

23rd Edition

Comparative Performance Monitoring Report 23 /

Work Health and
Safety Compliance
and Enforcement

Disclaimer

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Safe Work Australia works with the Commonwealth, state and territory governments to improve work health and safety and workers' compensation arrangements. Safe Work Australia is a national policy body, not a regulator of work health and safety. The Commonwealth, states and territories have responsibility for regulating and enforcing work health and safety laws in their jurisdiction.

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Contact information

Safe Work Australia | <mailto:info@swa.gov.au> | www.swa.gov.au

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Foreword

This is the 23rd edition of the Comparative Performance Monitoring (CPM) report which provides trend analyses about work health and safety and workers' compensation schemes operating in Australia and New Zealand.

This report has been compiled and coordinated by Safe Work Australia with assistance from representatives of all work health and safety and workers' compensation authorities in Australia and New Zealand. Through a partnership of governments, employers and employees, Safe Work Australia leads the development of national policy to improve WHS and workers' compensation arrangements across Australia.

The report is presented in the following sections:

- Work health and safety performance – provides an overview of work health and safety performance across Australia and New Zealand through analysing trends in serious claim rates and work-related fatalities across jurisdictions.
- Work health and safety compliance and enforcement activities (this section) – includes a jurisdictional comparison of workplace interventions, inspectorate activity, safety notices, enforceable undertakings, legal proceedings and fines.
- Workers' compensation premiums – includes a national and jurisdictional overview of the standardised average premium rates by industry in the past 5 years.
- Entitlements under workers' compensation (scenarios) – illustrates the differences in entitlement levels across jurisdictions under several scenarios.
- Workers' compensation funding – assets, liabilities and expenditure – includes information about the different funding arrangements of the schemes and compares the differences in scheme funding arrangements and finances.
- Workers' compensation disputes – includes information about disputes against an insurer's decision or decisions relating to compensation.

Previous editions of the CPM report also included return to work rates as measured in the National Return to Work Survey. At the time of writing, the latest available survey results were from the 2018 Survey. For trend data on the return to work rates (from 2012 to 2018) please refer to the 22nd edition of the CPM (Part 3). Results from the 2021 National Return to Work Survey will be published on the Safe Work Australia website from late 2021.

About the data

Data in this publication may differ from jurisdictional annual reports due to the use of different definitions and the application of adjustment factors to aid in the comparability of data.

These statistics should be considered in the broader context of the COVID-19 pandemic when comparing data over previous periods. The potential impact of the COVID-19 pandemic on this data are explored in the COVID-19 and Safe Work Australia data report.

The CPM does not currently include information or data from other industry-specific regulators that have responsibilities with respect to WHS and workers' compensation. These include national industry-based regulators with compliance and enforcement roles such as the National Heavy Vehicle Regulator, the National Rail Safety Regulator and the National Offshore Petroleum Safety and Environmental Management Authority, and other agencies with responsibility for industry-specific compensation claims. Further information on these regulators can be found on their respective websites.

The CPM report does not include any information on compliance and enforcement activities relating to the mining industry, including the offshore petroleum industry. This is to ensure jurisdictional data are comparable, as not all jurisdictions' WHS authorities conduct these activities. Rather they are in some cases conducted by separate specific agencies.

In this report 'Australian Government' is used for indicators relating to WHS and workers' compensation matters under the Australian Government jurisdiction, while 'Comcare' is used for the indicators relating to premium rates and entitlements.

Key findings

Comparative Performance Monitoring Report

/ WHS Compliance and Enforcement

Workplace interventions (2019-20)



WHS authorities across Australia undertook

234,917

workplace interventions



82,368

were proactive visits



62,036

were reactive visits



Proactive workplace visits **increased by 6%** and reactive visits **decreased by 9%** since 2018-19

Breakdown of workplace interventions in Australia (2019-20)

*these figures have been rounded and therefore do not equal 100%

35%

proactive workplace visits

2%

workshops, presentations and/or seminars



26%

reactive workplace visits

36%

other reactive interventions

Inspectors (2019-20)



1,223

total number of active field inspectors across Australia

Notices issued (2019-20)



Australian jurisdictions issued **55,210** notices

6,158

prohibition notices

47,270

improvement notices

1,782

infringements notices

↑ **4.7% increase**
from previous year

↓ **1.9% decrease**
from previous year

↑ **18.6% increase**
from previous year



safe work australia

Key findings

Comparative Performance Monitoring Report

/ WHS Compliance and Enforcement

Enforceable undertakings (2019-20)



Australian regulators accepted
32 enforceable undertakings

The number of enforceable undertakings has

↑ increased by 39% since 2018-19

Legal proceedings in Australia (2019-20)



249

legal proceedings in 2019-20
resulted in a conviction, order or agreement

**compared to 264
in 2018-19**

Fines in Australia (2019-20)



\$23.73 million

the total amount of fines awarded by Australian courts in 2019-20

↑ increase of \$5.11 million since 2018-19

1.1 Interventions

National

In 2019–20, jurisdictional work health and safety authorities undertook a total of **234,917** workplace interventions. This comprised of:

- **82,368** proactive workplace visits (**↑ up 6%**)
- **5,037** proactive workshops, presentations, or seminars (**↓ down 19%**)
- **62,036** reactive workplace visits (**↓ decreased by 9%**), and
- **85,476** other reactive intervention activities, such as desk-based audits, meetings, telephone advice and written correspondence that were directly related to the resolution of an incident or complaint (**↑ increased by 11%**).

Jurisdictions

Approaches to interventions vary across jurisdictions. Changes from one year to the next can be impacted by several factors, including changes required to respond to the challenges of the COVID-19 pandemic. The largest variation in the number of workplace interventions in 2019-20 since the previous financial year, were experienced in:

Proactive visits (**↑ 6% increase** nationally)

- Tasmania (**↑ 88% increase**) – This was primarily due to Tasmania undertaking an intensive COVID inspection program which resulted in a significant increase in workplace inspections.
- South Australia (**↓ 37% decrease**) – This was primarily due to COVID-19 restrictions, which limited SafeWork SA's capacity to undertake compliance and enforcement visits.

Proactive workshops, presentations, and seminars (**↓ 19% decrease** nationally)

- Northern Territory (**↑ 29% increase**)
- Australian Capital Territory (**↓ 92% decrease**), with 20 recorded Proactive workshops, presentations, or seminars in 2019-20, compared to 261 in the previous financial year. This reduction in the Australian Capital Territory was due to the 2020 bushfires in the surrounding region, bushfire smoke and COVID-19.

South Australia and Tasmania also experienced a decrease in their number of Proactive workshops, presentations, and seminars (**↓ down 46% and 34%** respectively). This was primarily due to COVID-19 restrictions limiting their capacity to undertake these activities.

Reactive visits (**↓ 9% decrease** nationally).

- Queensland (**↑ 13% increase**)
- South Australia (**↓ 40% decrease**) and Tasmania (**↓ 29% decrease**). This was primarily due to the effects of COVID-19, including reduced industry activity and a strong focus on COVID-19 activities.

Other reactive intervention activities (**↑ 11% increase** nationally)

- Western Australia (**↑ 24% increase**)
- South Australia also experienced an increase (**↑ up 23%**) which was primarily due to an increase in reactive desktop audit related activities during COVID-19 restrictions.

Overall, Queensland reported consistent increases in all workplace intervention measures since 2018-19. This is primarily due to the adoption of a 'Compliance Monitoring and Enforcement Policy' (CMEP) in 2018-19 which directed an increase of activities in accordance with established industry and risk priorities.

More detailed information is available in Indicator 12a

Indicator 12a – Work health and safety intervention activity by jurisdiction

Activity	Financial year	NSW	Vic	Qld	WA	SA	Tas	NT	ACT	Aus Gov	Seacare	Total Aus ^a	NZ
Number of workplace visits: Proactive	2015–16	23,089	24,369 ^b	22,097	5,847 ^c	5,157	2,185	2,166	1,430 ^d	1,697	93 ^e	88,130	17,611 ^f
	2016–17	22,139	23,669 ^b	17,386	5,168 ^c	8,815	3,826	1,477	1,933 ^d	2,000	72 ^e	86,485	13,405 ^f
	2017–18	22,765	23,997 ^b	16,063	4,269 ^c	5,680	1,913	872	2,424 ^d	2,981	71 ^e	81,035	14,270 ^f
	2018–19	19,809	23,606 ^b	19,845	4,860 ^c	3,282	1,137	486	1,207 ^d	3,326	73 ^e	77,631	14,005 ^f
	2019–20	22,629	22,176 ^b	23,683	4,481 ^c	2,071	2,137	556	1,480 ^d	3,053	102 ^e	82,368	13,074 ^f
Number of workshops/ presentations / seminars: Proactive	2015–16	826	u/a	4,007	315 ^g	414	878	271	173	1,125	n/a	8,009	n/a
	2016–17	706	u/a	4,017	275 ^g	358	1,126	240	191	1,198	n/a	8,111	n/a
	2017–18	818	u/a	2,092	264 ^g	329	351	240	176	1,521	n/a	5,791	n/a
	2018–19	1,421	u/a	2,175	236 ^g	269	125	272	261	1,471	n/a	6,230	n/a
	2019–20	837	u/a	2,276	206 ^g	145	83	351	20	1,119	n/a	5,037	n/a
Number of workplace visits: Reactive	2015–16	10,937	21,897	9,551	3,184 ^c	10,512	1,668	3,850	2,861 ^c	226	n/a ^e	64,686	u/a
	2016–17	9,917	22,141	9,515	2,950 ^c	12,525	2,028	4,429	2,990 ^c	342	n/a ^e	66,837	u/a
	2017–18	12,739	24,921	10,610	3,180 ^c	8,261	1,533	4,299	1,710 ^c	1,566	n/a ^e	68,819	u/a
	2018–19	12,669	25,907	11,742	3,184 ^c	7,465	1,109	3,343	815 ^c	1,602	n/a ^e	67,836	u/a
	2019–20	11,821	23,892	13,273	2,545 ^c	4,445	784	3,072	724 ^c	1,480	n/a ^e	62,036	u/a
Other reactive interventions	2015–16	7,269	u/a	36,841	13,282	4,317	0	u/a	0	3,304	0	65,013	556
	2016–17	5,020	u/a	41,899	15,254	4,107	0	u/a	0	2,925	0	69,205	354
	2017–18	7,651	u/a	44,051	16,654	4,538	0	u/a	0	2,198	0	75,092	242
	2018–19	9,302	u/a	48,551	13,271	4,092	0	u/a	0	2,038	0	77,254	212
	2019–20	9,636	u/a	52,172	16,514	5,028	0	u/a	0	2,126	0	85,476	130

u/a – Data is unavailable or not collected. n/a – Data is not applicable. Refer to Appendix 1 for further explanatory notes.

1.2 Inspectors

Field active inspectors are gazetted inspectors whose role is to spend the majority of their time ensuring compliance with the provisions of work health and safety legislation. Duties of field active inspectors may include worksite visits, investigations, conducting audits or other activities to improve the work health and safety capability of businesses and workplaces. Vacant positions, staff on extended leave, managers of the inspectorate and auditors are included in the data for field active inspectors. Staff involved in giving advice and information packs from the office, and business advisory officers and community education officers, are excluded.

National

In 2019-20, there were **1,223 field inspectors** employed around Australia.

This number has increased slightly since 2015-16, **increasing 10%** from 1,114 employees in 2015-16. However, the number of field active inspectors per 10,000 employees remains at 1.0.

Jurisdictions

The largest increase in the number of field inspectors since 2018-19 was in Western Australia (**↑ up 23%**), followed by Tasmania (**↑ up 14%**). In 2019 the Western Australian Government announced an investment of \$12.9 million in new initiatives to enhance workplace safety and health, which included additional WorkSafe inspectors. In Tasmania, the increase in field inspectors was due to a review conducted in 2018-19 that found a number of field inspector positions had previously been excluded from this data. There was also an increase in field active inspector positions in 2019-20.

There was also a large decrease from the previous year (2018-19) in the number of staff performing non-inspectorate activities in South Australia and the Australian Government (**↓ down 55% and 45%**, respectively) which were due to restructures and changes in staffing roles.

More detailed information is available in Indicator 12b.

Indicator 12b – Work health and safety inspectorate activity by jurisdiction

Activity	Financial year	NSW	Vic	Qld	WA	SA	Tas	NT	ACT	Aus Gov	Seacare	Total Aus ^a	NZ
Number of field active inspectors	2015–16	315	264	217	93	96	25	26	30	46	2	1,114	181 ^h
	2016–17	315	253	217	93	96	25	26	30	50	2	1,107	181 ^h
	2017–18	315	271	227	93	96	26	32	28	52	2	1,142	183 ^h
	2018–19	330	278	244	99	96	38	32	29	52	2	1,200	187 ^h
	2019–20	330	269	249	122	94	44	32	29	52	2	1,223	185 ^h
Number of field active inspectors per 10 000 employees	2015–16	0.9	1.0	1.0	0.8	1.3	1.2	2.0	2.2	1.2	3.3	1.0	0.8
	2016–17	0.9	0.9	1.0	0.8	1.3	1.2	2.0	2.1	1.2	4.4	1.0	0.8
	2017–18	0.9	0.9	1.0	0.8	1.3	1.2	2.4	1.9	1.3	3.9	1.0	0.8
	2018–19	0.9	0.9	1.1	0.9	1.2	1.7	2.4	2.0	1.2	4.5	1.0	0.8
	2019–20	0.9	0.8	1.1	1.1	1.3	1.9	2.5	2.0	1.2	5.1	1.0	u/a
Number of other staff undertaking non-inspectorate activities	2015–16	0	u/a	67	3	11	9	0	4	49	2	145	0
	2016–17	0	u/a	68	3	11	9	2	4	49	2	148	0
	2017–18	0	u/a	82	4	11	9	2	7	22	2	139	0
	2018–19	0	u/a	82	4	11	8	2	7	22	1	137	0
	2019–20	0	u/a	80	4	5	8	2	7	12	1	119	0

u/a – Data is unavailable or not collected. n/a – Data is not applicable. Refer to Appendix 1 for further explanatory notes.

1.3 Notices

In line with the requirements under the model WHS laws, some jurisdictions have created infringement notice schemes for certain offences. Where inspectors identify a breach under their work health and safety legislation, a notice may be issued.

National

In 2019-20, there were a total number of **55,210 notices issued** across Australia. Overall, the total number of notices **remained relatively unchanged** from the previous year (2018-19), where 55,565 notices were issued. In 2019-20 there were:

- **1,782 infringement notices** issued (**↑ up 19%** since 2018-19)
- **47,270 improvement notices** issued (**↓ down 2%** since 2018-19)
- **6,158 prohibition notices** issued (**↑ up 5%** since 2018-19)

Jurisdictions

Data on notices cannot be compared directly across jurisdictions as notices are issued differently in each jurisdiction. In some instances, a single notice may be issued for multiple breaches of work, health and safety legislation, while in other instances separate notices are issued for each identified breach. However, the movement of notices issued over time within a jurisdiction can be compared.

Infringement notices (**↑ up 19%** nationally)

- Several jurisdictions increased the number of infringement notices issued in 2019-20 compared to 2018-19 (per cent changes reflect increases from a relatively low base):
 - Australian Capital Territory (**↑ up 217%**, from issuing 24 notices in 2018-19 to 76 in 2019-20), and
 - Tasmania (**↑ up 100%**, from issuing 26 notices in 2018-19 to 52 in 2019-20).
 - South Australia (**↑ increased** from issuing one notice in 2018-19 to 6 in 2019-20)
- New South Wales was the only jurisdiction to record a decrease in infringement notices issued in 2019-20 compared to the previous year (**↓ down 12%**).

Improvement notices (**↓ down 2%** nationally)

- The Australian Capital Territory had the largest increase in improvement notices issued since the previous year (**↑ up 38%**).
- The Australian Government had the largest decrease in improvement notices issued since the previous year (**↓ down 65%**, from 20 in 2018-19 to 7 in 2019-20).

Prohibition notices (**↑ up 5%** nationally)

- The Australian Capital Territory had the largest increase in prohibition notices issued since the previous year (**↑ up 147%**).
- The Australian Government had the largest decrease in prohibition notices issued since the previous year (**↓ down 93%**, from 14 in 2018-19 to one in 2019-20).

South Australia also experienced a **17% decrease** in the number of prohibition notices issued in 2019-20 from the previous year. This was primarily due to COVID-19 restrictions.

The adoption of a 'Compliance Monitoring and Enforcement Policy' (CMEP) by Queensland in 2018-19 (which directed an increase of activity in accordance with established industry and risk priorities) also lead to consistent increases in notices since 2018-19.

More detailed information is available in Indicator 12c.

1.4 Enforceable undertakings

An enforceable undertaking is a legally binding agreement made in response to the contravention of a work health and safety law, which is entered into as an alternative to legal proceedings. An enforceable undertaking provides an opportunity for significant work health and safety remediation to be undertaken, while avoiding the costs and time burden associated with court actions. Typically, the activities associated with an undertaking are substantial with the aim of delivering tangible benefits to the workplace, industry, or the broader community.

Enforceable undertakings are an important compliance tool under the model WHS legislation. An enforceable undertaking will generally not be accepted where the offence relates to reckless conduct or where an infringement notice has been issued for the contravention.

National/Jurisdictions

Nationally there were **32 enforceable undertakings** accepted by regulators in 2019-20. This is an **increase of 39%** from the previous year when 23 notices were issued.

Overall, New South Wales accounted for 17 (53%) of the 32 enforceable undertakings in 2019-20. Since the previous year (2018-19), enforceable undertakings accepted by New South Wales regulators **increased by 240%** (from 5 in 2018-19).

More detailed information is available in Indicator 12c.

Indicator 12c – Work health and safety notices and enforceable undertakings by jurisdiction

Activity	Financial year	NSW	Vic	Qld	WA	SA	Tas	NT	ACT	Aus Gov	Seacare	Total Aus ^a	NZ
Number of infringement notices issued	2015–16	88	n/a ⁱ	57	n/a ⁱ	1	14	3	0	n/a ⁱ	n/a ⁱ	163	35
	2016–17	160	n/a ⁱ	123	n/a ⁱ	1	12	1	1	n/a ⁱ	n/a ⁱ	298	12
	2017–18	324	n/a ⁱ	221	n/a ⁱ	0	20	2	37	n/a ⁱ	n/a ⁱ	604	10
	2018–19	636	n/a ⁱ	812	n/a ⁱ	1	26	4	24	n/a ⁱ	n/a ⁱ	1,503	6
	2019–20	561	n/a ⁱ	1,083	n/a ⁱ	6	52	4	76	n/a ⁱ	n/a ⁱ	1,782	6
Number of improvement notices issued	2015–16	7,266	16,733	1,755	11,893	1,575	308	103	130	18	51	39,832	3,683
	2016–17	7,513	15,912	2,485	11,341	2,342	212	169	141	8	3	40,126	2,117
	2017–18	9,210	15,170	4,899	8,526	2,468	251	208	205	24	0	40,961	3,595
	2018–19	10,157	13,871	11,398	9,046	2,441	460	116	669	20	0	48,178	5,385
	2019–20	9,303	12,901	14,016	7,022	2,406	565	127	922	7	1	47,270	3,962
Number of prohibition notices issued	2015–16	718	527	542	279	688	85	117	71	8	3	3,038	1,304
	2016–17	1,041	576	659	278	650	95	148	58	9	0	3,514	1,131
	2017–18	1,810	555	1,249	233	791	79	80	95	17	0	4,909	1,194
	2018–19	1,905	477	2,218	256	703	94	66	151	14	0	5,884	1,614
	2019–20	2,154	531	2,171	177	584	103	64	373	1	0	6,158	1,308
Number of enforceable undertakings	2015–16	12	5	10	0	4	0	3	1	0	n/a	35	n/a ^j
	2016–17	10	12	5	0	3	0	2	2	0	n/a	34	n/a ^j
	2017–18	7	5	3	0	2	0	3	2	0	n/a	22	0 ^j
	2018–19	5	7	1	0	2	0	4	4	0	n/a	23	8
	2019–20	17	8	2	0	0	0	3	2	0	n/a	32	7

u/a – Data is unavailable or not collected. n/a – Data is not applicable. Refer to Appendix 1 for further explanatory notes.

1.5 Legal proceedings

Legal proceedings are any investigation activity where a complaint has been laid or a summons issued against a company or individual under the relevant WHS laws. Data collected on legal proceedings in Indicator 12d focuses on:

- legal proceedings finalised
- finalised legal proceedings that have resulted in a conviction, order or agreement, and
- total amount of fines ordered by the court (see 1.6 Fines).

All legal proceedings finalised in the reference year are counted regardless of when the initial legal action commenced.

National

In 2019-20, there were **283 legal proceedings** against duty holders finalised in Australia. This was an **8% decrease** in the overall number of legal proceedings finalised compared to the previous year.

Overall, there was a **6% decrease** in the finalised legal proceedings that have resulted in a conviction, order, or agreement in 2019-20 from the previous year (from 264 proceedings in 2018-19 to **249 proceedings in 2019-20**).

Jurisdictions

Legal proceedings in New South Wales account for 38% of the 2019-20 finalised legal proceedings that have resulted in a conviction, order, or agreement nationally. In 2019-20, New South Wales recorded an increase in legal proceedings finalised (**↑ up 62%**) and proceedings resulting in a conviction, order, or agreement (**↑ up 61%**).

Tasmania finalised two legal proceedings in 2018-19, both resulting in a conviction, order, or agreement. This increased to five finalised legal proceedings in the 2019-20 financial year, all resulting in a conviction, order, or agreement.

Overall, there was a general decrease in numbers of proceedings finalised, and resulting in a conviction, order, or agreement in:

- Victoria – with legal proceedings **down 25%** and those that resulted in a conviction, order, or agreement **down 31%**.
- Queensland – with legal proceedings **down 30%** and those that resulted in a conviction, order, or agreement **down 21%**.
- Western Australia– with legal proceedings **down 60%** (10 in 2018-19, to 4 in 2019-20) and those that resulted in a conviction, order, or agreement **down 56%** (9 in 2018-19, to 4 in 2019-20). Due to both senior prosecutors being involved in a resource intensive trial in 2019-20 and COVID court delays pushing court dates beyond the 2019-20 year there were less prosecutions finalised in the 2019-20 year.

Data for Victoria and the Australian Capital Territory is limited to the number of successful prosecutions resulting in a conviction, fine or both. Data for these jurisdictions do not include other finalised proceedings.

1.6 Fines

Fines data for Indicator 12d only includes fines known publicly and not amounts that have been ordered to remain confidential by a court. Fines are recorded in the year the court makes an order and not when the proceedings commenced.

National/Jurisdictions

In 2019-20, there was a total of **\$23.7 million** in fines issued by Australian courts, an **increase of 27%** compared to the previous year. Three jurisdictions accounted for 93% of this total:

- New South Wales – The large increase in legal proceedings finalised, and resulting in a conviction, order, or agreement, resulted in a total of \$9.0 million of fines ordered by the courts (**↑ 151% increase** from the previous year).
- Victoria – Despite reduced legal proceedings, the courts in Victoria still ordered over \$7.7 million in fines (**↑ increase of 11%** from the previous year).
- Queensland – The decrease in legal proceedings finalised in Queensland since the previous year also resulted in a **9% decrease** in fines (\$5.5 million).

Indicator 12d – Work health and safety legal proceedings and fines by jurisdiction

Activity	Financial year	NSW	Vic	Qld	WA	SA	Tas	NT	ACT	Aus Gov	Seacare	Total Aus ^a	NZ
Number of legal proceedings finalised	2015-16	61 ^k	105	48	18	23	6	3	7	3 ^l	0	274	96 ^m
	2016-17	34 ^k	103	69	14	16	5	1	6	2 ^l	0	250	65 ^m
	2017-18	61 ^k	127	65	11	16	4	3	2	0 ^l	0	289	71 ^m
	2018-19	60 ^k	154	64	10	9	2	4	2	2 ^l	0	307	82 ^m
	2019-20	97 ^k	116	45	4	5	5	7	2	2 ^l	0	283	75 ^m
Number of legal proceedings resulting in a conviction, order or agreement	2015-16	55 ^k	98	42	17 ⁿ	19	2	1	4	3 ^l	0	241	°88
	2016-17	33 ^k	93	64	13 ⁿ	12	1	2	1	2 ^l	0	221	°58
	2017-18	59 ^k	116	56	11 ⁿ	15	4	3	2	0 ^l	0	266	°49
	2018-19	59 ^k	130	53	9 ⁿ	5	2	3	2	1 ^l	0	264	°69
	2019-20	95 ^k	90	42	4 ⁿ	5	5	4	2	2 ^l	0	249	°59
Total amount of fines ordered by the courts (\$'000)	2015-16	\$4,063	\$4,451	\$1,104	\$640	\$778	\$75	\$152	\$238	\$460	\$0	\$11,961	\$3,521
	2016-17	\$4,464	\$3,460	\$2,594	\$415	\$721	\$225	\$27	\$140	\$908	\$0	\$12,954	\$1,823
	2017-18	\$4,112	\$9,467	\$2,569	\$788	\$1,395	\$335	\$196	\$61	\$0	\$0	\$18,922	\$4,348
	2018-19	\$3,570	\$6,894	\$6,043	\$382	\$996	\$135	\$366	\$32	\$200	\$0	\$18,618	n/a
	2019-20	\$8,970	\$7,664	\$5,501	\$257	\$234	\$321	\$229	\$180	\$375	\$0	\$23,731	\$5,609

u/a – Data is unavailable or not collected. n/a – Data is not applicable. Refer to Appendix 1 for further explanatory notes.

Appendix 1 — Explanatory notes

Indicator 12 – Footnotes

- n/a Data is not applicable, indicating that the measure/activity is not relevant (e.g. the activity is not performed by the jurisdiction)
- u/a Data is unavailable, indicating that while the measure/activity is relevant, this information is cannot be reported (e.g. due to systems builds information about this measure cannot be extracted).
- 0 Data is applicable and available, however there have been no items recorded against the relevant financial year.
- (a) Totals only include jurisdictions that supplied the relevant data.

Footnotes for Indicator 12a

- (b) Does not include industry forums / presentations where an inspection also occurs.
- (c) Workplace visits have been counted as number of workplaces visited, irrespective of how many inspectors attended.
- (d) The 2019-20 number reflects each workplace visit as one intervention, independent of the number of inspectors in attendance. It is noted previous reporting periods may have applied a different definition.
- (e) Inspections (investigations) are not identified as proactive or reactive
- (f) The numbers provided were the number of total workplace assessments undertaken.
- (g) Figures may be inflated when inspectors and community education officers, on occasions, present or attend the same event. It is not possible to identify and separate such events from these figures.

Footnotes for Indicator 12b

- (h) The number of field active inspectors for New Zealand excludes field active inspectors operating in Maritime, Aviation and High Hazard areas.

Footnotes for Indicator 12c

- (i) There is no legislative requirement for infringement notices in Western Australia, Victoria, and the Australian Government. There is no provision under the OHS(MI) Act for issuing of infringement notices in the Seacare scheme.
- (j) New Zealand introduced enforceable undertakings in 2016, and the first full year of data for this is 2017–18.

Footnote for Indicator 12d

- (k) Data shows the number of defendants in successful work health and safety prosecutions only.
- (l) Comcare may have multiple defendants in one proceeding. There may be matters where a conviction has been recorded for one defendant in the proceeding, but the legal proceeding continues against the remaining defendant.
- (m) This figure represents the number of defendants for which a case was disposed of during that financial year. It includes convictions, withdrawn and dismissed cases. It includes prosecutions only (e.g. not appeals).
- (n) A prosecution is counted as a conviction if at least one charge is successful. A conviction that is subsequently appealed but remains unresolved is recorded as a conviction.
- (o) This figure represents the number of defendants that were convicted.

Appendix 2 – Jurisdictional contact information

Jurisdiction	Organisation	Contact details
New South Wales	State Insurance Regulatory Authority	13 10 50 contact@sira.nsw.gov.au www.sira.nsw.gov.au
	SafeWork NSW	contact@safework.nsw.gov.au www.safework.nsw.gov.au
	NSW Personal Injury Commission	1800 742 679 www.pi.nsw.gov.au
	icare NSW	www.icare.nsw.gov.au
Victoria	WorkSafe Victoria	Advisory Service 1800 136 089 info@worksafe.vic.gov.au www.worksafe.vic.gov.au
Queensland	Office of Industrial Relations	Infoline 1300 362 128 www.worksafe.qld.gov.au
Western Australia	WorkCover WA	1300 794 744 www.workcover.wa.gov.au
	Department of Mines, Industry Regulation and Safety – WorkSafe	1300 307 877 www.dmirs.wa.gov.au
South Australia	ReturnToWorkSA	13 18 55 www.rtwsa.com
	SafeWork SA	1300 365 255 www.safework.sa.gov.au
Tasmania	WorkSafe Tasmania	1300 366 322 (inside Tas) (03) 6166 4600 (outside Tas) wstinfo@justice.tas.gov.au www.worksafe.tas.gov.au
Northern Territory	NT WorkSafe	1800 019 115 ntworksafe@nt.gov.au www.worksafe.nt.gov.au
Australian Capital Territory	WorkSafe ACT	13 22 81 www.worksafe.act.gov.au
Seacare	Seacare Authority	(02) 6275 0070 seacare@comcare.gov.au www.seacare.gov.au
Australian Government	Comcare	1300 366 979 www.comcare.gov.au
New Zealand	Accident Compensation Corporation	64 7 848 7400 www.acc.co.nz
	WorkSafe New Zealand	0800 030 040 www.worksafe.govt.nz