

Health and Safety at Work (Volunteer Associations) Amendment Bill

Member's Bill

Explanatory note

General policy statement

Volunteer associations play an important part in New Zealand. There are a range of volunteer associations which employ a limited number of employees, usually for very specific tasks.

This Bill amends the Health and Safety at Work Act 2015 to allow volunteer associations that employ a person or persons for not greater than 100 hours per week to be excluded from the definition of a person conducting a business or undertaking (PCBU).

Clause by clause analysis

Clause 1 is the Title clause.

Clause 2 is the commencement clause.

Clause 3 specifies that the Bill amends the Health and Safety at Work Act 2015 (the **principal Act**)

Clause 4 amends section 17 of the principal Act to change the definition of **volunteer association** to include associations which have people in paid employment for the association for no greater than 100 hours per week.

Harete Hipango

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The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Health and Safety at Work (Volunteer Associations) Amendment Act **2018**.

2 Commencement

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This Act comes into force on the day after the date on which this Act receives the Royal assent.

3 Principal Act

This Act amends the Health and Safety at Work Act 2015 (the **principal Act**).

4 Section 17 amended (Meaning of PCBU)

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Replace section 17(2) with:

(2) In this section, **volunteer association—**

(a) means a group of volunteers (whether incorporated or unincorporated) working together for 1 or more community purposes; but

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- (b) does not include an association for which any person or persons are employed or engaged to carry out paid work for the association for greater than 100 hours per week.