

Register of OH&S Legal and Other Requirements



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Prepared Date: Mar 2020

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Next Review Date: Mar 2021

(* Sources: Statutory Clause, Legal Requirement, International Requirement / Standards, Client Requirements, etc)

Cap. No.	Title	Description	Applicable to		Area of Applicability	Licenses / Compliance Records Required	Remarks
			HKSTP	Contractor / Supplier			
Nil	ISO 45001: 2018	The international standard helps all kinds of organizations put in place demonstrably sound occupational health and safety performance.	X	X	HKSTP, Contractor Workplace		
51	Gas Safety Ordinance	An Ordinance to control, in the interests of safety, the importation, manufacture, storage, transport, supply and use of gas, and to provide for matters incidental thereto or connected therewith.	X	X	HKSTP, Contractor Workplace		https://www.elegislation.gov.hk/hk/cap51
56	Boilers and Pressure Vessels Ordinance	To control the use and operation of boilers and pressure vessels, to provide for the holding of inquiries into accidents in or to boilers and pressure vessels and to provide for matters connected with the purposes aforesaid.	X	X	HKSTP, Contractor Workplace / Construction Site	Boiler & Pressure Vessels Certificate	https://www.elegislation.gov.hk/hk/cap56
59	Factories and Industrial Undertakings Ordinance	To provides for the safety and health protection to workers in the industrial sector.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap59
59A	Factories and Industrial Undertaking Regulations	This regulation describes the requirements for medical examination of person employed to work underground; report of accidents resulting in death or incapacity, dangerous occurrences; notifiable workplaces.	X	X	HKSTP, Contractor Workplace / Construction Site	Register of persons employed to work underground in industrial undertakings Report of accident / dangerous occurrence	https://www.elegislation.gov.hk/hk/cap59A

Reference to

1. Bilingual Laws Information System: <https://www.elegislation.gov.hk/>
2. Occupation Safety & Health Council OHS Information: http://www.safetydirectory.hk/info_list1.html
3. Labour Department: <http://www.labour.gov.hk/eng/news/content.htm>

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Cap. No.	Title	Description	Applicable to		Area of Applicability	Licenses / Compliance Records Required	Remarks
			HKSTP	Contractor / Supplier			
59D	F&IU (First Aid in Notifiable Workplaces) Regulations	This regulation describes the requirements for the provision of first aider and first aid facilities in notifiable workplaces	X	X	HKSTP, Contractor Workplace / Construction Site	1. First aider training 2. First aid equipment	https://www.elegislation.gov.hk/hk/cap59D
59G	F&IU (Woodworking Machinery) Regulations	This regulation describes the requirements of using any woodworking machine in any industrial.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap59G
59I	Construction Sites (Safety) Regulations	The regulations apply to – all construction work; all construction sites; the machinery, plant, tools, gear and materials with which any construction work is carried on.	X	X	HKSTP, Contractor Workplace / Construction Site	Certificates and reports in respect of any test, inspection or examination carried out under these regulations on any plant, excavation, or earthwork Notification of construction work / completion	https://www.elegislation.gov.hk/hk/cap59I
59J	F&IU (Lifting Appliances and Lifting Gear) Regulations	The regulations apply to lifting appliances and lifting gear used for raising or lowering or as a means of suspension in any industrial undertaking	X	X	HKSTP, Contractor Workplace / Construction Site	Certificate of LALG	https://www.elegislation.gov.hk/hk/cap59J
59L	F&IU (Abrasive Wheel) Regulations	The regulations apply to any abrasive wheel used for any grinding or cutting operation in any industrial undertaking.	X	X	HKSTP, Contractor Workplace / Construction Site	Notice for abrasive wheel Competent person of abrasive wheel	https://www.elegislation.gov.hk/hk/cap59L

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1. Bilingual Laws Information System: <https://www.elegislation.gov.hk/>
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59N	F&IU (Spraying of Flammable Liquids) Regulations	The regulations apply to any industrial undertaking in which any flammable liquid spraying process is carried on.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap59N
59O	F&IU (Good Lifts) Regulation	The regulations apply to any good lifts and service lifts in factories and industrial undertakings	X	X	HKSTP, Contractor Workplace / Construction Site	Report of Annual Through Examination	https://www.elegislation.gov.hk/hk/cap59O
59Q	F&IU (Guarding and Operation of Machinery) Regulations	The regulations apply to machinery or plant in a notifiable workplace.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap59Q
59R	F&IU (Cartridge-operated Fixing Tools) Regulations	This regulations lay down the legal obligations on contractors, proprietors and operators of the tools. Only tools approved by the Commissioner for Labour may be used and that a tool may only be used by a person holding a certificate of competency in a form approved by the Commissioner for Labour	X	X	HKSTP, Contractor Workplace / Construction Site	1. Training certificate of cartridge-operated fixed tools 2. Approved tools	https://www.elegislation.gov.hk/hk/cap59R
59S	F&IU (Protections of Eyes) Regulation	The proprietor and contractor covered by the Regulation shall provide and maintain proper eye protection equipment for specified processes.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap59S

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			HKSTP	Contractor / Supplier			
59T	F&IU (Noise at Work) Regulation	This regulation describes the responsibility of proprietor to conduct noise exposures of employee and to implement relevant measures including ear protection zones demarcation, provision of ear protectors, reduction of noise exposure, maintenance of equipment, etc., that could protect employees from hearing damage.	X	X	HKSTP, Contractor Workplace / Construction Site	Noise Assessment Records	https://www.elegislation.gov.hk/hk/cap59T
59V	F&IU (Fire Precautions in Notifiable Workplaces) Regulations	The Commissioner for Labour Department has the discretion to require the proprietor to adopt certain fire precautionary measures to reduce the risk of the outbreak of fire, the spread of fire to spread of smoke from any fire.	X	X	HKSTP & Contractor Workplace		https://www.elegislation.gov.hk/hk/cap59V
59W	F&IU (Electricity) Regulations	It is the duty of the proprietor under these regulations to provide and maintain protective equipment to protect against electrical hazard.	X	X	HKSTP, Contractor Workplace / Construction Site	Display of notice on treatment for electric shock	https://www.elegislation.gov.hk/hk/cap59W
59Z	F&IU (Safety Officers and Safety Supervisors) Regulations	The proprietor of a construction site, shipyard, or container handling undertaking shall employ a full time safety officer where the total number of persons employed is 100 or more. He shall on the other hand employ a safety supervisor if the employment size is 20 or more. The duties of the safety officer and supervisor are listed out in these regulations.	X	X	HKSTP, Contractor Workplace / Construction Site	Notice of employment of safety officer Notice of employment of safety supervisor	https://www.elegislation.gov.hk/hk/cap59Z
59AB	F&IU (Dangerous Substances) Regulations	These regulations apply to any dangerous substance that is present in a specified industrial undertaking for the purpose of, in connection with, or as a result of, any industrial process or operation, but do not apply to a substance that is in the process of undergoing chemical change or of being mixed or compounded with another substance.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap59AB

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			HKSTP	Contractor / Supplier			
59AC	F&IU (Suspended Working Platforms) Regulation	This regulation describes the requirements of competency for working at suspended working platforms, and safety measures, to be ensured by the proprietor or contractor.	X	X	HKSTP, Contractor Workplace / Construction Site	Competency Certificates	https://www.elegislation.gov.hk/hk/cap59AC
59AE	F&IU (Confined Spaces) Regulation	This regulation describes the requirements of competency for confined spaces works, risk assessment and other safety measures, to be ensured by the proprietor or contractor.	X	X	HKSTP, Contractor Workplace / Construction Site	Competency Certificates Risk Assessment reports Work Permits	https://www.elegislation.gov.hk/hk/cap59AE
59AF	F&IU (Safety Management) Regulation	The proprietor and contractor covered by the Regulation shall implement a safety management system which consists of 14 elements. The proprietor and contractor are required to carry out safety audit or safety review as the case may be of their safety management system.		X	Contractor Workplace / Construction Site	6-monthly safety audit for construction site of 100 workers or above or with a contract value of \$100 million or more (or 6-monthly safety review for construction site of 50 to 99 workers) Yearly safety audit for factories, shipyards, container handling undertakings and public utilities of 100 or more workers (or yearly safety review for 50 to 99 workers)	https://www.elegislation.gov.hk/hk/cap59AF
59AG	F&IU (Loadshifting Machinery) Regulation	This regulation describes the requirements of competency for operation of loadshifting machine.	X	X	HKSTP, Contractor Workplace / Construction Site	Competency certificates	https://www.elegislation.gov.hk/hk/cap59AG

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59AI	F&IU (Gas Welding and Flame Cutting) Regulation	This regulation describes the competency for performing gas welding and flame cutting work	X	X	HKSTP, Contractor Workplace / Construction Site	Competency certificates	https://www.elegislation.gov.hk/hk/cap59AI
95B	Fire Services (Installations and Equipment) Regulations	To make better provision as to the constitution, duties and powers of the Fire Services Department and as to the discipline of members thereof and to make provision for the prevention of fire hazards, for the investigation into matters relating to a fire and for a welfare fund; and to regulate the registration of fire service installation contractors and to provide for the control of the sale, supply, installation, repair, maintenance and inspection of fire service installations or equipment; and for purposes connected with the matters aforesaid.	X	X	HKSTP, Contractor Workplace / Construction Site	Fire Service inspection records	https://www.elegislation.gov.hk/hk/cap95B
123	Building Ordinance	An Ordinance to provide for the planning, design and construction of buildings and associated works, and to make provision for the rendering safe of dangerous buildings and land; and to make provision for matters connected therewith.	X	X	HKSTP & Contractor Workplace	Site Safety Inspection Report	https://www.elegislation.gov.hk/hk/cap123
133	Pesticides Ordinance	To provide for the registration and control of pesticides and for matters connected therewith.	X	X	HKSTP, Contractor Workplace		https://www.elegislation.gov.hk/hk/cap133
282	Employee's Compensation Ordinance	To provide for the payment of compensation to employees who are injured in the course of their employment.	X	X	HKSTP & Contractor Workplace / Construction Site	Insurance certificate	https://www.elegislation.gov.hk/hk/cap282

Reference to

1. Bilingual Laws Information System: <https://www.elegislation.gov.hk/>
2. Occupation Safety & Health Council OHS Information: http://www.safetydirectory.hk/info_list1.html
3. Labour Department: <http://www.labour.gov.hk/eng/news/content.htm>

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			HKSTP	Contractor / Supplier			
295	Dangerous Goods Ordinance	The Ordinance shall apply to all explosives, compressed gases, petroleum and other substances giving off inflammable vapours, substances giving off poisonous gas or vapour, corrosive substances, substances which become dangerous	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap295
295A	Dangerous Goods (Application and Exemption) Regulations	This regulation shall apply to all explosives, compressed gases, petroleum and other substances giving off inflammable vapours, substances giving off poisonous gas or vapour, corrosive substances, substances which become dangerous by interaction with water or air, substances liable to spontaneous combustion or of a readily combustible nature.	X	X	HKSTP, Contractor Workplace / Construction Site	DG License	https://www.elegislation.gov.hk/hk/cap295A
295B	Dangerous Goods (General) Regulations	Persons who are involved with the manufacture, storage, use or conveyance of dangerous goods have a legal responsibility to ensure that none of the licensing requirements and the provisions of the Dangerous Goods Ordinance and its subsidiary legislation are violated.	X	X	HKSTP, Contractor Workplace / Construction Site	DG License	https://www.elegislation.gov.hk/hk/cap295B
303 A & B	Radiation (Control of Radioactive Substances) Regulations Radiation (Control of Irradiating Apparatus) Regulations	To control the import, export, possession and use of radioactive substances and irradiating apparatus and the prospecting and mining for radioactive minerals and for purposes connected therewith.	X	X	HKSTP & Contractor Workplace	Radioactive Substances License Irradiating Apparatus License	https://www.elegislation.gov.hk/hk/cap303A https://www.elegislation.gov.hk/hk/cap303B
314	Occupier's Liability Ordinance	An Ordinance to provide for the liability of occupiers and others for injury or damage resulting to persons or goods lawfully on any land or other property from dangers due to the state of the property or to things done or omitted to be done there, and for purposes connected therewith.	X	X	HKSTP & Contractor Workplace	Common Duty of Care to visitors to an entrance Visitor record / register	https://www.elegislation.gov.hk/hk/cap314

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			HKSTP	Contractor / Supplier			
360	Pneumoconiosis (Compensation) Ordinance	To establish a scheme for compensating persons or their family members in respect of incapacity or death resulting from pneumoconiosis or mesothelioma (or both) and for purposes connected therewith.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap360
371	Smoking (Public Health) Ordinance	To prohibit smoking in certain areas; to provide for the display of a health warning and other information on packets or retail containers of tobacco products; to restrict tobacco advertising; to restrict the sale or giving of tobacco products; to provide for the appointment, powers and duties of inspectors for the enforcement of certain provisions of this Ordinance; and to provide for incidental and related matters.	X	X	HKSTP & Contractor Workplace		https://www.elegislation.gov.hk/hk/cap371
374G	Road Traffic (Traffic Control) Regulations	This regulation describes the requirements for provision of lighting, signing and guarding of road works, obstructions and excavations.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap374G
400	Noise Control Ordinance	An Ordinance to provide for the prevention, minimizing and abatement of noise; the appointment of a Noise Control Authority; the powers and duties of the Noise Control Authority relating to the control of noise; the creation of offence.	X	X	HKSTP, Contractor Workplace / Construction Site	Construction noise permits	https://www.elegislation.gov.hk/hk/cap400

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2. Occupation Safety & Health Council OHS Information: http://www.safetydirectory.hk/info_list1.html
3. Labour Department: <http://www.labour.gov.hk/eng/news/content.htm>

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			HKSTP	Contractor / Supplier			
406	Electricity Ordinance	To provide for the registration of electrical workers, contractors and generating facilities, to provide safety requirements for electricity supply, electrical wiring and products, to provide powers for electricity suppliers and the Government respecting electrical accidents and enforcement of this Ordinance, and to provide for measures designed to ensure that activities carried out in the vicinity of electricity supply lines do not prejudice safety or the continuity of the electricity supply.	X	X	HKSTP, Contractor Workplace / Construction Site	Competent person certification	https://www.elegislation.gov.hk/hk/cap406
469	Occupational Deafness (Compensation) Ordinance	To provide for the compensation and other benefits of persons who have been exposed to noise in their working environment and have suffered noise-induced deafness and for connected matters.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap469
470	Builders' Lift and Tower Working Platforms (Safety) Ordinance	An Ordinance to provide for the design, construction, installation and maintenance in safe working order of builders' lifts and tower working platforms, for the examination and testing of such lifts and platforms, and to provide for related matters.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap470
502	Fire Safety (Commercial Premises) Ordinance	An Ordinance to provide for fire safety improvements to be made to certain commercial premises and commercial buildings and to provide for related matters.	X	X	HKSTP & Contractor Workplace	Fire Service Inspection Records	https://www.elegislation.gov.hk/hk/cap502
509	Occupational Safety and Health Ordinance	An Ordinance to ensure the safety and health of persons when they are at work, to provide for related matter, and to consequentially amend the Factories and Industrial Undertakings Ordinance and the Administrative Appeals Board Ordinance.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.elegislation.gov.hk/hk/cap509

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2. Occupation Safety & Health Council OHS Information: http://www.safetydirectory.hk/info_list1.html
3. Labour Department: <http://www.labour.gov.hk/eng/news/content.htm>

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			HKSTP	Contractor / Supplier			
509A	Occupational Safety and Health (OSH) Regulation	For the protection of employees, the employer needs to take measures in accident prevention, fire precautions, workplace environments, hygiene, first aid and manual handling operations.	X	X	HKSTP & Contractor Workplace / Construction Site	1. Firefighting equipment and their maintenance 2. Manual handling assessment 3. First aider training 4. First aid equipment	https://www.elegislation.gov.hk/hk/cap509A
	Manual Handling Operations	The person responsible for a workplace shall perform a risk assessment of a related manual handling operation in the workplace before it is first used by users, and shall review the assessment if there has been a significant change in the condition.	X	X	HKSTP & Contractor Workplace / Construction Site	Risk assessment record	
509B	OSH (Display Screen Equipment(DSE)) Regulation	The person responsible for a workplace shall perform a risk assessment of a related workstation in the workplace before it is first used by users, and shall review the assessment if there has been a significant change in the condition.	X	X	DSE users	Risk assessment record	https://www.elegislation.gov.hk/hk/cap509B
572	Fire Safety (Buildings) Ordinance	An Ordinance to provide for fire safety improvements to be made to certain composite buildings and domestic buildings and to provide for related matters.	X		HKSTP Workplace	Fire Service Inspection Records	https://www.elegislation.gov.hk/hk/cap572

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3. Labour Department: <http://www.labour.gov.hk/eng/news/content.htm>

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595	Hazardous Chemical Control Ordinance	An Ordinance to regulate the manufacture, export, import and use of chemicals that are not pesticides and have potentially harmful or adverse effects on human health or the environment (including such chemicals that are subject to the regulation of the Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade or the Stockholm Convention on Persistent Organic Pollutants); and to provide for related, consequential or incidental matters.	X	X	Registration of hazardous chemical before importing to Hong Kong	Certificate of Registration of hazardous chemical Stock list	https://www.elegislation.gov.hk/hk/cap595
618	Lifts & Escalators (General) Ordinance	An Ordinance to provide for the safety of lifts and escalators, including the registration of contractors, engineers and workers for the purposes of carrying out lift works and escalator works; and to provide for consequential, incidental and related matters.	X	X	HKSTP & Contractor Workplace		https://www.elegislation.gov.hk/hk/cap618
Nil	Code of Practice on Safety Management	The Code of Practice provides practical guidance for proprietors and contractors of relevant industrial undertakings to comply with the aforesaid legal requirements. It also provides practical guidance on safety audits and safety reviews.	X	X	Apply on all construction		https://www.labour.gov.hk/eng/public/os/manag_e.pdf
Nil	Code of Practice on Prevention of Legionnaires' Disease	The Code of Practice provides practical guidelines for proper design, operation, maintenance and handling of related facilities or materials to avoid the spread of Legionella bacteria.	X	X	HKSTP & Contractor Workplace		https://www.emsd.gov.hk/filemanager/tc/content_645/COP-PLD_2016_tc.pdf

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Nil	Code of Practice: Safety and Health at Work for Gas Welding and Flame Cutting	The Code of Practice recommends safe practices in gas welding and flame cutting. It also describes the steps and measures to be taken in protecting workers from the hazard arising from the work, and in reducing injuries and damage caused by fire and explosion.	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/B/welding2.pdf
Nil	Code of Practice: Safety and Health at Work for Manual Electric Arc Welding	This Code of Practice recommends safe practices in manual electric arc welding operations. It also describes the steps and measures to be taken in protecting workers from the hazards arising from the work, and in reducing injuries and damage caused by fire and electric shock.	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/welding3.pdf
Nil	Code of Practice for Safe Use and Operation of Suspended Working Platforms	The Code of Practice provides practical guidelines for proper design, operation, maintenance and handling for Suspended Working Platforms.	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/B/platform.pdf
Nil	Code of Practice for Bamboo Scaffolding Safety	The Code of Practice provides practical guidelines for erection, alteration, dismantling and use of bamboo scaffolds.	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/B/Bamboo.pdf
Nil	Code of Practice for Metal Scaffolding Safety	This Code of Practice provides practical guidance for the compliance with the requirements set out in Sections 6A & 6B of the Factories and Industrial Undertakings Ordinance and the requirements of the Construction Sites (Safety) Regulations regarding the safety in metal scaffolding.	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/B/mss.pdf

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Nil	Code of Practice for Safety and Health at Work in Confined Spaces	The Code of Practice provides practical guidance and technical information for proprietors, contractors and the persons of any industrial undertakings so as to ensure the safety and health of all persons who would enter into or work in confined spaces.	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/B/space.pdf
Nil	Code of Practice for Safe Use of Tower Cranes	This Code of Practice provides practical guidance to the industry as to how to use tower cranes safely and properly with a view to assisting the duty holders in preventing accidents.	X	X	HKSTP Construction Site		https://www.labour.gov.hk/eng/public/os/B/crane.pdf
Nil	Code of Practice for Safe Use of Mobile Cranes	This Code of Practice provides practical guidance to the industry as to how to use mobile cranes safely and properly with a view to assisting the duty holders in prevent accidents.	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/B/CoP_for_Mobile_Cranes_ENG.pdf
Nil	Code of Practice on Safe Use of Excavators	This Code of Practice provides practical guidance to proprietors / contractors, management personnel and workers for compliance with provisions of relevant safety regulations for protection of workers in relation to operation of excavators on construction site.	X	X	HKSTP Construction Site		https://www.labour.gov.hk/eng/public/os/B/excavator.pdf
Nil	Coder of Practice for Safety at Work (Lift and Escalator)	This Code of Practice focuses on workers' safety and it recommends safe practices for those proprietors or contractors to protect their employees engaging in lift and escalator works.	X	X	HKSTP & Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/B/lift.pdf

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Nil	Guidance Notes on the Selection, Use and Maintenance of Safety Helmets	The Guidance Notes provides practical guidance for selection, use and maintenance of safety helmets.	X	X	HKSTP, Contractor Workplace / Construction Site		https://www.labour.gov.hk/eng/public/os/C/GN_on_helmet_eng.pdf

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