## Supplement to WorkSafe factsheet

## [WHAT EVENTS NEED TO BE NOTIFIED](http://www.business.govt.nz/worksafe/information-guidance/all-guidance-items/hswa-fact-sheets/what-events-need-to-be-notified/notifiable-event.pdf)

## Public places and sporting events

Workplaces may also be public or partly public places, for example:

* + public parks, streets
  + public transport
  + shopping centres
  + sports facilities
  + schools, colleges and universities
  + aged care facilities, hospitals and medical centres
  + cafes, restaurants, hotels and other kinds of public accommodation.

Incidents involving bystanders, visitors, students, patrons or other members of the public are only notifiable if:

* + there is a death
  + a ‘notifiable injury or illness’ is suffered or there is a notifiable incident (‘near miss’ as described above), **and**
  + the incident arises out of the conduct of a business or undertaking.

An incident may arise out of the conduct of a business or undertaking for example because of:

* + the way a work activity is organised (for example inadequate safety precautions)
  + the way equipment or substances are used (for example lifts, machinery)
  + the condition of a workplace (for example poorly maintained or slippery floors)
  + actions of someone who is not a worker at the workplace.

If a visitor at the University is taken to hospital after sustaining a serious head injury then the incident would be notifiable. If a visitor is taken to hospital because of their pre-existing medical condition (for example heart attack, epileptic seizure on Campus) this would not be notifiable as it did not arise from work.

### Incidents during sports activities

Work health and safety duties apply in relation to professional sports people for whom sport is work and sport organized by the University. They do not apply to purely social or recreational activities or activities organised by wholly volunteer associations that do not employ anyone.

For more information about the way the work health and safety laws affect volunteers and organisations with volunteers refer to the [information published](http://www.business.govt.nz/worksafe/about/reform/6-volunteers) by Safe Work New Zealand.

Some sports injuries may arise from ‘work’ (for example a professional players or coach). Sports injuries are **not notifiable** if arising out of the normal conduct of a sports activity for example rough and tumble of a game.

Sports injuries **are notifiable** only if arising out of work

* the way a work activity involving sport is arranged
* the way the sporting activity is managed or controlled
* the condition, design or maintenance of premises or equipment, or
* the way work is carried out for example inadequate supervision.

Examples of notifiable incidents include:

* the condition of the premises or sports equipment was a factor in the incident—for example where a participant suffers an injury requiring admission as an inpatient at a hospital due to tripping over on a potholed tarmac surface, or
* there was inadequate supervision to prevent an incident— like ensuring the safe use of equipment used by students on a school excursion or failings in the organisation and management of an event.