



**labour**

Department:  
Labour  
REPUBLIC OF SOUTH AFRICA

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**To: CLIENTS, CONTRACTORS, DESIGNERS, CONSTRUCTION HEALTH AND SAFETY PROFESSIONALS/PRACTITIONERS AS DEFINED IN THE CONSTRUCTION REGULATIONS 2014, AND THE CONSTRUCTION HEALTH AND SAFETY INDUSTRY STAKEHOLDERS.**

**NOTICE REGARDING APPLICATION FOR CONSTRUCTION WORK PERMIT OF CONSTRUCTION WORK IN TERMS OF THE CONSTRUCTION REGULATIONS 2014.**

**OCCUPATIONAL HEALTH AND SAFETY ACT, 1993 CONSTRUCTION REGULATIONS 2014**

Please find the attached official exemption issued by the Chief Inspector.

The Government Printers will publish the aforesaid Notice with a Gazette number as soon as possible (expected within 21days).

**This exemption is applicable from the 26<sup>th</sup> of July 2018.**

Regards

<b>DEPARTMENT OF LABOUR OCCUPATIONAL HEALTH &amp; SAFETY</b>
P/Bag X117 Pretoria 0001
2018 -08- 01
Sign <i>[Signature]</i> .....
Director / Construction, Explosives and Major Hazard Installation

**Phumudzo Maphaha.**

Director / Senior Specialist: Occupational Health and Safety,  
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**GOVERNMENT NOTICE**

**DEPARTMENT OF LABOUR**

No. R...

JULY 2018

**NOTICE REGARDING APPLICATION FOR CONSTRUCTION WORK PERMIT OF CONSTRUCTION WORK IN TERMS OF THE CONSTRUCTION REGULATIONS 2014**

**OCCUPATIONAL HEALTH AND SAFETY ACT, 1993 CONSTRUCTION REGULATIONS, 2014**

Under section 40(3)(b) of the Occupational Health and Safety Act, 1993 (Act No. 85 of 1993), I, Tibor Szana, appointed as chief inspector in terms of section 27(1) of the said Act, and by virtue of the powers delegated to me by the Minister of Labour, in terms of section 42(1) of the said Act, hereby grant the following temporary exemption of Construction Regulations 3(1) in terms of section 40 of the said Act:

A client who intends to have construction work carried out, must at least 30 days before that work is to be carried out apply to the provincial director in writing for a construction work permit to perform construction work if the intended construction work **starts from the 7<sup>th</sup> August 2018** and will -

1. exceed 365 days and will involve more than 3600 person days of construction work; or
2. the tender value limit is grade 7, 8 or 9 of the Construction Industry Development Board (CIDB) grading.

**Government Notice 641 of 24 July 2015 is hereby repealed.**

  
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Tibor Szana  
Chief Inspector



## Guidance Notes

1. Either condition 1 or 2 or both have to be applicable in order to request a Construction Work Permit to be issued

### 2. Condition 1

Condition 1 is applicable if the project will be 365 days or above **and** will involve more than 3600 person days or above of construction work, both the period and person days must be as indicated or above in order for condition 1 to be applicable.

**Example 1:** a project can be 365 days with 2 persons and the person days will be  $365 \times 2 = 730$ , condition 1 will therefore not be applicable because the person days is less than 3600 .

**Example 2:** a project can be 100 days with 50 persons and the person days will be  $100 \times 50 = 5000$  person days, condition 1 will therefore not be applicable because the project is less than 365 days.

**Calculations:** 1 person day = work done by 1 person in 1 day, therefore 100 persons working in 10 days = 1000 person days

### 3. Condition 2

Condition 2 is dependent on the Construction Industry Development Board (CIDB) grading, which are as follows at the time of publication.

- Grade 7 = R40 000 000
- Grade 8 = R130 000 000
- Grade 9 = No limit