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AIDS HELPLINE: 0800-0123-22 Prevention is the cure

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GOVERNMENT NOTICE GOEWERMENSKENNISGEWING

DEPARTMENT OF LABOUR DEPARTEMENT VAN ARBEID

No. R. 930

25 June 2003

OCCUPATIONAL HEALTH AND SAFETY ACT, 1993 GENERAL AMENDMENT

The Minister of Labour, has under section 43 of the Occupational Health and Safety Act, 1993 (Act No. 85 of 1993), after consultation with the Advisory Council for Occupational Health and Safety, made the regulations in the Schedule.

SCHEDULE

1. The General Administrative Regulations, promulgated by Government Notice No. R. 1449 of 6 September 1996, are hereby amended by the deletion of regulation 7 and Annexure 1.
2. The Hazardous Chemical Substances Regulations, promulgated by Government Notice No. R. 1179 of 25 August 1995, are hereby amended by—
 - (a) the insertion of the following regulation after regulation 9:

“Handling of hazardous chemical substances

9A.(1) Subject to section 10(3) of the Act, every person who manufactures, imports, sells or supplies any hazardous chemical substance for use at work, shall, as far as is reasonably practicable, provide the person receiving such substance, free of charge, with a material safety data sheet in the form of Annexure 1, containing all the information as contemplated in either ISO 11014 or ANSI Z400.1.1993 with regard to—

- (a) product and company identification;
- (b) composition/information on ingredients;
- (c) hazards identification;
- (d) first-aid measures;
- (e) fire-fighting measures;
- (f) accidental release measures;
- (g) handling and storage;
- (h) exposure control/personal protection;
- (i) physical and chemical properties;
- (j) stability and reactivity;
- (k) toxicological information;
- (l) ecological information;
- (m) disposal considerations;

- (n) transport information;
- (o) regulatory information; and
- (p) other information:

Provided that, where it is not reasonably practicable to provide a material safety data sheet, the manufacturer, importer, seller or supplier shall supply the receiver of any hazardous chemical substance with sufficient information to enable the user to take the necessary measures as regards the protection of health and safety.

(2) Every employer who uses any hazardous chemical substance at work, shall be in possession of a copy of Annexure 8 or a copy of sufficient information, as contemplated in subregulation (1).

(3) Every employer shall make Annexure 8 or sufficient information, as contemplated in subregulation (1), available at the request of any interested or affected person.”;

- (b) the insertion in regulation 16 of the expression “9A” as follows:

“Offences and penalties

16. Any person who contravenes or fails to comply with any provision of regulation 3, 4, 5, 6, 7, 8, 9, 9A, 10, 11, 12, 13, 14 or 15 shall be guilty of an offence and liable on conviction to a fine or to imprisonment for a period not exceeding six months and, in the case of a continuous offence, to an additional fine of R200 for each day on which the offence continues or additional imprisonment of one day for each day on which the offence continues: Provided that the period of such additional imprisonment shall in no case exceed 90 days.”; and

(b) the insertion of the following Annexure:

"ANNEXURE 8	
MATERIAL SAFETY DATA SHEET	No: Date issued: Page of
COMPANY DETAILS	
Name:	Emergency telephone no.:
Address:	Telex:
Tel:	Fax:
1. Product and Company Identification: (Page 1 may be used as an emergency safety data sheet)	
Trade name:	Chemical abstract no.:
Chemical family:	NIOSH no.:
Chemical name:	Hazchem code:
Synonyms:	UN no.:
2. Composition:	
Hazardous components:	
EEC classification:	
R Phrases:	
3. Hazards Identification:	
Main hazard:	
Flammability:	
Chemical hazard	
Biological hazard:	
Reproductive hazard:	

MATERIAL SAFETY DATA SHEET (continue)	No: Date issued: Page of
3. Hazardous Identification: (continue)	
Eye effects: eyes:	
Health effects - skin:	
Health effects - ingestion:	
Health effects - inhalation:	
Carcinogenicity:	
Mutagenicity:	
Neurotoxicity:	
4. First-aid Measures:	
Product in eye:	
Product on skin:	
Product ingested:	
Product inhaled:	
5. Fire-fighting Measures:	
Extinguishing media:	
Special hazards:	
Protective clothing:	
6. Accidental Release Measures:	
Personal precautions:	
Environmental precautions:	
Small spills:	
Large spills:	

MATERIAL SAFETY DATA SHEET (continue)	No: Date issued: Page of
7. Handling and Storage:	
Suitable material:	
Handling/storage precautions:	
8. Exposure Control/Personal Protection:	
Occupational exposure limits:	
Engineering control measures:	
Personal protection - respiratory:	
Personal protection - hand:	
Personal protection - eye:	
Personal protection - skin:	
Other protection:	
9. Physical and Chemical Properties:	
Appearance:	
Odour:	
pH:	
Boiling point:	
Melting point:	
Flash point:	
Flammability:	
Autoflammability:	
Explosive properties:	
Oxidizing properties:	

MATERIAL SAFETY DATA SHEET (continue)	No: Date issued: Page of
9. Physical and Chemical Properties: (continue)	
Vapour pressure:	
Density:	
Solubility - water:	
Solubility - solvent:	
Solubility - coefficient:	
10. Stability and Reactivity:	
Conditions to avoid:	
Incompatible materials:	
Hazardous decomposition products:	
11. Toxicological Information:	
Acute toxicity:	
Skin and eye contact:	
Chronic toxicity:	
Carcinogenicity:	
Mutagenicity:	
Neurotoxicity:	
Reproductive hazards:	
12. Ecological Information:	
Aquatic toxicity - fish:	
Aquatic toxicity - daphnia	
Aquatic toxicity - algae	
Biodegradability:	

MATERIAL SAFETY DATA SHEET (continue)	No: Date issued: Page of
12. Ecological Information: (continue)	
Bio-accumulation:	
Mobility:	
German wgk:	
13. Disposal Considerations:	
Disposal methods:	
Disposal of packaging:	
14. Transport Information:	
UN no.	
Substance identity no.	
ADR/RID class:	
ADR/RID item no.	
ADR/RID hazard identity no.:	
IMDG - shipping name:	
IMDG - class:	
IMDG - packaging group:	
IMDG - marine pollutant:	
IMDG - EMS no.	
IMDG - MFAG tabel no.:	
IATA - shipping name:	
IATA - class:	
IATA - subsidiary risk(s):	

MATERIAL SAFETY DATA SHEET (continue)	No: Date issued: Page of
14. Transport Information: (continue)	
ADNR - class:	
UK - description:	
UK - emergency action class:	
UK - classification:	
Tremcard no.:	
15. Regulatory Information:	
EEC hazard classification:	
Risk phases:	
Safety phases:	
National legislation:	
16. Other Information:".	

No. R. 930

25 Junie 2003

WET OP BEROEPSGESONDHEID EN VEILIGHEID, 1993**ALGEMENE WYSIGING**

Die Minister van Arbeid het, kragtens artikel 43 van die Wet op Beroepsgesondheid en Veiligheid, 1993 (Wet No. 85 van 1993), na oorleg met die Adviesraad vir Beroepsgesondheid en Veiligheid, die regulasies in die Bylae uitgevaardig.

BYLAE

1. Die Algemene Administratiewe Regulasies, gepromulgeer by Goewermentskennisgewing No. R. 1449 van 6 September 1996 word hierby gewysig deur regulasie 7 en Aanhangsel 1 te skrap.
2. Die Gevaarlike Chemiese Substansies Regulasies, gepromulgeer by Goewermentskennisgewing No. R. 1179 van 25 Augustus 1995, word hierby gewysig deur—

(a) die volgende regulasie na regulasie 9 in te voeg:

“Hantering van gevaarlike chemiese substansies

9A.(1) Behoudens artikel 10 (3) van die Wet moet elke persoon wat 'n gevaarlike chemiese substansie vervaardig, invoer, verkoop of verskaf vir gebruik by die werk, vir sover dit redelikerwys doenlik is, die persoon wat sodanige substansie ontvang, gratis voorsien van 'n materiaalveiligheidsdatablad in die vorm van Aanhangsel 1, wat al die inligting beoog in óf ISO 11014 óf ANSI Z400.1.1993 bevat, met betrekking tot—

- (a) produkte en maatskappy-identifikasie;
- (b) samestelling/inligting oor bestanddele;
- (c) gevaaridentifikasie;
- (d) noodhulpmaatreëls;
- (e) brandbestrydingsmaatreëls;
- (f) maatreëls vir toevallige vrystelling;
- (g) hantering en stuwring;
- (h) blootstellingsbeheer/persoonlike beskerming;
- (i) fisiese en chemiese eienskappe;
- (j) stabiliteit en reaktiwiteit;
- (k) toksikologiese inligting;

- (l) ekologiese inligting;
- (m) wegdoeningsoorwegings;
- (n) vervoerinligting;
- (o) reguleringsinligting; en
- (p) ander inligting:

Met dien verstande dat, waar dit nie redelik doenlik is om 'n materiaalveiligheidsdatablad te voorsien nie, die vervaardiger, invoerder, verkoper of verskaffer die ontvanger van enige gevaarlike chemiese substansie moet voorsien van voldoende inligting om die gebruiker in staat te stel om die nodige maatreëls te tref wat die beskerming van gesondheid en veiligheid betref.

(2) Elke werkgewer wat enige gevaarlike chemiese substansie by die werk gebruik, moet in besit wees van 'n afskrif van Aanhangsel 8 of 'n afskrif van voldoende inligting soos beoog in subregulasie (1).

(3) Elke werkgewer moet Aanhangsel 8 of voldoende inligting beoog in subregulasie (1), op versoek van enige belanghebbende of geraakte persoon beskikbaar stel.

(b) die uitdrukking "9A" soos volg in regulasie 16 in te voeg:

"Misdrywe en strawwe

16. Enige persoon wat enige bepaling van regulasie 3, 4, 5, 6, 7, 8, 9, 9A, 10, 11, 12, 13, 14 of 15 oortree of versuim om daaraan te voldoen, is aan 'n misdryf skuldig en by skuldigbevinding strafbaar met 'n boete of met gevangenisstraf vir 'n tydperk van hoogstens ses maande en, in die geval van 'n voortgesette misdryf, met 'n bykomende boete van R200 vir elke dag waarop die misdryf voortduur of met bykomende gevangenisstraf van een dag vir elke dag waarop die misdryf voortduur: Met dien verstande dat die, tydperk van sodanige bykomende gevangenisstraf in geen geval 90 dae mag oorskry nie;" en

(c) die volgende Aanhangsel in te voeg:

"AANHANGSEL 8	
MATERIAALVEILIGHEIDSDATABLAD	No.: Datum uitgereik: Bladsy van
MAATSKAPPY SE BESONDERHEDE	
Naam:	Noodtelefoonnr.:
Adres:	Teleks:
Tel.:	Faks:
1. Produk en Maatskappyidentifikasie: (Bladsy 1 kan gebruik word as noodveiligheidsdatablad)	
Handelsnaam:	Chemiese abstrak no.:
Chemiese familie:	NIOSH no.:
Chemiese naam:	Hazchem-kode:
Sinonieme:	VN no.:
2. Samestelling:	
Gevaarlike komponente:	
EEC-klassifikasie:	
R-frases:	
3. Gevaaridentifikasie:	
Hoofgevaar:	
Vlambaarheid:	
Chemiese gevaar	
Biologiese gevaar:	
Reproduktiewe gevaar:	

MATERIAALVEILIGHEIDSDATABLAD (vervolg)	No: Datum uitgereik: Bladsy van
3. Gevaaridentifikasie: (vervolg)	
Oogeffekte: eyes: Gesondheidseffekte - vel: Gesondheidseffekte - inname: Gesondheidseffekte - inaseming: Karsinogenisiteit: Mutagenisiteit: Neurotoksisiteit:	
4. Noodhulpmaatreëls:	
Produk in oog: Produk op vel: Produk ingeneem: Produk engeasem:	
5. Brandbestrydingsmaatreëls:	
Blussingsmiddele: Spesiale gevare: Beskermende klere:	
6. Maatreëls vir toevallige vrystelling:	
Persoonlike voorsorgmaatreëls: Omgewingsvoorsorgmaatreëls: Klein stortings: Groot stortings:	

MATERIAALVEILIGHEIDSDATABLAD (vervolg)	No: Datum uitgereik: Blad sy van
7. Hantering en stuwings:	
Gesikhte materiaal:	
Hanterings-/stuwingsvoorsorgmaatreëls:	
8. Blootstellingsbeheer/Persoonlike beskerming:	
Beroepsblootstellingsperke:	
Enginieursbeheermaatreëls:	
Persoonlike beskerming - respiratories:	
Persoonlike beskerming - hand:	
Persoonlike beskerming - oog:	
Persoonlike beskerming - vel:	
Ander beskerming:	
9. Fisiese en chemiese eienskappe:	
Voorkoms:	
Reuk:	
pH:	
Kookpunt:	
Smeltpunt:	
Flitspunt:	
Vlambaarheid:	
Autovlambaarheid:	
Plofeienskappe:	
Oksideringseienskappe:	

MATERIAALVEILIGHEIDSDATABLAD (vervolg)	No: Datum uitgereik: Bladsy van
9. Fisiese en chemiese eienskappe: (vervolg)	
Dampdruk: Digtheid: Oplosbaarheid - water: Oplosbaarheid - oplosmiddel: Oplosbaarheid - koëffisiënt:	
10. Stabiliteit en reaktiwiteit:	
Toestande om te vermy: Onversoembare materiale: Gevaarlike dekomposisieprodukte:	
11. Toksikologiese inligting:	
Akute toksisiteit: Vel- en oogkontak: Chroniese toksisiteit: Karsinogenisiteit: Mutagenisiteit: Neurotoksisiteit: Reproduksiegehare:	
12. Ekologiese inligting:	
Watertoksiseit - vis: Watertoksiseit - dafia Watertoksiseit - alge Bio-afbreekbaarheid:	

MATERIAALVEILIGHEIDSDATABLAD (vervolg)	No: Datum uitgereik: Bladsy van
12. Ekologiese inligting: (vervolg)	
Bio-akkumulasie:	
Mobiliteit:	
Duitse wgk:	
13. Wegdoeningsoorwegings:	
Wegdoeningsmetodes:	
Wegdoening van verpakking:	
14. Vervoerinligting:	
VN no.	
Stofidentiteit no.	
ADR/RID-klas:	
ADR/RID-item no.	
ADR/RID-gevaaridentiteit no.:	
IMDG - verskepingsnaam:	
IMDG - klas:	
IMDG - verpakkingsgroep:	
IMDG - mariene besoedelstof:	
IMDG - EMS no.	
IMDG – MFAG-tabel no.:	
IATA - verskepingsnaam:	
IATA - klas:	
IATA - bykomende risiko('s):	

MATERIAALVEILIGHEIDSDATABLAD (vervolg)	No: Datum uitgereik: Bladsy van
14. Vervoerinligting: (vervolg)	
ADNR - klas:	
VK - beskrywing:	
VK - noodhandelingsklas:	
VK - klassifikasie:	
Tremkaart no.:	
15. Reguleringsinligting:	
EEG-gevaarklassifikasie:	
Risikofases:	
Veiligheidsfases:	
Nasionale wetgewing:	
16. Ander inligting:".	

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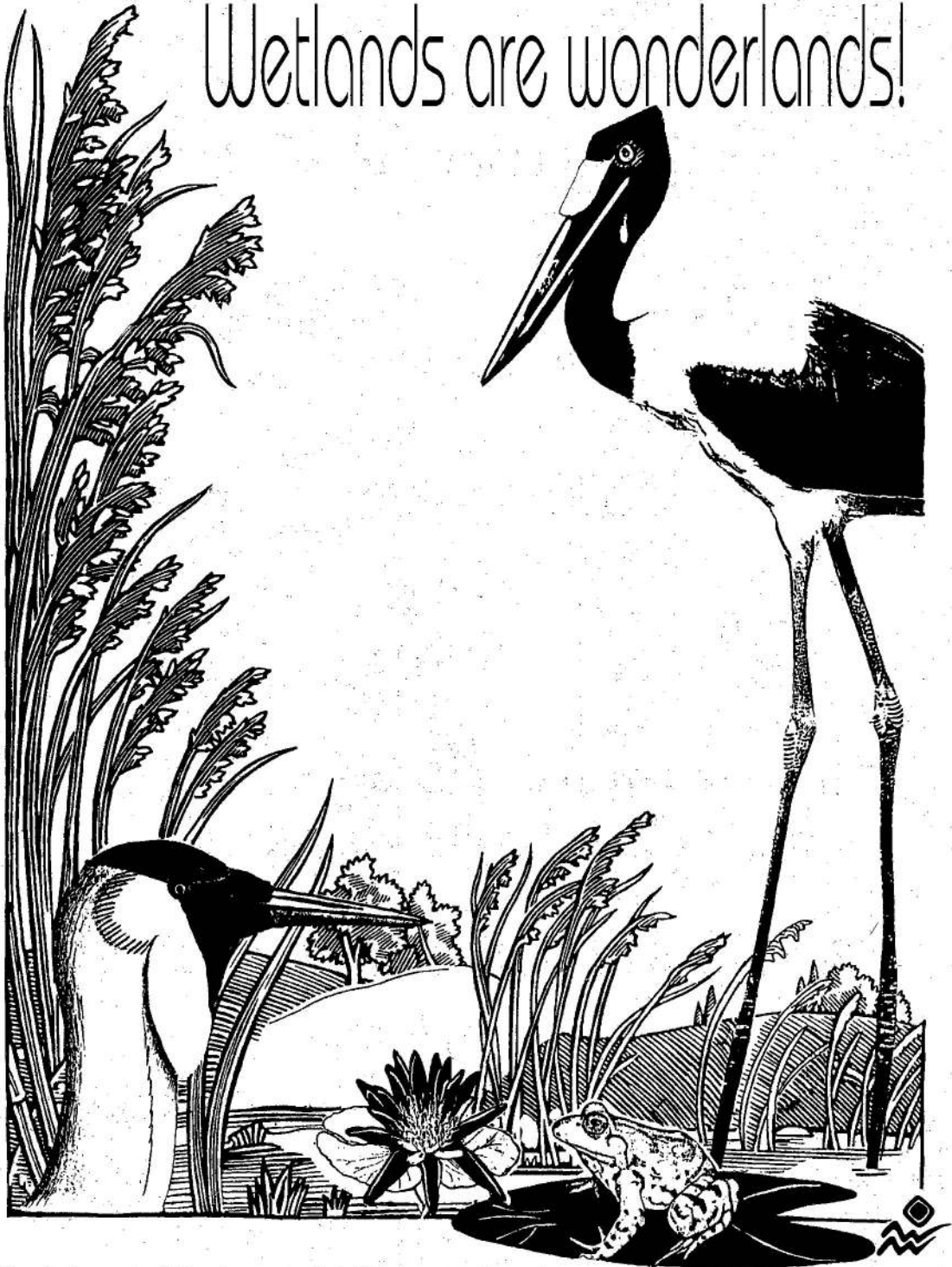
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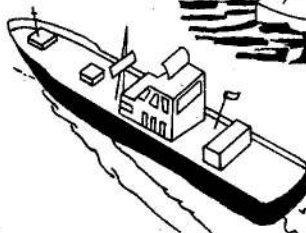
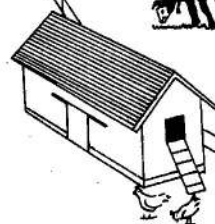
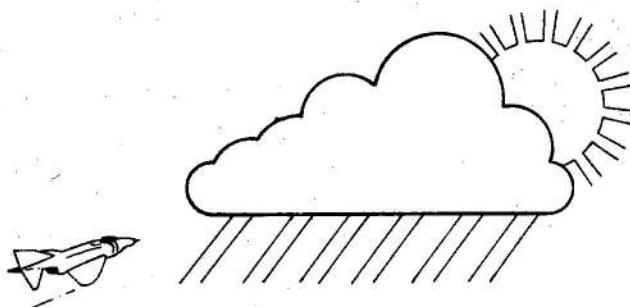
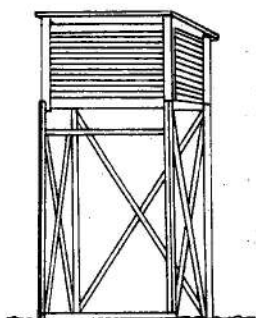
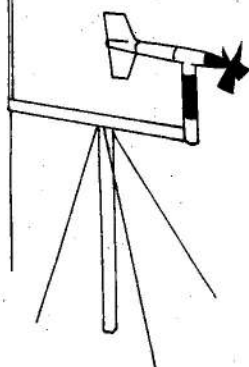
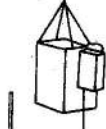
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Department of Environmental Affairs and Tourism

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