

6 職業安全及健康委員會

Committee on Occupational Safety and Health

6.1 引言

Introduction

職業安全及健康委員會於 1997 年 1 月成立，就職業安全及健康法例和有關事宜提供意見。此委員會的前身為 1989 年 4 月成立的工業安全及健康委員會。

The Committee on Occupational Safety and Health (COSH) was set up in January 1997 to advise on occupational safety and health legislation and related matters. It was formerly known as the Committee on Industrial Safety and Health which was formed in April 1989.

6.2 職權範圍

Terms of Reference

職業安全及健康委員會成立的目的如下：

The COSH is established to:

- 檢討香港的職業安全及健康標準；
review the standards of occupational safety and health in Hong Kong;
- 就職業安全及健康的立法建議提供意見，並檢討現行的法例；以及
advise on legislative proposals on occupational safety and health and review existing legislation; and
- 向勞工處建議可採取何等措施，以改善執行職業安全及健康法例的現有制度。
advise on the measures to be adopted by the Labour Department with a view to improving the existing system which enforces occupational safety and health legislation.

6.3 成員組織

Composition

職業安全及健康委員會的委員由勞工處處長委任。委員會在 2001 至 2002 年度內的成員組織如下：

Members of the COSH are appointed by the Commissioner for Labour. The composition of the committee for the term 2001-2002 is as follows :

主席

Chairman : 勞工處副處長 (職業安全及健康)
Deputy Commissioner for Labour (Occupational Safety and Health)

委員

Members : 勞工顧問委員會僱主代表三名
Three employer representatives from the Labour Advisory Board

勞工顧問委員會僱員代表三名
Three employee representatives from the Labour Advisory Board

勞工顧問委員會以外的僱主代表三名
Three employer representatives from outside the Labour Advisory Board

勞工顧問委員會以外的僱員代表三名
Three employee representatives from outside the Labour Advisory Board

職業安全健康局代表一名
One representative from the Occupational Safety and Health Council

職業安全及健康組織代表三名
Three representatives from occupational safety and health organisations

勞工處助理處長一名
An Assistant Commissioner for Labour

職業健康顧問醫生一名
An Occupational Health Consultant

秘書

Secretary : 由一名勞工事務主任擔任
A Labour Officer

職業安全及健康委員會的成員名單載於附錄 V。

The membership list of the COSH for the term 2001-2002 is at Appendix V.

6.4 2001 至 2002 年度的活動

Activities during the 2001-2002 term

在 2001 至 2002 年度內，職業安全及健康委員會就下列事項提供意見：

During the 2001 - 2002 term, the COSH advised on the following matters:

建議修訂《建築地盤（安全）規例》

Proposed amendments to the Construction Sites (Safety) Regulations

委員會討論和通過修訂《建築地盤（安全）規例》的建議，規定總承建商及次承建商須對違反安全規定的事宜負上共同及各別的法律責任，及修訂該規例第 38A 及 44 條，以消除當中涵義不清的地方。委員會同意就有關的修訂建議徵詢勞工顧問委員會的意見。

The Committee discussed and endorsed the proposal to amend the Construction Sites (Safety) Regulations to hold the principal contractor and the sub-contractor jointly and severally liable for safety offences and to amend its Regulation 38A and 44 to remove the ambiguities of the provisions. It agreed that the proposed amendments should be put to the Labour Advisory Board for consultation.

休息時段的檢討

The review on rest breaks

委員會討論有關休息時段的檢討，並同意就這項議題徵詢勞工顧問委員會的意見。

The Committee discussed the review on rest breaks and agreed that the issue should be put to the Labour Advisory Board for consultation.

建議制訂《休息時段指引》

Proposed Guide on Rest Breaks

委員會根據勞工顧問委員會的建議，制訂了《休息時段指引》諮詢稿，並就其內容徵詢不同行業及職業的商會、工會、僱主和僱員，經修訂的指引擬稿，將提交勞工顧問委員會審議和通過。

In accordance with the recommendation of the Labour Advisory Board, the Committee prepared a draft Guide on Rest Breaks. Employer associations, unions, employers and employees of various industries and occupations were consulted on the content of the draft Guide. After consultation, the revised draft Guide would be submitted to the Labour Advisory Board for consideration and endorsement.

上述首兩項建議其後已提交勞工顧問委員會考慮。

The first two items were subsequently forwarded to the Labour Advisory Board for consideration.