

## OHSA: DRAFT REGULATIONS FOR HAZARDOUS CHEMICAL AGENTS, 2024

Hi there

The Minister of Employment and Labour gave notice, in terms of section 43 of the Occupational Health and Safety Act 85 of 1993, of the intention to amend the abovementioned Regulations. Interested persons who wish to comment on the draft Regulations are invited to submit written comments within 90 days from the date of publication of the Notice in the Government Gazette, to the Director-General of the Department of Employment and Labour. Comments are due by 29 June 2024.

### More information:

See below a comparison between the 2024 Draft RHCA, and the current RHCA, 2020. The detailed comparison between the existing and proposed regulations will be discussed during the online legal update workshop scheduled for Friday 19 April 2024.

<b>Draft RHCA,2024</b>	<b>RHCA, 2020</b>
R1 Definitions	<i>R1 Definitions</i>
R2 Scope of application	<i>R2 Scope of application</i>
R3 Classification of Hazardous Chemical Agents	<i>R14 Classification of hazardous chemical agents</i>
R4 Safety Data Sheet	<i>R14A Safety data sheet</i>
R5 Labelling of Hazardous Chemical Agents	<i>R14B Labelling of hazardous chemical agents</i>
R6 Packaging of Hazardous Chemical Agents	<i>R14C Packaging of hazardous chemical agents</i>
R7 Disclosure of ingredient identity	<i>R14D Disclosure of ingredient identity</i>
R8 Disposal of Hazardous Chemical Agents	<i>R15 Disposal of hazardous chemical agents</i>
R9 Inventory of Hazardous Chemical Agents	<i>* No previous regulation to compare with</i>
R10 Hazardous Chemical Agent Risk Assessment	<i>R5 Assessment of exposure</i>
R11 Prevention of Control of Exposure to Hazardous Chemical Agents	<i>R10 Control of exposure to hazardous chemical agents</i>
R12 Use, maintenance, examination and testing of control measures	<i>R12 Maintenance of control measures</i>
R13 Exposure monitoring of Hazardous Chemical Agents	<i>R6 Air monitoring</i>
R14 Medical screening and medical surveillance	<i>R7 Medical surveillance</i>
R15 Personal protective equipment and facilities	<i>R11 Personal protective equipment and facilities</i>
R16 Respirator zone	<i>R8 Respirator zone</i>
R17 Information, instruction and training	<i>R3 Information, instruction and training</i>
R18 Duties of persons who may be exposed to Hazardous Chemical Agents	<i>R4 Duties of persons who may be exposed to hazardous chemical agents</i>
R19 Records	<i>R9 Records</i>
R20 Prohibitions	<i>R13 Prohibitions</i>
R21 Hazardous Chemical Agent Technical Committee	<i>* No previous regulation to compare with</i>
R22 Offences and penalties	<i>R16 Offences and penalties</i>
R23 Repeal of regulation	<i>R17 Repeal of regulations</i>
R24 Short title	<i>R18 Short title</i>
Annexure 1 GHS Hazard Classes	<i>Annexure 1 GHS Hazard Classes</i>
Table 1 Physical Hazards	<i>Table 1 Physical Hazards</i>
Table 2 Health Hazards	<i>Table 2 Health Hazards</i>
Table 3 Environmental Hazards	<i>Table 3 Environmental Hazards</i>
Table 4 Identity of Ingredients to be Disclosed	<i>Table 4 Identity of Ingredients to be Disclosed</i>
Table 5 Generic Names Used to Disclose Identity of Ingredients	<i>Table 5 Generic Names Used to Disclose Identity of Ingredients</i>
Annexure 2	<i>Annexure 2</i>
Table 1 Prohibited Hazardous Chemical Agents	<i>Table 1 Prohibited Hazardous Chemical Agents</i>
Table 2 Occupational Exposure Limits – maximum Limits for Hazardous Chemical Agents	<i>Table 2 Occupational Exposure Limits – maximum Limits for Hazardous Chemical Agents</i>
Table 3 Occupational Exposure Limits – Restricted Limits for Hazardous Chemical Agents	<i>Table 3 Occupational Exposure Limits – Restricted Limits for Hazardous Chemical Agents</i>

Table 4 Biological Exposure Indices (BEIs) for Hazardous Chemical Agents	Table 4 Biological Exposure Indices (BEIs) for Hazardous Chemical Agents
Annexure 3 Crystalline Silica Exposure Reporting Tool	Annexure 3 Hazardous Chemical Agent Guidelines
Annexure 4 Hazardous Chemical Agent Guideline <i>Although there is a note indicating that "Complete draft guideline available at <a href="http://www.labour.gov.za">www.labour.gov.za</a> under – resource – publications" we have not been able to find the draft guideline. As soon as we are able to source it, we will circulate it.</i>	

### Publication details:

Published under Government Notice R. 4598, Government Gazette 50431 of 5 April 2024. It must be noted that

### Where do I access this information?

<https://implex.co.za/wp-content/uploads/2024/04/Draft-HCA-Regs-2024.pdf>

### How can I find out more about these and other OHS changes?

Join us for the Implex Online OHS Legal Update Workshop scheduled for Friday 19 April 2024. For more information on this, and registration forms, contact Lebo Sedupane by email on [lebo@implex.co.za](mailto:lebo@implex.co.za) or you can call or WhatsApp Lebo on +27716098977. Space is limited, so make sure that you do not miss out on this online update workshop.

We trust that this information will serve to be of some assistance to you and look forward to your positive feedback!

Implex regards,  
Lucinda  
[lucinda@implex.co.za](mailto:lucinda@implex.co.za)  
+27828907695



"Innovation comes only from readily and seamlessly sharing information rather than hoarding it." Tom Peters