURS WSH
CO-ORDINATOR REQUIRED
TO BE PRESENT AT WORKSITE

ENSURING BRUNEI A SAFE PLACE TO WORK & LIVE
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ANNEX A

WEEKLY LOG REPORT [FOR THE USE BY WSH CO-ORDINATOR]

Week 1 (Date XX MONTH YYYY - XX MONTH YYYY)

| NAME OF WSH CO-ORDINATOR | |
|-------------------------------------|--|
| REGISTRATION NUMBER (IF APPLICABLE) | |
| NAME OF COMPANY | |
| LOCATION OF WORKSITE | |

| DATE | TIME IN | TIME OUT | NO. OF HOURS | SUPERVISOR SIGNATURE |
|------|---------|----------|--------------|-------------------------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

| WEEKLY RECOMMENDATION / REPORT COMMUNICATED TO THE OCCUPIER OF THE WORKSITE (CEO, MD, ETC.) | | |
|---|--|--|
| | | |
| | | |
| | | |
| COMPANY STAMP | | |
| | | |
| | | |

- Appointed WSH Coordinator to be present at the respective worksite for at least 15 Hours per Week.
- Monitoring the number of hours.
- Recommendation/ report done by appointed WSH Co-ordinator to the Occupier of the worksite.





NOTE TO INDUSTRY (NTI)



2023/NTI/14
WORK EXPERIENCE
REQUIRED FOR
REGISTRATION OF
WSH OFFICER &
CO-ORDINATOR

ENSURING BRUNEI A SAFE PLACE TO WORK & LIVE

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ANNEX B

SAFETY AND HEALTH-RELATED SCOPE OF WORK CHECKLIST FOR WSH OFFICER & CO-ORDINATOR

(in reference to Pages 6 & 7 of Industry Guidance Note (IGN): The Requirements of Workplace Safety and Health Officer & Workplace Safety and Health Co-Ordinator [2022/IGN/02 (01)])

Please download the soft copy of the template HERE.

| NO. | JOB SCOPE | YES | NO | N/A |
|-----|--|-----|----|-----|
| 1 | Understand the legal requirements associated with the work activities carried out at the workplace. | | | |
| 2 | Review, develop and engage workplace safety and health policies , plans and manuals , according to the work activities | | | |
| 3 | Develop and implement safe work practices and procedures required in the work activities, for example, permit-to-work systems, job hazard analysis, etc. | | | |
| 4 | Develop and execute training programmes for personnel at the worksite as seen relevant to the work activities, for example, safety and health training for specific job activity, safety health training awareness for supervisors and workers, competency training for skilled workers, etc. | | | |
| 5 | Facilitate and participate in group meetings to discuss the safety and health of the work activity, for example, workplace safety and health committee meetings, toolbox talk meetings, safety briefings, management meetings, etc. | | | |
| 6 | Develop and execute procedures for incident reporting , dangerous occurrences and investigation processes in the workplace including incident investigation and root cause analysis. | | | |
| 7 | Develop safety and health in-house rules within the workplace premise, for example, safety signage, observation process and practices to uphold intervention culture, personal protective equipment requirements according to activity, etc. | | | |
| 8 | Promote safety and health culture at the workplace through sharing sessions such as daily toolbox talks, safety and health inductions, safety campaigns, etc. | 53 | | |
| 9 | Conduct safety and health audits/inspections in the workplace. | | | |
| 10 | Develop and execute maintenance regimes for the workplace such as hand tools, plant, machinery and equipment including emergency preparedness equipment schedule, servicing and maintenance procedures as well as records. | | | |

MONTHLY EXPERIENCE LOG TEMPLATE Please download the soft copy of the template HERE NAME OF COMPANY NAME OF WHA OPPICER / CO-DIDINATOR APPOINTED WEEK PROM DATE WORK PERFORMED SUPERVISOR'S COMMENTS DATE SUPERVISOR'S COMMENTS DATE SIGNATURE

2 Years of relevant practical experience on Workplace Safety and Health.

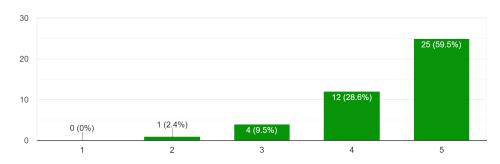


FIRST-AID REQUIREMENT IN THE WORKPLACE

Overall compliance to WSH (First-Aid) 2021 Regulation

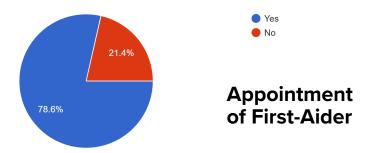
How do you rate the overall compliance with the WSH (First-Aid) Regulations, 2021 for your workplace?

42 responses



Is the first aider in your workplace formally appointed (i.e., with appointment letter, notice of appointment from manager, etc)?

42 responses





AUTHORISED EXAMINER (FOR LIFTING EQUIPMENT)



NOTE TO INDUSTRY (NTI)



2023/NTI/16
APPLICATION
TO ACT AS AN
AUTHORISED
EXAMINER FOR
LIFTING EQUIPMENT

ENSURING BRUNEI A SAFE PLACE TO WORK & LIVE

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slido



Is your organization is currently engaging authorized examiner/ third party to test/ examined lifting equipment?



WSH AUDITOR



NOTE TO INDUSTRY (NTI)



2023/NTI/13

LEGAL REQUIREMENT AND CRITERIA FOR APPROVAL TO ACT AS WORKPLACE SAFETY AND HEALTH AUDITOR

ENSURING BRUNEI A SAFE PLACE TO WORK & LIVE

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HEAT STRESS

Regulation 10 - it is the duty of the occupier of a workplace to take all reasonably practicable measures to ensure that persons at work in the workplace are protected from excessive heat or cold and harmful radiation.

WSH (General Provisions) Regulations, 2014









2024/IGN/01
MANAGING
HEAT STRESS
AT WORKPLACE

Advisories to employers, principals and occupiers that can help reduce the risk of heat stress to employers (especially outdoor workers)

ENSURING BRUNEI A SAFE PLACE TO WORK & LIVE



SAFETY & HEALTH TRAINING COURSE REGISTRATION WITH SHENA

BRUNEI DARUSSALAM WORKPLACE SAFETY & HEALTH ORDER, 2009

- WSH Officer Renewal Application.
- Employer/ Occupier/ Company Owner

WORKPLACE SAFETY AND HEALTH MANAGEMENT IN CONSTRUCTION (FOR MANAGERS & SUPERVISORS)

- Legal requirement under WSH (Construction)
 Regulations, 2014 [Regulation 9]
- On-going process and collaboration with relevant agencies



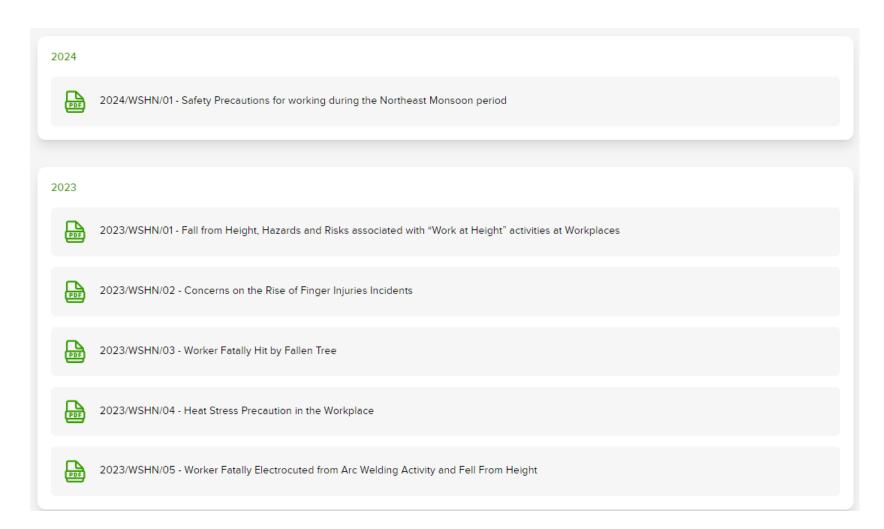
LIST OF SHENA REGISTERED SAFETY AND HEALTH TRAINING COURSE

UPCOMING TRAINING COURSE

- Apply Workplace Safety and Health in Construction (for Workers)
- Occupational First Aid
- Hazardous Substance (Management)
- Radiation Awareness (for Radiation Workers)



WORKPLACE SAFETY AND HEALTH NOTICE (WSHN)







DRAFT REGULATIONS

Target gazetted 2024 onwards:

- WSH (Work at Height) Regulations
- WSH (Confined Space) Regulations
- WSH (Abrasive Blasting) Regulations
- WSH (Officers) Amendment
- WSH (COMAH) Amendment
- WSH (Asbestos)
- WSH (Noise)

UPCOMING PUBLICATION

- Risk Management
- Hazardous Substance
- Machinery Safety
- Lifting Equipment
- Safety & Health Management System
- Mental Health at Workplace





JOIN US AT SHENA'S BOOTH

Join our "Play & Win Prizes" quiz for a chance to win some exciting prizes!

Don't miss this opportunity to learn more about SHENA's efforts to ensure that Brunei Darussalam is a safe place to work and live.

We look forward to seeing you there!







THE IMPACT OF CLIMATE CHANGE ON OCCUPATIONAL SAFETY AND HEALTH

30 APRIL - 01 MAY 2024, ICC

THANK YOU

