HEALTH AND SAFETY AT WORK (ADVENTURE ACTIVITIES) REGULATIONS 2016

Is your activity:

- provided to a participant in return for payment?
- land or water based?
- guiding, teaching how or physically assisting a participant?
- a recreational or educational experience?
- designed to deliberately expose a participant to a serious risk that you must manage?

Would failure of your management systems (e.g., failure of operational procedures or failure to provide reliable equipment) be likely to result in serious risk to the participant?

Is the participant deliberately exposed to dangerous terrain or dangerous waters?

Does your activity fit into one of the following exclusions?

- An activity requiring a maritime document
- An activity covered by the Amusement Devices Regulations 1978
- Ice skating on a human-made surface
- An activity provided by a sports club or a recreation club to its members
- An activity provided by a registered school or tertiary education provider to its students
- Any abseiling/rappelling or rock climbing done indoors
- An activity covered by the Pressure Equipment, Cranes and Passenger Ropeways Regulations 1999
- Skiing, snowboarding, sledding or sliding done indoors or within a patrolled ski area
- An activity provided by an association representing sports clubs or recreation clubs to its members
- An activity for which instruction is given only in relation to the supply of equipment for use in the activity

Yes

No

UNSURE?

No

You need to obtain a safety audit certificate and be registered with WorkSafe New Zealand

Yes

You do not need to obtain a safety audit certificate and be registered under these regulations

You should seek independent legal advice or contact WorkSafe New Zealand at aao@worksafe.govt.nz

For more information on your obligations under the Health and Safety in Employment (Adventure Activities) Regulations 2011, visit the Adventure Activities section on the WorkSafe New Zealand website.

Disclaimer: The information in this publication has no statutory or regulatory effect and is of a guidance nature only. The information should not be relied upon as a substitute for the wording of the Health and Safety in Employment (Adventure Activities) Regulations 2011. While every effort has been made to ensure this information is accurate, WorkSafe New Zealand does not accept any responsibility or liability for error of fact, omission, interpretation or opinion that may be present, nor for the consequences of any decisions based on this information.