



LAWS OF MALAYSIA

ACT 514 OCCUPATIONAL SAFETY AND HEALTH ACT 1994 [REPRINT 2002]

Date of Royal Assent : 15th February 1994
Date of publication in the Gazette : 24th February 1994
Date of coming into operation: 25th February 1994

ARRANGEMENT OF SECTIONS

[Long Title & Preamble](#)

PART I - PRELIMINARY

[Section 1. Short title and application.](#)
[Section 2. Prevailing laws.](#)
[Section 3. Interpretation.](#)
[Section 4. Objects of the Act.](#)

PART II - APPOINTMENT OF OFFICERS

[Section 5. Appointment of officers.](#)
[Section 6. Appointment of independent inspecting body.](#)
[Section 7. Certificate of authorization.](#)

PART III - NATIONAL COUNCIL FOR OCCUPATIONAL SAFETY AND HEALTH

[Section 8. Establishment of the Council.](#)
[Section 9. Membership of the Council.](#)
[Section 10. Second Schedule to apply.](#)
[Section 11. Powers and functions of the Council.](#)
[Section 12. Appointment of secretary to the Council.](#)
[Section 13. Committees.](#)
[Section 14. Annual report.](#)

PART IV - GENERAL DUTIES OF EMPLOYERS AND SELF-EMPLOYED PERSONS

[Section 15. General duties of employers and self-employed persons to their employees.](#)

[Section 16. Duty to formulate safety and health policy.](#)

[Section 17. General duties of employers and self-employed persons to persons other than their employees.](#)

[Section 18. Duties of an occupier of a place of work to persons other than his employees.](#)

[Section 19. Penalty for an offence under section 15, 16, 17 or 18.](#)

PART V - GENERAL DUTIES OF DESIGNERS, MANUFACTURERS AND SUPPLIERS

[Section 20. General duties of manufacturers, etc., as regards plant for use at work.](#)

[Section 21. General duties of manufacturers, etc., as regards substances for use at work.](#)

[Section 22. Explanations to sections 20 and 21.](#)

[Section 23. Penalty for an offence under section 20 or 21.](#)

PART VI - GENERAL DUTIES OF EMPLOYEES

[Section 24. General duties of employees at work.](#)

[Section 25. Duty not to interfere with or misuse things provided pursuant to certain provisions.](#)

[Section 26. Duty not to charge employees for things done or provided.](#)

[Section 27. Discrimination against employee, etc.](#)

PART VII - SAFETY AND HEALTH ORGANISATIONS

[Section 28. Medical surveillance.](#)

[Section 29. Safety and health officer.](#)

[Section 30. Establishment of safety and health committee at place of work.](#)

[Section 31. Functions of safety and health committee.](#)

PART VIII - NOTIFICATION OF ACCIDENTS, DANGEROUS OCCURRENCE, OCCUPATIONAL POISONING AND OCCUPATIONAL DISEASES, AND INQUIRY

[Section 32. Notification of accidents, dangerous occurrence, occupational poisoning and occupational diseases, and inquiry.](#)

[Section 33. Director General may direct inquiry to be held.](#)

[Section 34. Power of occupational safety and health officer at inquiry.](#)

PART IX - PROHIBITION AGAINST USE OF PLANT OR SUBSTANCE

[Section 35. Power to prohibit the use of plant or substance.](#)

[Section 36. Aggrieved person may appeal.](#)

PART X - INDUSTRY CODES OF PRACTICE

[Section 37. Approval of industry codes of practice.](#)

[Section 38. Use of industry codes of practice in proceedings.](#)

PART XI - ENFORCEMENT AND INVESTIGATION

[Section 39. Powers of entry, inspection, examination, seizure, etc.](#)
[Section 40. Entry into premises with search warrant and power of seizure.](#)
[Section 41. Entry into premises without search warrant and power of seizure.](#)
[Section 42. Power of forceful entry and service on occupier of signed copy of list of things seized from premises.](#)
[Section 43. Further provisions in relation to inspection.](#)
[Section 44. Power of investigation.](#)
[Section 45. Power to examine witnesses.](#)
[Section 46. Employer, etc., to assist officer.](#)
[Section 47. Offences in relation to inspection.](#)
[Section 48. Improvement notice and prohibition notice.](#)
[Section 49. Penalty for failure to comply with notice.](#)
[Section 50. Aggrieved person may appeal.](#)

PART XII - LIABILITY FOR OFFENCES

[Section 51. General penalty.](#)
[Section 52. Offences committed by body corporate.](#)
[Section 53. Offences committed by trade union.](#)
[Section 54. Offences committed by agent.](#)
[Section 55. Defence.](#)
[Section 56. Body corporate or trade union liable to fine.](#)
[Section 57. Aiding and abetting.](#)
[Section 58. Safeguards against further personal liability.](#)
[Section 59. Civil liability not affected by Parts IV, V and VI.](#)
[Section 60. Onus of proving limits of what is practicable.](#)
[Section 61. Prosecutions.](#)
[Section 62. Compounding of offences.](#)

PART XIII - APPEALS

[Section 63. Appeal committees.](#)
[Section 64. Powers of appeal committee.](#)
[Section 65. Decision of appeal committee.](#)

PART XIV - REGULATIONS

[Section 66. Regulations.](#)

PART XV - MISCELLANEOUS

[Section 67. Duty to keep secret.](#)

[FIRST SCHEDULE \[Subsection 1\(2\)\]](#)

[SECOND SCHEDULE \[Section 10\]](#)

[THIRD SCHEDULE \[Paragraph 28 \(1\)\(d\)\] - Occupations Involving Special Risk to Health](#)

[LIST OF AMENDMENTS](#)