



02 July 2013

Authorised Examiners (Pressure Vessels and Lifting Equipment), and Other Interested Parties

CIRCULAR ON PROHIBITION OF USE OF PROXIES TO CONDUCT TESTS & EXAMINATIONS OF EQUIPMENT REQUIRED BY WORKPLACE SAFETY AND HEALTH LEGISLATION TO BE CERTIFIED BY AN AUTHORISED EXAMINER

The Ministry of Manpower (MOM) has recently received feedback from the industry that a few Authorised Examiners have engaged proxies to conduct prescribed tests and examinations on their behalf, during the certifications of equipment required by Workplace Safety and Health (WSH) legislation to be certified by an Authorised Examiner. These include lifting equipment and some types of pressure vessels.

2. This circular serves as a reminder to all Authorised Examiners that using proxies to conduct the prescribed tests and examinations of all such equipment for the certification of the equipment is strictly prohibited. All such equipment is to be thoroughly examined by the Authorised Examiner himself. The Ministry will not hesitate to take stringent enforcement action against Authorised Examiners who use proxies for such equipment, which can include initiating suspension or cancellation of the approval given to them as Authorised Examiners by MOM. They may also be prosecuted for offences under the WSH Act and its regulations. An offence under Section 53(b) carries a punishment of a fine not exceeding \$5000, or imprisonment for a term not exceeding 6 months or to both.

3. In addition, Authorised Examiners who fail to exercise all due diligence in making any certification or conducting any test of examination of such equipment may also be prosecuted under the WSH (General Provisions) Regulations, where they shall be liable on conviction to a fine not exceeding \$20,000 or to imprisonment for a term not exceeding 2 years or to both.

4. The above requirement is for your immediate compliance.

Yours faithfully,

ER. MOHD ISMADI
for COMMISSIONER FOR WORKPLACE SAFETY AND HEALTH
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Date of issue:	Classification:	Circular No:
02 July 2013	Authorised Examiner	OSHD/SPECS/ESB/AE/01-2013



