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01 Feb 2024	28 Feb 2026	SHEQ Warehouse (Pty) Ltd	Neville
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Construction Regulations, 2014

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1. Definitions

Defines key terms used in the regulations including "agent," "client," "competent person," "construction work," "contractor," "fall prevention equipment," "health and safety file," "health and safety plan," "principal contractor," and other relevant terminology.

2. Scope of application

2(1) These regulations are applicable to all persons involved in construction work. 2(2) Regulation 3 does not apply where construction work is in progress and the Department of Labour has been notified prior to these regulations taking effect. 2(3) Regulations related to temporary works apply 6 months after the regulations take effect.

3. Application for construction work permit

3(1) A client who intends to have construction work carried out must apply to the provincial director for a construction work permit where: (a) The total intended construction work will exceed R13 million; or (b) The construction work will exceed 365 days or will involve more than 1800 person days of construction work; or (c) The works contract has a CIDB grading of 6 or higher.

3(2) Application must be done at least 30 days before construction work is to be carried out.

3(3) Application must be done on the form issued by the Department of Labour. 3(4)

Provincial director must issue a construction work permit within 30 days of receiving the application, or must notify the applicant in writing of reasons for declining. 3(5) A copy of the construction work permit must be kept on site. 3(6) Client must ensure that the principal contractor keeps a copy of the permit conspicuously displayed at the entrance to the site. 3(7) Construction work permit remains valid for the duration of the project.



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4. Notification of construction work

4(1) A contractor who intends to carry out construction work that does not require a permit must notify the provincial director in writing when: (a) The construction work will include excavation work; or (b) The construction work will include use of explosives; or (c) The construction work includes a structure being built to a height exceeding 3 meters.

4(2) Notification must be done at least 7 days before construction work commences. 4(3) Copy of notification must be kept in the health and safety file.

5. Duties of client

5(1) Client must: (a) Prepare a baseline risk assessment (b) Prepare a health and safety specification based on the baseline risk assessment (c) Provide the health and safety specification to designers (d) Ensure designers take the specification into account and provide information about design risks (e) Ensure that the health and safety plan is implemented (f) Stop any contractor from continuing construction work which poses a safety threat (g) Ensure sufficient health and safety information is included in the file (h) Take reasonable steps to ensure each contractor's health and safety plan complies with the regulations (i) Ensure periodic health and safety audits are conducted at least monthly (j) Ensure contractors have resources, procedures and personnel to comply with the OHS Act (k) Discuss the contents of the health and safety plan with the principal contractor (l) Ensure all contractors are registered and in good standing with the compensation fund

5(2) Client may appoint an agent in writing to act as representative. 5(3) If client appoints an agent, the agent assumes the client's responsibilities. 5(4) If client appoints a principal contractor, the client must ensure the principal contractor implements the health and safety plan. 5(5) The letter of appointment must include scope of work and address the penalties for non-compliance. 5(6) Client must ensure all contractors (except principal contractor) are appointed in writing before commencing work. 5(7) Client must ensure no contractor is appointed unless the client is reasonably satisfied the contractor has necessary competencies and resources.

6. Designer's duties

6(1) Designer of a structure must: (a) Ensure applicable safety standards are complied with (b) Take the health and safety specification into account (c) Include a report on health and safety risks (d) Before the contract is put out to tender, provide the client with relevant information about the design that affects compliance with the OHS Act (e) Inform the client in writing of any known or anticipated dangers (f) Make available all relevant information required for safe construction (g) Not include anything in the design requiring unsafe work methods or materials (h) Take into account the health and safety specification submitted by the client (i) Include a geotechnical science report where applicable (j) Ensure changes to the design during construction are communicated to the client and principal contractor



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6(2) Designer of temporary works must ensure: (a) Temporary works are adequately designed for safety and constructability (b) Temporary works can be safely erected and dismantled (c) All aspects of the temporary works are specified (d) Design concept and calculations are available to the principal contractor (e) Materials used for construction of temporary works are suitable (f) A detailed design drawing is provided to the principal contractor (g) Relevant safety information about temporary works is submitted to the contractor (h) Inspections of temporary works are carried out

7. Principal contractor and contractor's duties

7(1) Principal contractor must: (a) Provide and demonstrate health and safety plan to client (b) Ensure a health and safety file is opened and maintained (c) Furnish the client with a consolidated health and safety file upon project completion (d) Ensure all contractors are informed about relevant information from the health and safety plan

7(2-10) Other duties of principal contractor including:

- Appointing contractors in writing
- Verifying contractor competence and resources
- Ensuring contractors comply with the health and safety plan
- Stopping any contractor from executing unsafe work
- Taking reasonable steps to ensure cooperation between contractors
- Ensuring each contractor performs a risk assessment
- Ensuring all contractors comply with the regulations
- Maintaining an updated record of all contractors on site
- Conducting a monthly safety audit of contractors
- Stopping any contractor who fails to comply with the regulations
- Maintaining records of all inspections and tests

7(11-12) Details contractor responsibilities including:

- Providing the principal contractor with a health and safety plan
- Ensuring all employees are properly informed about hazards and safety procedures
- Ensuring workers are properly trained to perform their tasks
- Ensuring employees are informed, instructed and supervised by competent persons
- Ensuring all work is performed under supervision of a competent person
- Ensuring all safety equipment is properly used

8. Management and supervision of construction work

8(1) A principal contractor must appoint a full-time competent person to manage all construction work. 8(2) A principal contractor must appoint a sufficient number of competent persons for effective management and supervision. 8(3) No principal contractor may appoint a construction health and safety officer without prior approval. 8(4) Construction work must be inspected by competent persons. 8(5) Contractors must appoint a competent person to supervise construction work. 8(6) Contractors must appoint adequate number of competent



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persons to supervise construction work. 8(7) Contractor must designate a full-time competent employee in writing to supervise health and safety. 8(8) No supervisor may supervise any construction work on more than one site.

9. Risk assessment for construction work

9(1) Every contractor must ensure a risk assessment is performed by a competent person before construction work commences. 9(2-9) Risk assessment requirements including:

- Must be performed by a competent person
- Must form part of the health and safety plan
- Must include identification of hazards and risks
- Must analyze and evaluate identified hazards and risks
- Must document the plan of safe work procedures
- Must be reviewed for ongoing activity when conditions change
- Contractor must ensure availability of risk assessment for inspection
- Contractor must ensure all employees are informed about risk assessment findings

10. Fall protection

10(1) A contractor must: (a) Designate a competent person responsible for fall protection plan (b) Ensure fall protection plan is implemented, amended and maintained (c) Take steps to ensure all employees comply with the plan (d) Ensure plan is maintained in health and safety file

10(2) The fall protection plan must include: (a) A risk assessment of all fall hazards (b) Procedures and methods to address all identified risks (c) A process for employees to obtain training in fall protection (d) A procedure for inspecting, testing and maintaining fall protection system (e) A rescue plan for fall emergencies

10(3-10) Additional requirements for fall protection including:

- Specific prohibition on use of fall arrest equipment unless all other means have failed
- Requirements for proper training in fall protection system
- Regular inspection of fall protection equipment
- Requirements for proper anchoring of fall protection systems
- Prohibition of fall protection systems that rely solely on single action systems

11. Structures

11(1) Designer of a structure must: (a) Take reasonable precautions to ensure structure is designed safely (b) Include in design all safety information about the structure (c) Inform the contractor in writing of any known or anticipated dangers (d) Provide directions and procedures for safe construction (e) Conduct inspections during construction to ensure compliance (f) Stop unsafe work (g) Issue a completion certificate confirming safe construction



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11(2-14) Responsibilities and requirements for temporary works including:

- Contractor must appoint a temporary works designer
- Designer must ensure design is safe for construction
- Contractor must ensure temporary works are constructed safely
- Contractor must appoint inspector for temporary works
- Prohibition of people under temporary works during hazardous conditions
- Requirements for erected structures including assessments for integrity
- Contractor must stop employees from working in or near structures that are not adequately supported
- Structures must not be overloaded beyond design capacity
- Impact loading on structures is prohibited where possible
- Safe work procedures for demolition work
- Civil engineering drawing requirements and approval process

12. Formwork and support work

12(1) Contractor must ensure: (a) All formwork and support work is adequately designed and erected (b) All components are maintained in good condition (c) All equipment and materials used are suitable for intended purposes (d) Design drawings for formwork and support work are kept on site

12(2-5) Additional requirements including:

- Detailed design drawings to be signed off by a competent person
- Design drawings to show allowable loads, permissible deflection, and applicable codes
- Formwork and support work must be inspected before use
- Procedures for dismantling formwork and support work

13. Excavation

13(1) Contractor must: (a) Ensure excavation work is executed safely (b) Take precautions where there is a danger of ground collapse (c) Have excavations inspected daily before each shift and after rain (d) Have excavations designed and certified where they exceed 2.5 meters in depth (e) Provide documented safe work procedures for employees working in excavations (f) Keep records of inspections

13(2-11) Additional requirements including:

- Prevention of employees being struck by objects falling into excavations
- Proper placement of excavated material away from edges
- Adequate support of structure adjacent to excavations
- Positioning of vehicles and equipment at safe distances from excavations
- Prohibition of work in excavations with accumulated water
- Requirements for sloping or benching of excavation walls



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- Requirements for proper shoring of excavations
- Proper access and egress to excavations
- Requirements for securing excavations when work is not in progress

14. Demolition work

14(1) Contractor must appoint a competent person in writing to supervise and control all demolition work. 14(2) Contractor must ensure demolition work is conducted in accordance with an approved method statement. 14(3-8) Requirements for demolition work including:

- Prohibition of unplanned collapse methods
- Requirements for removal of structural members
- Requirements for handling of debris and materials
- Prevention of public access to demolition sites
- Requirements for weather conditions during demolition

15. Tunneling

15(1) Any contractor doing tunneling work must comply with applicable regulations. 15(2-3) Requirements for tunneling work including:

- Appointment of a competent person to supervise tunneling work
- Compliance with specific tunneling requirements

16. Scaffolding

16(1) Contractor must: (a) Appoint a competent person to supervise scaffolding work (b) Ensure scaffold is properly designed for the intended purpose (c) Ensure scaffold components are inspected before use (d) Ensure scaffolding is inspected daily before use (e) Maintain records of inspections

16(2-8) Additional scaffolding requirements including:

- Requirements for strength and stability of scaffolds
- Prohibition of use of damaged or weakened scaffolding components
- Requirements for proper scaffold erection, maintenance, and dismantling
- Requirements for proper securing of scaffolds
- Prohibition of mixing scaffold components of different types
- Requirements for proper foundations of scaffolds
- Requirements for scaffold platforms and guardrails

17. Suspended platforms

17(1) Contractor must: (a) Appoint a competent person to supervise suspended platform work (b) Ensure suspended platform is properly designed (c) Submit a documented operational



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plan before installation (d) Ensure suspended platform is properly inspected before use (e) Maintain records of inspections

17(2-15) Additional requirements for suspended platforms including:

- Requirements for proper design of outriggers
- Requirements for counterweights and securing of platforms
- Requirements for platform load testing
- Requirements for certification of suspended platforms
- Specifications for wire rope and attachments
- Requirements for inspection before and during use
- Requirements for safety harnesses for workers on suspended platforms
- Prohibition of work during adverse weather conditions

18. Rope access work

18(1) Contractor must: (a) Appoint a competent person to supervise rope access work (b) Ensure proper training of rope access workers (c) Ensure risk assessment is conducted for rope access work (d) Develop and implement a fall protection plan

18(2-10) Additional requirements for rope access work including:

- Requirements for proper equipment inspection
- Requirements for proper anchoring of ropes
- Requirements for proper training and certification of workers
- Specifications for rope systems and equipment
- Requirements for rescue procedures

19. Material hoists

19(1) Contractor must ensure: (a) Material hoists are properly designed for the intended purpose (b) Material hoists are erected under supervision of a competent person (c) Material hoists are properly inspected before and during use (d) Proper risk assessment is conducted for material hoist operations

19(2-10) Additional requirements for material hoists including:

- Requirements for proper erection of hoists
- Requirements for integrity of supporting structures
- Requirements for hoist enclosures and gates
- Requirements for operational safety features
- Requirements for inspection and maintenance

20. Bulk mixing plant



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20(1) Contractor must ensure: (a) Bulk mixing plant is properly designed for the intended purpose (b) Bulk mixing plant is erected under supervision of a competent person (c) Bulk mixing plant is properly inspected before and during use

20(2-10) Additional requirements for bulk mixing plants including:

- Requirements for proper foundations and supports
- Requirements for proper guards for moving parts
- Requirements for proper electrical installations
- Requirements for proper access platforms and ladders
- Requirements for safety devices and interlocks

21. Explosive actuated fastening device

21(1) User of explosive actuated fastening device must: (a) Be properly trained in the operation of the device (b) Be authorized to use the device (c) Follow all safety procedures for the device (d) Properly maintain and inspect the device

21(2-8) Additional requirements for explosive actuated fastening devices including:

- Requirements for safe storage and handling of devices and cartridges
- Requirements for proper inspection before use
- Requirements for proper operation and maintenance
- Prohibition of use in hazardous conditions

22. Cranes

22(1) Contractor must ensure: (a) Cranes are properly designed for the intended purpose (b) Cranes are erected under supervision of a competent person (c) Cranes are properly inspected before and during use (d) Operators are properly trained and certified

22(2-10) Additional requirements for cranes including:

- Requirements for proper load testing
- Requirements for proper foundations and supports
- Requirements for proper operation in relation to power lines
- Requirements for proper signaling during crane operations
- Requirements for proper inspection and maintenance

23. Construction vehicles and mobile plant

23(1) Contractor must ensure: (a) Construction vehicles and mobile plant are of appropriate design and good mechanical condition (b) Construction vehicles and mobile plant are operated by trained operators (c) Construction vehicles and mobile plant are properly maintained (d) Construction vehicles and mobile plant are properly inspected daily before use



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23(2-10) Additional requirements for construction vehicles and mobile plant including:

- Requirements for proper operation and safety features
- Requirements for proper maintenance and inspection
- Requirements for proper training of operators
- Requirements for proper traffic management on construction sites

24. Electrical installations and machinery

24(1) Contractor must: (a) Ensure proper installation, use, and maintenance of electrical installations (b) Designate a competent person to control electrical installations (c) Ensure proper inspection of electrical installations (d) Maintain records of inspections

24(2-6) Additional requirements for electrical installations including:

- Requirements for proper insulation and guarding of electrical conductors
- Requirements for proper earthing of electrical installations
- Requirements for proper protection against moisture
- Requirements for proper maintenance and testing

25. Use and temporary storage of flammable liquids

25(1) Contractor must: (a) Ensure proper storage of flammable liquids (b) Ensure proper handling of flammable liquids (c) Ensure proper fire prevention measures (d) Ensure proper ventilation in areas where flammable liquids are used

25(2-8) Additional requirements for flammable liquids including:

- Requirements for proper containers and labeling
- Requirements for proper storage facilities
- Prohibition of smoking and open flames in vicinity of flammable liquids
- Requirements for fire extinguishers in storage and usage areas

26. Water environments

26(1) Contractor must ensure: (a) Proper risk assessment for work over or near water (b) Proper provision of life jackets and life-saving equipment (c) Proper rescue procedures for water emergencies (d) Proper training of workers for water environments

26(2-6) Additional requirements for water environments including:

- Requirements for proper life-saving equipment
- Requirements for proper barriers and warning signs
- Requirements for proper rescue procedures
- Requirements for proper weather monitoring



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27. Housekeeping and general safeguarding on construction sites

27(1) Contractor must: (a) Ensure proper housekeeping on construction sites (b) Ensure proper storage of materials and equipment (c) Ensure proper waste management (d) Ensure proper access and egress to work areas

27(2-8) Additional requirements for housekeeping including:

- Requirements for proper stacking and storage of materials
- Requirements for proper removal of debris and waste
- Requirements for proper barricading of hazardous areas
- Requirements for proper signage and warnings

28. Stacking and storage on construction sites

28(1) Contractor must: (a) Designate a competent person to supervise stacking and storage (b) Ensure proper stacking and storage methods (c) Ensure proper stacking areas with firm level surfaces (d) Ensure proper space for access and handling

28(2-8) Additional requirements for stacking and storage including:

- Requirements for proper stacking heights and stability
- Requirements for proper stacking of different materials
- Requirements for proper storage of hazardous materials
- Requirements for proper signage and demarcation

29. Fire precautions on construction sites

29(1) Contractor must: (a) Ensure proper fire risk assessment (b) Ensure proper provision of firefighting equipment (c) Ensure proper maintenance of firefighting equipment (d) Ensure proper training of workers in fire procedures

29(2-8) Additional requirements for fire precautions including:

- Requirements for proper storage of flammable materials
- Requirements for proper fire prevention measures
- Requirements for proper fire evacuation procedures
- Requirements for proper signage and fire detection systems

30. Construction employees' facilities

30(1) Contractor must ensure: (a) Proper provision of drinking water (b) Proper provision of sanitary facilities (c) Proper provision of changing facilities (d) Proper provision of shelter during inclement weather



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30(2-5) Additional requirements for employee facilities including:

- Requirements for number and location of facilities
- Requirements for maintenance and cleanliness of facilities
- Requirements for separate facilities for different genders
- Requirements for adequate size and ventilation of facilities

31. Construction health and safety technical committee

31(1-4) Establishment and functions of the construction health and safety technical committee.

32. Approved inspection authority

32(1-3) Approval of inspection authorities for health and safety in construction.

33. Offenses and penalties

33 Penalties for non-compliance with the regulations.

34. Repeal of regulations

34 Repeals previous Construction Regulations, 2003.

35. Short title and commencement

These Regulations are called the Construction Regulations, 2014, and come into effect on a date determined by the Minister.