

- (b) if the substance, mixture or article is a hazardous chemical—ensure that the hazardous chemical is correctly classified under schedule 9, part 1.

Maximum penalty—60 penalty units.

330 Manufacturer or importer to prepare and provide safety data sheets

- (1) A manufacturer or importer of a hazardous chemical must prepare a safety data sheet for the hazardous chemical—
- (a) before first manufacturing or importing the hazardous chemical; or
- (b) if that is not practicable—as soon as practicable after first manufacturing or importing the hazardous chemical and before first supplying it to a workplace.

Maximum penalty—60 penalty units.

- (2) The safety data sheet must comply with schedule 7, section 1 unless section 331 applies.
- (3) The manufacturer or importer of the hazardous chemical must—
- (a) review the safety data sheet at least once every 5 years; and
- (b) amend the safety data sheet whenever necessary to ensure that it contains correct and current information.

Maximum penalty—60 penalty units.

- (4) The manufacturer or importer of the hazardous chemical must provide the current safety data sheet for the hazardous chemical to any person, if the person—
- (a) is likely to be affected by the hazardous chemical; and
- (b) asks for the safety data sheet.

Maximum penalty—60 penalty units.

[s 331]

- (5) Subsections (3) and (4) do not apply to a manufacturer or importer of a hazardous chemical who has not manufactured or imported the hazardous chemical in the past 5 years.

331 Safety data sheets—research chemical, waste product or sample for analysis

- (1) This section applies if—
- (a) a hazardous chemical is a research chemical, waste product or sample for analysis; and
 - (b) it is not reasonably practicable for a manufacturer or importer of the hazardous chemical to comply with schedule 7, section 1.
- (2) The manufacturer or importer must prepare a safety data sheet for the hazardous chemical that complies with schedule 7, section 2.

Maximum penalty—60 penalty units.

332 Emergency disclosure of chemical identities to registered medical practitioner

- (1) This section applies if a registered medical practitioner—
- (a) reasonably believes that knowing the chemical identity of an ingredient of a hazardous chemical may help to treat a patient; and
 - (b) requests the manufacturer or importer of the hazardous chemical to give the registered medical practitioner the chemical identity of the ingredient; and
 - (c) gives an undertaking to the manufacturer or importer that the chemical identity of the ingredient will be used only to help treat the patient; and
 - (d) gives an undertaking to the manufacturer or importer to give the manufacturer or importer as soon as practicable a written statement about the need to obtain the chemical identity of the ingredient.

- (2) The manufacturer or importer of a hazardous chemical must give the registered medical practitioner the chemical identity of an ingredient of the hazardous chemical as soon as practicable.

Maximum penalty—60 penalty units.

333 Emergency disclosure of chemical identities to emergency service worker

The manufacturer or importer of a hazardous chemical must give an emergency service worker the chemical identity of an ingredient of the hazardous chemical as soon as practicable after the worker requests it.

Maximum penalty—60 penalty units.

334 Packing hazardous chemicals

The manufacturer or importer of a hazardous chemical must ensure that the hazardous chemical is correctly packed, under schedule 9, part 2, as soon as after manufacturing or importing the hazardous chemical.

Maximum penalty—60 penalty units.

335 Labelling hazardous chemicals

- (1) The manufacturer or importer of a hazardous chemical must ensure that the hazardous chemical is correctly labelled as soon as practicable after manufacturing or importing the hazardous chemical.

Maximum penalty—60 penalty units.

- (2) A hazardous chemical is correctly labelled if the selection and use of label elements is in accordance with the GHS and it complies with schedule 9, part 3.

- (3) This section does not apply to a hazardous chemical if—