

**DAVIS CONTRACTING**  
 23 Glen Dhu St, South Launceston, TAS 7249. Ph 03 6344 8759. Mob 0488 029 342

**CONTRACTOR AGREEMENT**

**Instructions to the Contractor:** *The purpose of this agreement is so the Contractor named below has a clear understanding of and agrees to the broad scope of works and the work health and safety standards required of the Contractor. This means that both the Contractor and Davis Contracting meet their duties as Persons Conducting a Business or Undertaking (PCBU) under the Tasmanian Work Health & Safety Act 2012.*

*Please read through this agreement and tick the relevant “tick” boxes before signing the agreement. If there is something you do not agree with then do not sign, contact Davis Contracting to discuss your concerns.*

**(A) BUSINESS DETAILS**

Business Name: .....Contact: .....

Address:.....Phone:.....

ABN:.....

Emergency Contact Name and Number:.....

Description of Services & Plant Provided:.....

.....  
 .....  
 .....

**(B) CONTRACTOR’S INSURANCE COVER-Please attach certificates of currency**

Type of Cover	Policy No.	Expiry Date	Value of Cover
Workers Compensation (where the worker is the Contractor’s employee) OR Accident/Income Protection (for self employed in unincorporated business)			
Public Liability			

**(C) LICENCES AND QUALIFICATIONS**

- Workers provided by the Contractor (described above) have the requisite licences and qualifications to safely carry out the description of services provided (described above).
- If the work involves “construction work” (*see definitions on page 3*) then workers will have the “General Construction Induction Training Card”, referred to as the “White Card”.
- If the work involves working at height using harnesses then workers will have completed an appropriate working at heights course.

**(D) SAFE CONDITION OF EQUIPMENT**

- All equipment brought on site is in a safe condition for use.

**(E) INDUCTION TO DAVIS CONTRACTING’S OH&S HANDBOOK FOR WORKERS**

- All workers sent to work for Davis Contracting will have first completed the induction into Davis Contracting’s OH&S Handbook for Workers. The Contractor will carry out this induction using Davis Contracting’s “OH&S Handbook for Workers”

*Note: There are 2 options for recording the induction. One is using the form “OH&S Induction Checklist for Contractor Workers” whereupon a copy of the completed induction for each worker is to be provided to Davis Contracting. The other option is to complete the induction on-line which involves an on-line competency assessment.*

- Where the on-line induction option is concerned the Contractor confirms that the particular worker whose name appears did complete the induction and assessment themselves (apart from any assistance with literacy / computer literacy).

**(F) SAFE WORK METHOD STATEMENTS**

- If a job involves high risk construction work (*refer definitions on page 3*) or new or unusual work (work not covered by standard work procedures) then the Contractor will prepare a Safe Work Method Statement (SWMS). In some instances the SWMS may be done in consultation with Davis Contracting.

**(G) NOTIFIABLE INCIDENTS**

- If a notifiable incident (*refer definitions on page 3*) occurs involving the Contractor and its workers the Contractor is responsible for notifying Workplace Standards (WS) by the quickest available means.
- The Contractor will then advise Davis Contracting immediately after contacting Workplace Standards.

**(H) OTHER** (*complete as required - if nothing put in this section then put a line across it*)

.....

.....

.....

**(I) SUBCONTRACTORS**

- Where the Contractor (named on this form) engages a Sub Contractor then the Contractor accepts responsibility for ensuring the Sub Contractor meets the requirements of B,C,D,E,F,G & H.

**DECLARATION** (To be signed by the Owner/ Manager representing the Contractor described on page 1)

I declare agreement to sections A,B,C,D,E,F,G, H & I.

Signed:.....Name:.....Date:.....

**DEFINITIONS**

- Construction Work** Any work carried out in connection with the construction, alteration, conversion, fitting-out, commissioning, renovation, repair, maintenance, refurbishment, demolition, decommissioning or dismantling of a structure.
- High Risk Construction Work** Means construction work that:
- (a) involves a risk of a person falling more than 2 metres; or
  - (b) is carried out on a telecommunication tower; or
  - (c) involves demolition of an element of a structure that is load-bearing or otherwise related to the physical integrity of the structure; or
  - (d) involves, or is likely to involve, the disturbance of asbestos; or
  - (e) involves structural alterations or repairs that require temporary support to prevent collapse; or
  - (f) is carried out in or near a confined space; or
  - (g) is carried out in or near:
    - (i) a shaft or trench with an excavated depth greater than 1.5 metres; or
    - (ii) a tunnel; or
  - (h) involves the use of explosives; or
  - (i) is carried out on or near pressurised gas distribution mains or piping; or
  - (j) is carried out on or near chemical, fuel or refrigerant lines; or
  - (k) is carried out on or near energised electrical installations or services; or
  - (l) is carried out in an area that may have a contaminated or flammable atmosphere; or
  - (m) involves tilt-up or precast concrete; or
  - (n) is carried out on, in or adjacent to a road, railway, shipping lane or other traffic corridor that is in use by traffic other than pedestrians; or
  - (o) is carried out in an area at a workplace in which there is any movement of powered mobile plant; or
  - (p) is carried out in an area in which there are artificial extremes of temperature; or
  - (q) is carried out in or near water or other liquid that involves a risk of drowning; or
  - (r) involves diving work.
- Notifiable Incident** In this Act, *notifiable incident* means:
- (a) the death of a person; or
  - (b) a serious injury or illness of a person; or
  - (c) a dangerous incident.
- Dangerous incident** Consists of the following:
- the uncontrolled escape, spillage or leakage of a substance
  - an uncontrolled implosion, explosion or fire
  - an uncontrolled escape of gas, steam or a pressurised substance
  - an electric shock
  - the fall or release from height of any plant, substance or thing
  - the collapse, overturning, failure or malfunction of, or damage to, plant that is required to be licensed or registered
  - the collapse or partial collapse of a structure, including an excavation or of any shoring supporting an excavation
  - the inrush of water, mud or gas into an underground excavation or tunnel
  - the interruption of the main system of ventilation to an underground

- excavation or tunnel, or
- other incidents as stated in the WHS Regulations.

**Serious  
injury or  
illness of a  
person**

An injury or illness requiring the person to have:

- (a) immediate treatment as an in-patient in a hospital; or
- (b) immediate treatment for:
  - (i) the amputation of any part of his or her body; or
  - (ii) a serious head injury; or
  - (iii) a serious eye injury; or
  - (iv) a serious burn; or
  - (v) the separation of his or her skin from an underlying tissue (such as degloving or scalping); or
  - (vi) a spinal injury; or
  - (vii) the loss of a bodily function; or
  - (viii) serious lacerations; or

(c) medical treatment within 48 hours of exposure to a substance,

and includes any other injury or illness prescribed by the regulations as set out below:

- (a) any infection to which the carrying out of work is a significant contributing factor, including any infection that is reliably attributable to carrying out work –
  - (i) with micro-organisms; or
  - (ii) that involves providing treatment or care to a person; or
  - (iii) that involves contact with human blood or body substances; or
  - (iv) that involves handling or contact with animals, animal hides, skins, wool or hair, animal carcasses or animal waste products;
- (b) the following occupational zoonoses contracted in the course of work involving handling or contact with animals, animal hides, skins, wool or hair, animal carcasses or animal waste products:
  - (i) Q fever;
  - (ii) Anthrax;
  - (iii) Leptospirosis;
  - (iv) Brucellosis;
  - (v) Hendra Virus;
  - (vi) Avian Influenza;
  - (vii) Psittacosis.