

L.N. 214 of 2004**OCCUPATIONAL SAFETY AND HEALTH ORDINANCE
(AMENDMENT OF SCHEDULE 2) ORDER 2004**

(Made under section 43 of the Occupational Safety and Health Ordinance (Cap. 509))

1. Commencement

This Order shall come into operation on a day to be appointed by the Commissioner for Labour by notice published in the Gazette.

2. Notifiable occupational diseases

Schedule 2 to the Occupational Safety and Health Ordinance (Cap. 509) is amended by adding—

- “50. Severe acute respiratory syndrome
- Any occupation involving close and frequent contacts with a source or sources of severe acute respiratory syndrome infection that is attributable to employment—
- (a) in the medical treatment or nursing of a person suffering from severe acute respiratory syndrome, or in a service ancillary to that treatment or nursing; or
 - (b) in attending to a person suffering from severe acute respiratory syndrome, where the need for attendance arises because of the person’s physical or mental infirmity; or
 - (c) in identifying, detecting, tracing, isolating, detaining, supervising or surveillance of a person suffering from severe acute respiratory syndrome; or
 - (d) as a research worker engaged in research in connection with severe acute respiratory syndrome, or in a service ancillary to that research; or
 - (e) as a laboratory worker, pathologist, post-mortem worker or funeral services worker, where the employment involves the handling of any human body or other materials that are a source of severe acute respiratory syndrome infection, or in a service ancillary to that handling.

51. Avian influenza A Any occupation involving close and frequent contacts with a source or sources of avian influenza A infection that is attributable to employment—
- (a) as a worker engaged in the handling of poultry or birds or their remains, residues or untreated products, that are a source of avian influenza A infection, or in a service ancillary to that handling; or
 - (b) as a research worker engaged in research in connection with avian influenza A, or in a service ancillary to that research; or
 - (c) as a laboratory worker engaged in the handling of materials that are a source of avian influenza A infection, or in a service ancillary to that handling.”.

Matthew CHEUNG Kin-chung
Commissioner for Labour

7 December 2004

Explanatory Note

The Occupational Safety and Health Ordinance (Cap. 509) requires a medical practitioner, on examining an employee, to notify the Commissioner for Labour if the practitioner finds or suspects that the employee suffers from an occupational disease specified in Schedule 2 to the Ordinance.

2. The object of this Order is to add 2 occupational diseases, namely, severe acute respiratory syndrome and avian influenza A, to Schedule 2 to the Ordinance.