



Safety, Rehabilitation and Compensation (Defence-related Claims) (Specified Diseases and Employment) Instrument 2017

I, Michaelia Cash, Minister for Employment, make the following instrument.

Dated 3 October 2017

Michaelia Cash
Minister for Employment

Contents

1 Name.....	1
2 Commencement.....	1
3 Authority.....	1
4 Definitions.....	1
5 Application.....	1
6 Schedules.....	1
7 Specification.....	1
Schedule 1—Specification	2
Schedule 2—Occupational asthma	10
Schedule 3—Repeals	17
Safety, Rehabilitation and Compensation (<i>Specified Diseases</i>) Notice 2007 (1)	17

1 Name

This instrument is the *Safety, Rehabilitation and Compensation (Defence-related Claims) (Specified Diseases and Employment) Instrument 2017*.

2 Commencement

This instrument commences on the earlier of:

- (a) the day after this instrument is registered on the Federal Register of Legislation; and
- (b) 1 October 2017.

3 Authority

This instrument is made under paragraph 7(1)(b) of the *Safety, Rehabilitation and Compensation Act 1988*.

4 Definitions

In this instrument:

Act means the *Safety, Rehabilitation and Compensation Act 1988*.

disease has its ordinary meaning.

substance means any natural or artificial substance, whether in the form of a solid, liquid, gas or vapour.

5 Application

This instrument applies in relation to a disease that an employee sustains on or after the day this instrument commences.

6 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

7 Specification

For the purposes of paragraph 7(1)(b) of the Act, a disease of a kind specified in column 1 of an item of the table in Schedule 1 is a disease related to employment of a kind specified in column 2 of that item.

Schedule 1—Specification

Column 1		Column 2
Item	Disease	Employment
Infectious diseases		
1	Anthrax	Employment involving work with: (a) animals; or (b) animal carcasses; or (c) animal parts.
2	Brucellosis	Employment involving work with: (a) animals; or (b) animal carcasses; or (c) animal parts; or (d) animal waste.
3	Hepatitis A	Employment involving work with human waste.
4	Hepatitis B or Hepatitis C	Employment involving work with human body fluids.
5	Human Immunodeficiency Virus (HIV) or Acquired Immune Deficiency Syndrome (AIDS)	Employment involving work with: (a) needles in a healthcare services setting; or (b) sharps in a healthcare services setting.
6	Leptospirosis	Employment involving work with: (a) animals; or (b) animal carcasses; or (c) animal parts; or (d) animal waste.
7	Orf	Employment involving work with: (a) goats; or (b) goat carcasses; or (c) sheep; or (d) sheep carcasses.
8	Q-fever	Employment involving work with: (a) animals; or (b) animal carcasses; or (c) animal parts.
9	Tuberculosis	Employment involving work with: (a) animals: (i) in a farming setting; or (ii) in a veterinarian setting; or (b) animal carcasses: (i) in a farming setting; or (ii) in a veterinarian setting; or

- (c) human corpses:
 - (i) in a healthcare services setting; or
 - (ii) in a mortuary setting; or
- (d) persons (individuals) in a healthcare services setting.

Malignant diseases

10	Primary malignant disease of the salivary gland	Employment for at least 5 years (whether consecutive or not) involving work with: <ul style="list-style-type: none"> (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
11	Primary malignant disease of the nasopharynx	Employment for at least 5 years (whether consecutive or not) involving work with: <ul style="list-style-type: none"> (a) formaldehyde; or (b) wood.
12	Primary malignant disease of the oesophagus	Employment for at least 5 years (whether consecutive or not) involving work with: <ul style="list-style-type: none"> (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
13	Primary malignant disease of the stomach	Employment for at least 5 years (whether consecutive or not) involving work with: <ul style="list-style-type: none"> (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
14	Primary malignant disease of the colon or rectum	Employment for at least 5 years (whether consecutive or not) involving work with: <ul style="list-style-type: none"> (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
15	Primary malignant disease of the liver	Employment for at least 5 years (whether consecutive or not) involving work with vinyl chloride monomer.
16	Primary malignant disease of the nasal cavity or para-nasal sinuses	Employment for at least 5 years (whether consecutive or not) involving work with: <ul style="list-style-type: none"> (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation; or (c) nickel; or (d) leather; or (e) wood.
17	Primary malignant disease of the larynx	Employment for at least 5 years (whether consecutive or not) involving work with: <ul style="list-style-type: none"> (a) asbestos; or (b) asbestos-containing material; or (c) acid mist (strong inorganic).
18	Primary malignant disease of the lung caused by asbestos	Employment for at least 5 years (whether consecutive or not) involving work with:

		(a) asbestos; or (b) asbestos-containing material.
19	Primary malignant disease of the bone	Employment for at least 5 years (whether consecutive or not) involving work with: (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
20	Primary malignant disease of the mesothelium	Employment for at least one year (whether consecutive or not) involving work with: (a) asbestos; or (b) asbestos-containing material.
21	Primary malignant disease of the breast	Employment for at least 5 years (whether consecutive or not) involving work with: (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
22	Primary malignant disease of the ovary	Employment for at least 5 years (whether consecutive or not) involving work with: (a) asbestos; or (b) asbestos-containing material.
23	Primary malignant disease of the kidney	Employment for at least 5 years (whether consecutive or not) involving work with: (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation; or (c) trichloroethylene.
24	Primary malignant disease of urothelial tissue lining the urinary tract	Employment for at least 5 years (whether consecutive or not) involving work with: (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation; or (c) 2-naphthylamine; or (d) benzidine; or (e) cyclophosphamide; or (f) ortho-toluidine; or (g) polycyclic aromatic hydrocarbons during aluminium production.
25	Primary malignant disease of the brain	Employment for at least 5 years (whether consecutive or not) involving work with: (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
26	Primary malignant disease of the thyroid	Employment for at least 5 years (whether consecutive or not) involving work with: (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
27	Primary leukaemia (excluding chronic lymphatic leukaemia)	Employment for at least 2 years (whether consecutive or not) involving work with:

		(a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation; or (c) benzene; or (d) butadiene; or (e) cyclophosphamide; or (f) formaldehyde.
28	Primary non-Hodgkins lymphoma	Employment for at least 2 years (whether consecutive or not) involving work with: (a) equipment that produces ionising radiation; or (b) substances that emit ionising radiation.
Diseases of the nervous system		
29	Parkinson's disease	Employment for at least one year (whether consecutive or not) involving work with manganese.
30	Peripheral neuropathy	Employment for at least one year (whether consecutive or not) involving work with: (a) acrylamide; or (b) arsenic; or (c) carbon disulphide; or (d) lead; or (e) mercury; or (f) n-hexane; or (g) organophosphates; or (h) trichloroethylene.
Respiratory diseases		
31	Occupational asthma	Employment for at least 4 weeks (whether consecutive or not) involving work with an agent or thing specified in column 2 of an item of the table in Schedule 2.
32	Coal workers' pneumoconiosis	Employment for at least 5 years (whether consecutive or not) involving work with coal.
33	Asbestosis	Employment for at least 5 years (whether consecutive or not) involving work with: (a) asbestos; or (b) asbestos-containing material.
34	Silicosis	Employment for at least 5 years (whether consecutive or not) involving work with: (a) material containing crystalline silica; or (b) silica.
35	Other pneumoconiosis	Employment for at least 5 years (whether consecutive or not) involving work with: (a) aluminium; or (b) barium; or (c) beryllium; or

		(d) cobalt; or (e) iron oxide; or (f) tin; or (g) tungsten.
36	Byssinosis	Employment for at least 4 weeks (whether consecutive or not) involving work with: (a) unprocessed cotton; or (b) unprocessed flax; or (c) unprocessed hemp; or (d) unprocessed sisal.
37	Extrinsic allergic alveolitis	Employment for at least 4 weeks (whether consecutive or not) involving work with: (a) feathers; or (b) grain; or (c) hay; or (d) straw.

Hepatic disease

38	Non-infectious hepatitis	Employment involving work with: (a) acrylonitrile; or (b) alcohols; or (c) amino-derivatives of benzene; or (d) antimony; or (e) aromatic hydrocarbons; or (f) arsenic; or (g) benzene; or (h) benzoquinone; or (i) beryllium; or (j) cadmium; or (k) carbon disulphide; or (l) carbon monoxide; or (m) chromium; or (n) copper; or (o) fluorine; or (p) glycols; or (q) hexane; or (r) hydrogen cyanide; or (s) hydrogen sulphide; or (t) ketones; or (u) lead; or (v) manganese; or (w) mercury; or (x) methylene chloride; or
----	--------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

- (y) mineral acids; or
- (z) nitric acid esters; or
- (za) organochlorine compounds; or
- (zb) organophosphate; or
- (zc) osmium; or
- (zd) oxides of nitrogen; or
- (ze) ozone; or
- (zf) phosgene; or
- (zg) phosphorus; or
- (zh) selenium; or
- (zi) styrene; or
- (zj) thallium; or
- (zk) tin; or
- (zl) toluene; or
- (zm) toxic halogen derivatives of aliphatic; or
- (zn) toxic nitro-derivatives of benzene; or
- (zo) vanadium; or
- (zp) zinc.

Skin diseases

39	Irritant contact dermatitis	Employment for at least 4 weeks (whether consecutive or not) involving work and contact with: <ul style="list-style-type: none"> (a) alcohols; or (b) cutting fluids; or (c) cleaners; or (d) degreasers; or (e) disinfectants; or (f) liquids (frequent contact); or (g) liquids (prolonged contact); or (h) petroleum products; or (i) soaps; or (j) solvents.
40	Allergic contact dermatitis	Employment for at least 4 weeks (whether consecutive or not) involving work and contact with: <ul style="list-style-type: none"> (a) 2,5-diaminotoluene sulfate; or (b) 4-phenylenediamine base; or (c) ammonium persulfate; or (d) cobalt chloride; or (e) cocamide diethanolamide; or (f) coconut diethanolamide; or (g) colophonium/colophony/rosin; or (h) diazolidinyl urea; or (i) epoxy resin; or

		<ul style="list-style-type: none"> (j) formaldehyde; or (k) fragrance mix I: <ul style="list-style-type: none"> (i) amylcinnamaldehyde; or (ii) cinnamic alcohol; or (iii) cinnamic aldehyde; (iv) eugenol; or (v) geraniol; or (vi) hydroxycitronellal; or (vii) isoeugenol; or (viii) oakmoss absolute; or (l) fragrance mix II: <ul style="list-style-type: none"> (i) citral; or (ii) citronellol; or (iii) coumarin; or (iv) farnesol; or (v) hexyl cinnamic aldehyde; or (vi) hydroxyisohexyl 3-cyclohexene carboxaldehyde; or (m) glyceryl monothioglycolate; or (n) hydroxyethyl methacrylate; or (o) mercaptobenzothiazole; or (p) methyl chloroisothiazolinone; or (q) mixture of methylchloroisothiazolinone and methylisothiazolinone; or (r) nickel sulfate; or (s) potassium dichromate; or (t) quaternium 15; or (u) thiuram mix: <ul style="list-style-type: none"> (i) tetramethylthiuramdisulfide; or (ii) tetramethylthiuram monosulfide; or (iii) tetraethylthiuram disulfide.
41	Occupational vitiligo	Employment for at least 4 weeks (whether consecutive or not) involving work with: <ul style="list-style-type: none"> (a) hydroquinone; or (b) monobenzyl ether of hydroquinone; or (c) monobutyl ether of hydroquinone; or (d) para-amyphenol; or (e) para-tertiary-butylcatechol; or (f) para-tertiary-butylphenol.
Musculoskeletal diseases		
42	Raynaud's disease	Employment for at least 12 weeks (whether consecutive or not) involving work with:

		(a) powered equipment that produces vibration; or (b) powered tools that produce vibration.
43	Bursitis at the elbow or knee	Employment for at least 6 months (whether consecutive or not) involving a work activity that: (a) for bursitis at the elbow: (i) involves prolonged external friction at or about the elbow; or (ii) involves prolonged external pressure at or about the elbow; or (iii) involves recurrent external friction at or about the elbow; or (iv) involves recurrent external pressure at or about the elbow; or (b) for bursitis at the knee: (i) involves prolonged external friction at or about the knee; or (ii) involves prolonged external pressure at or about the knee; or (iii) involves recurrent external friction at or about the knee; or (iv) involves recurrent external friction at or about the knee.
Acute diseases		
44	Acute poisoning or toxicity affecting the heart, lungs, liver, kidney, nervous system or blood	The same as for item 38.

Schedule 2—Occupational asthma

Item	Column 1 Class of agent or thing	Column 2 Specified agent or thing
1	Arthropods	(a) acarian; or (b) barn mite; or (c) caddisfly; or (d) cricket; or (e) <i>Ephestia kuehniella</i> (Mediterranean flour moth); or (f) fowl mite; or (g) fruit fly; or (h) grain mite; or (i) flour mite; or (j) lesser mealworm; or (k) locust; or (l) sheep blowfly; or (m) silkworm.
2	Acids	(a) dodecanedioic acid; or (b) glacial acetic acid; or (c) hydrochloric acid; or (d) peroxyacetic acid; or (e) sulphuric acid; or (f) sulphur dioxide.
3	Acrylates	(a) acrylic acid; or (b) cyanoacrylates; or (c) methyl methacrylate; or (d) polymethyl methacrylate; or (e) trimethylolpropane triacrylate/2-hydroxypropyl acrylate.
4	Aldehydes	(a) formaldehyde; or (b) gluteraldehyde; or (c) paraformaldehyde; or (d) urea formaldehyde.
5	Amines	(a) aminoethyl ethanolamine; or (b) diethanolamine; or (c) dimethylethanolamine; or (d) ethanolamines; or (e) ethylenediamine; or (f) monoethanolamine; or (g) surfactant-specific amines; or

		(h) triethanolamine; or (i) triethylenetetramine; or (j) trimethylhexane-1; or (k) 6-diamine/isophorondiamine mixture.
6	Ammonias	(a) anhydrous ammonia; or (b) ammonium hydroxide; or (c) ammonia solution 10%; or (d) ammonia solution 29%.
7	Anhydrides	(a) hexahydrophthalic anhydride; or (b) himic anhydride; or (c) maleic anhydride; or (d) methyl tetrahydrophthalic; or (e) anhydride; or (f) phthalic anhydride; or (g) tetrachlorophthalic anhydride; or (h) trimellitic anhydride.
8	Bio-aerosols	(a) <i>Alternaria</i> ; or (b) <i>Chrysonilia sitophilia</i> ; or (c) <i>Neurospora</i> ; or (d) <i>Penicillium</i> ; or (e) cutting oils.
9	Biological enzymes	(a) <i>Bacillus subtilis</i> enzymes; or (b) bromelain; or (c) egg lysozyme; or (d) esperase; or (e) flaviastase; or (f) fungal amylase; or (g) fungal amyloglucosidase; or (h) fungal hemicellulose; or (i) pancreatin; or (j) papain; or (k) pepsin; or (l) trypsin.
10	Epoxy	(a) epoxy; or (b) epoxy adhesive.
11	Ethylene oxide	ethylene oxide.
12	Flours	(a) buckwheat flour; or (b) rye flour; or (c) soya flour; or (d) wheat flour.
13	Flowers	(a) baby's breath; or

		(b) freesia; or (c) <i>Limonium tataricum</i> ; or (d) sunflower.
14	Foods	(a) Brazil ginseng; or (b) castor bean; or (c) chamomile; or (d) cinnamon; or (e) <i>Dioscorea batatas</i> (Chinese yam); or (f) egg protein; or (g) fenugreek; or (h) garlic dust; or (i) green beans; or (j) guar; or (k) hops; or (l) paprika; or (m) pectin; or (n) rose hips; or (o) soybean lecithin; or (p) tea; or (q) thiamine (vitamin B); or (r) thyme.
15	Industrial cleaning and sterilising agents	(a) alkyl dimethyl benzyl ammonium chloride; or (b) benzyl-C10-16-alkyldimethyl, chlorides; or (c) benzyl-C12-16-alkyldimethyl, chlorides; or (d) benzyl-C12-18-alkyldimethyl, chlorides; or (e) benzyl-C16-18-alkyldimethyl, chlorides; or (f) benzyldimethylstearyl ammonium chloride; or (g) cetalkonium chloride; or (h) chlorhexidine; or (i) chlorine; or (j) dialkyl methyl benzyl ammonium chloride; or (k) dicumyl-peroxide; or (l) dodecyl dimethyl ammonium chloride; or (m) dimethyl ethyl benzyl ammonium chloride; or (n) dodecyl-dimethylbenzylammonium; or (o) fluorine; or (p) n-alkyl dimethyl benzyl ammonium chloride; or (q) persulphate salts; or (r) sodium hypochlorite; or (s) sodium metabisulfite.
16	Isocyanates	(a) diisocyanates; or

		(b) hexamethylene diisocyanate prepolymers; or (c) isocyanates; or (d) toluene diisocyanate prepolymers.
17	Latex	(a) latex; or (b) natural rubber.
18	Medications	(a) ampicillin; or (b) amprolium; or (c) cimetidine; or (d) codeine; or (e) colistin; or (f) hydralazine; or (g) ipecacuanha; or (h) hydrocodone; or (i) isonicotinic acid hydrazide; or (j) methyldopa; or (k) morphine; or (l) opiate compounds; or (m) oxycodone; or (n) papaverine; or (o) penicillamine; or (p) penicillins; or (q) phenylglycine acid chloride; or (r) psyllium; or (s) salbutamol intermediate; or (t) spiramycin; or (u) tetracycline; or (v) thebaine; or (w) tylosin tartrate; or (x) vancomycin.
19	Metals	(a) aluminium; or (b) aluminium chloride; or (c) aluminium oxide; or (d) aluminium compounds; or (e) ammonium dichromate; or (f) ammonium hexachloroplatinate (IV); or (g) chromium; or (h) chromium, metal; or (i) chromium, hexavalent; or (j) chromium, non-hexavalent; or (k) cobalt; or (l) cobalt compounds; or

		(m) nickel; or (n) nickel compounds; or (o) platinum; or (p) rhodium; or (q) soluble halogenated platinum compounds; or (r) titanium oxide/dioxide; or (s) tributyl tin oxide; or (t) tungsten carbide; or (u) tungsten carbide/cobalt; or (v) vanadium; or (w) welding fumes – gas metal arc welding on uncoated mild steel; or (x) welding fumes – stainless steel; or (y) stainless steel; or (z) zinc oxide.
20	Other reactive chemicals	(a) chlorofluorocarbon refrigerants heated; or (b) fluoride; or (c) furfuryl alcohol mixed with a catalyst; or (d) isolyzer; or (e) polyethylene terephthalate/polybutylene terephthal; or (f) polyfunctional aziridine; or (g) polypropylene heated; or (h) polyvinyl chloride heated; or (i) polyvinyl chloride non-heated; or (j) polyvinyl chloride thermally degraded; or (k) radiographic fixative; or (l) resin containing furfuryl alcohol; or (m) styrene; or (n) triglycidyl isocyanurate.
21	Pesticides	(a) 3-amino-5-mercapto-1,2,4-triazole; or (b) acephate; or (c) chloramine T; or (d) chlorothalonil (bravo, echo); or (e) diazinon; or (f) dimethoate; or (g) fenthion; or (h) malathion; or (i) nematicur; or (j) piperazine; or (k) piperazine citrate; or (l) piperazine hydrochloride; or

		(m) pyrethrins; or (n) pyrfon; or (o) safrotin; or (p) tetramethrin.
22	Plants and sensitising agents or irritants derived from plants	(a) almond dust; or (a) <i>Arabidopsis thaliana</i> ; or (b) <i>Chlorella</i> algae; or (c) gum arabic; or (d) henna; or (e) kapok; or (f) linseed oilcake; or (g) <i>Pinellia ternata</i> ; or (h) quillaja bark; or (i) rice dust; or (j) tall oil crude; or (k) tall oil – rosin; or (l) tobacco leaf; or (m) tragacanth; or (n) turpentine; or (o) <i>Vicia sativa</i> (vetch); or (p) weeping fig.
23	Reactive dyes	(a) Cibachrome Brilliant Scarlet 32; or (b) Drimarene Brilliant Blue K-BL; or (c) Drimarene Brilliant Yellow K-3GL; or (d) Lanazol Yellow 4G; or (e) Levafix Brilliant Yellow E36; or (f) Methyl Blue; or (g) Rifacion Orange HE 2G; or (h) Rifafix Yellow 3 RN; or (i) Rifazol Black GR; or (j) Rifazol Brilliant Orange 3R.
24	Sensitising agents or irritants derived from animals	(a) bat guano; or (b) bovine serum albumin; or (c) casein; or (d) cat antigens; or (e) chicken antigens; or (f) cow antigens; or (g) frog antigens; or (h) guinea pig antigens; or (i) lactoserum; or (j) mice antigens; or

		(k) pig antigens; or (l) rabbit antigens; or (m) rat antigens.
25	Sensitising agents or irritants derived from fish or shellfish	(a) <i>Anisakis simplex</i> (herring worm) antigens; or (b) clam antigens; or (c) crab antigens; or (d) cuttlefish antigens; or (e) fishmeal; or (f) nacre dust; or (g) octopus antigens; or (h) prawn antigens; or (i) red soft coral antigens; or (j) salmon antigens; or (k) shrimp meal; or (l) trout antigens.
26	Soldering fluxes	(a) colophony soldering flux; or (b) alkyl aryl polyether soldering flux; or (c) zinc soldering flux.
27	Wood	(a) <i>Triplochiton scleroxylon</i> (African maple); or (b) <i>Acacia melanoxylon</i> (blackwood); or (c) <i>Sequoia sempervirens</i> (California redwood); or (d) <i>Juglans olanchana</i> (Central American walnut); or (e) <i>Thuja occidentalis</i> (eastern white cedar); or (f) <i>Shorea sp.</i> (mahogany); or (g) <i>Quercus robur</i> (oak); or (h) <i>Thuja lpicata</i> (western red cedar).

Schedule 3—Repeals

Safety, Rehabilitation and Compensation (*Specified Diseases*) Notice 2007 (1)

1 The whole of the instrument

Repeal the instrument

Note: The name of this instrument was amended on registration as the instrument as lodged did not have a unique name (see subsection 10(2), *Legislation Rule 2016*).