



THE WORK HEALTH AND SAFETY TRIBUNAL

LEVEL 17, 111 ST GEORGES TERRACE
PERTH WA 6000

18 October 2024

APPLICATION NO. WHST 17 of 2024

WorkSafe Commissioner

v.

The WA Prison Officers Union (WAPOU)

Re: Information for workers affected by the issue and any person conducting a business or undertaking that is involved in the issue

The WA Prison Officers Union (**WAPOU**) has asked the WorkSafe Commissioner to appoint an inspector under s 82 of the *Work Health and Safety Act 2020* (WA) (**WHS Act**) to make a decision resolving an issue relating to consultation about a system of smoke and fire response and whether personal protective equipment should be tagged out or remain in use.

Ordinarily, under the WHS Act an inspector has two days to make a decision resolving such an issue. In September 2024 the WorkSafe Commissioner applied to the Work Health and Safety Tribunal (**Tribunal**) to set a new deadline that the Tribunal considered to be practicable. After hearing from the parties to the issue, the Tribunal set a new deadline of 18 October 2024.

In effect, due to a delay caused by unforeseen circumstances, the WorkSafe Commissioner has applied to the Tribunal to set a new deadline of **1 November 2024**.

Opportunity to be heard

In considering the WorkSafe Commissioner's request for the Tribunal to set a new deadline, the Tribunal invites any party to the issue who wants to make submissions about this request to do so at the hearing (see below).

You are a party to the issue if:

- a) You conduct a business or undertaking that is involved in the issue;
- b) You represent a person or persons in a) above;
- c) You are a worker affected by the issue;
- d) You represent a worker or workers affected by the issue in relation to the issue.

Hearing listed

A hearing will be held in application WHST 17 of 2024 before Commissioner Emmanuel sitting as the Work Health and Safety Tribunal:

Date:	Monday, the 21st day of October 2024
Time:	9:00AM
Address:	Level 18, 111 St Georges Terrace, Perth WA 6000

Please contact the Work Health and Safety Tribunal on (08) 9420 4470 if you have any questions about attending the hearing.