



LEGAL LIABILITY MINE HEALTH AND SAFETY ACT (ACT 29 OF 1996)

Course objectives

Franklin and Kaplan The Mining and Mineral Laws of South African (Butterworths, 1982) at 577 to 588 deals with the question of factual compliance with a manager's obligations as follows: -

“What a manager must do to comply with or enforce the carrying out of the regulations depends upon the circumstances of each particular case; and for this reason the courts have declined to lay down any general rules.”

Who Should Attend

Employer; Employee; Contractor and Manufacturer in general. Director; Chief Executive Officer; Engineer; Architect; Client; Agent; Construction Manager, Construction Supervisor; Construction Health and Safety Officer; SHE Representative; Incident Investigator. Any person employed on or render service to the mining sector.

Course Lecturer

This course is presented by Attorney Cecil Townsend Naude.

Course Structure and Accreditation

The course is offered over 2 consecutive days. This course has been accredited for 2 CPD credit with the Engineering Council of South Africa.

COURSE CONTENT:

Day 1

Aim of legislature; Definitions; Self- Regulation Principle; Common Law; Statutory Law; Vicarious Liability; Reasonable Practicable; Negligence; Intention; Criminal Liability.

Responsibilities of: Employers; Employees; Manufacturers; Contractors and Other Persons.

Health and Safety Representatives and Committees; Inspector' powers; Section 54, 55A and 55 Notices.

Day 2

Investigations; Inquiries; Negligent Act or Omission; Appointments; Transitional Provisions; Penalties and Schedule 8 Table 1 and 2 Fines. South African Case Law and Practical Workshop

REGISTER :

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In-houses available on request