

## Errata

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**Unit:** HLTWHS001 Participate in workplace health and safety

**Resource:** Learner Guide

**Update:** Version 1.1 updated to Version 1.2

**Affected page:** 4

Use the attached page to update the affected document.

## State and territory regulators

The following table provides the name of the health and safety legislation and the regulator responsible for its implementation and enforcement in each state and territory.

The Commonwealth regulator, which implements the *Work Health and Safety Act 2011* (Cth), is Comcare, [www.comcare.gov.au](http://www.comcare.gov.au)

Region	Health and safety legislation	Safety regulator
Australian Capital Territory	<i>Work Health and Safety Act 2011</i> (ACT)	WorkSafe ACT <a href="http://www.worksafe.act.gov.au">www.worksafe.act.gov.au</a>
New South Wales	<i>Work Health and Safety Act 2011</i> (NSW)	SafeWork NSW <a href="http://www.safework.nsw.gov.au">www.safework.nsw.gov.au</a>
Northern Territory	<i>Work Health and Safety Act 2011</i> (NT)	NT WorkSafe <a href="http://www.worksafe.nt.gov.au">www.worksafe.nt.gov.au</a>
Queensland	<i>Work Health and Safety Act 2011</i> (Qld)	Workplace Health and Safety Queensland <a href="http://www.worksafe.qld.gov.au">www.worksafe.qld.gov.au</a>
South Australia	<i>Work Health and Safety Act 2012</i> (SA)	SafeWork SA <a href="http://www.safework.sa.gov.au">www.safework.sa.gov.au</a>
Tasmania	<i>Work Health and Safety Act 2012</i> (Tas.)	WorkSafe Tasmania <a href="http://www.worksafe.tas.gov.au">www.worksafe.tas.gov.au</a>
Victoria	<i>Occupational Health and Safety Act 2004</i> (Vic.)	WorkSafe Victoria <a href="http://www.worksafe.vic.gov.au">www.worksafe.vic.gov.au</a>
Western Australia	<i>Occupational Safety and Health Act 1984</i> (WA)	WorkSafe WA <a href="http://www.commerce.wa.gov.au/worksafe">www.commerce.wa.gov.au/worksafe</a>

## Duty of care

Duty of care describes the legal obligation that workers and employers have to anticipate and act on possible causes of injury and illness that may exist in their work environment or as a result of their actions. Duty of care is part of common law that requires you to do what is fair and reasonable to prevent harm or injury to another person or their property. While aspects of WHS legislation may vary between states and territories, there are common legislative requirements and obligations under the duty-of-care principle.

A duty of care exists when someone's actions could reasonably be expected to affect another person. Community services employers and workers have a responsibility to provide a duty of care to ensure the safety and wellbeing of the people in receipt of their services. Workplace health and safety legislative and regulatory obligations underpin an organisation's policies, which determine the procedures to guide service delivery. These should all include procedures for enhancing the safety and wellbeing of people. Here is more information about duty of care.