

DEPARTMENT OF EMPLOYMENT AND LABOUR

INSPECTIONS

COMMERCIAL DIVING REGULATIONS 2022

12-18 JULY 2022

**APPLICATION OF OHS
LEGISLATION: COMMERCIAL
DIVING INDUSTRY**



DEPARTMENT OF EMPLOYMENT AND LABOUR WORKING FOR YOU



employment & labour

Department:
Employment and Labour
REPUBLIC OF SOUTH AFRICA



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INTRODUCTION

- ILO estimates that 4% of the world's Gross Domestic Product (GDP) is lost due to accidents and work-related diseases.
- The economic costs of poor occupational health and safety practices affects both the employer and the employee:
 - Employer – medical and rehabilitation costs
 - Employee – loss of income
- DEL has never accepted the proposition that injury and disease “go with the job”
- This applies to the commercial diving environment



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RELEVANCE OF INTERNATIONAL INSTRUMENTS

- June 2019 - ILO Centenary Declaration adopted & declared that “safe and healthy working conditions are fundamental to decent work”
- 10 June 2022 - All constituencies agreed to the decision that safety and health at work is a fundamental right
 - Technical → Fundamental conventions:
 - C 155 – Occupational Safety and Health Convention, 1981 (No. 155)
 - C187 – Promotional Framework for Occupational Safety and Health Convention, 2006
- The decision is even more significant today, as ensuring safety and health at work & particularly the diving sector is indispensable:
 - Fundamental principles and rights at have to be observed
 - Commitment to significant health & safety improvement beyond meeting legal requirements

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COURSE REQUIREMENTS

INTERNATIONAL LABOUR STANDARDS

- ✓ The core values reflected in ILO standards on occupational safety and health are expressed in three main principles:
 - Diving activities should take place in a safe and healthy working environment;
 - Conditions of commercial diving activities should be consistent with divers and workers' wellbeing and human dignity; and
 - Work and commercial diving activities should offer real possibilities for personal achievement, self-fulfilment and service to society

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OHS LEGISLATION

OHS ACT 85 OF 1993		
Construction Regs Driven Machinery Regs Explosive Regs	Electrical Installation Regs Electrical Machinery Regs Regulations for Certificate of Competency	General Machinery Regs Lift Escalators & Passenger Conveyor Regs Major Hazardous Installation Regs
General Administrative Regs General Safety Regs Regs for Health & Safety of Children at Work	Regulations (Section 43(1)(a))	Environmental Regulations for Workplaces Ergonomics Regulations Facilities Regs
Lead Regulations Noise Induced Hearing Loss Regs Commercial Diving Regs	Pressure Equipment Regulations	Regs for Hazardous Biolog- ical Agents Regulations for Hardous Chemical Agents Asbestos Abatement Regs
PREVENT ACCIDENTS, INJURIES, ILLNESSES, DISEASES		

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OHS LEGISLATION

PURPOSE OF THE ACT:

- Provision for the health and safety of *persons at work*
- Provision for the health & safety of persons in connection with the *use of plant (equipment) and machinery*;
- the protection of *persons other than persons at work (public)* against hazards to health & safety arising out of or in connection with activities of persons at work;
- to establish and *advisory council* for occupational health and safety; and to provide for matters connected therewith.

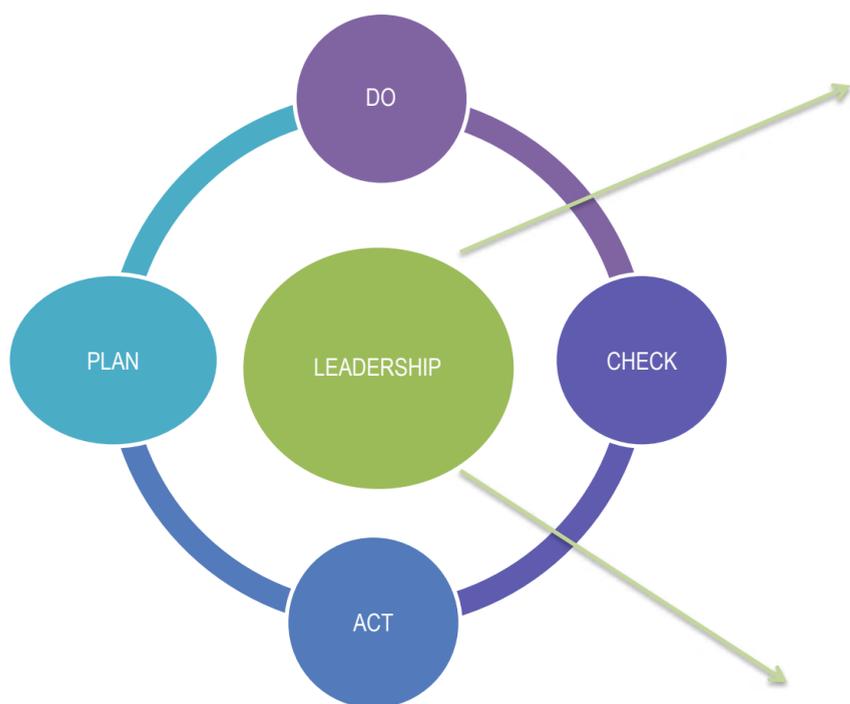
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OHS LEGISLATION

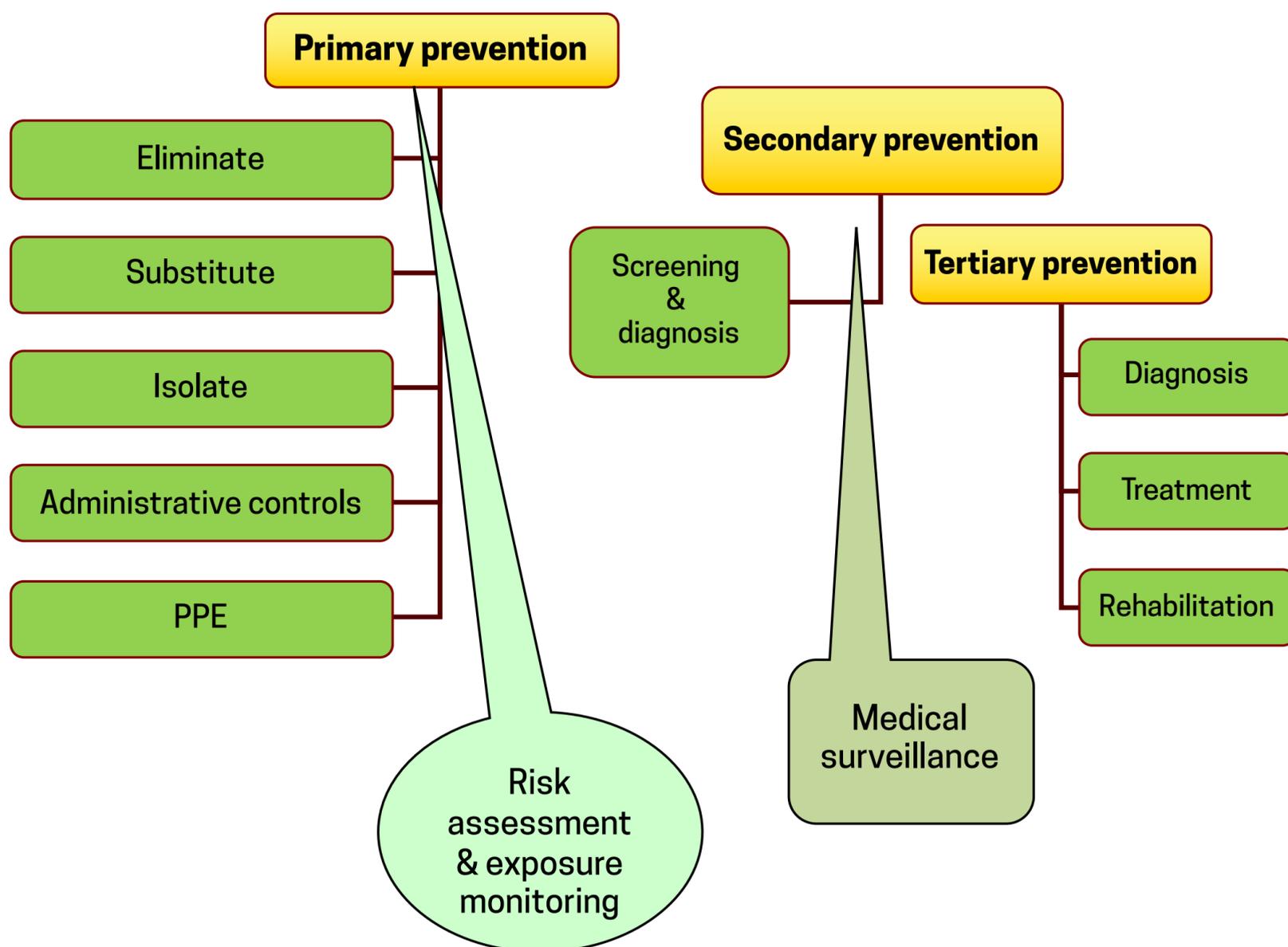


Leadership plays a crucial role in the successful implementation of a health & safety management system

Commitment to significant h & s improvement goes beyond meeting legal requirements, but is an investment into the quality of life of the employees & in turn improves quality of work

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LEVELS OF PREVENTION



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CONCLUSION

- OHS as a fundamental right emphasizes the general duty of care
- Cognate disciplines
 - ✓ Acknowledge different areas of expertise
 - ✓ Identify the link between poor conditions and associated injuries and diseases

Establish and maintain symbiotic relationship OHS supports business continuity & the response to:

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TAKE HOME MESSAGE



- SDG 3 – NDP outcome 2 – long and healthy life for South Africans
- SDG 8 - NDP outcome 4 – decent employment through inclusive economic growth

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TAKE HOME MESSAGE



ECONOMY

