

Visit Nbr: V00039402240L - AUSTRALIAN POWER PART

Date: 05/03/2012



ENTRY REPORT

WorkSafe Victoria is a division of
the Victorian WorkCover Authority

Date: ♦ 05/03/2012 Visit Number: V00039402240L
 Issued by Inspector: Marnie Pamela Ross
 Phone: 9641 1193
 Fax: 9641 1201
 Service Method: ♦ Left for a person
 Entry Time: 05/03/2012 11:00 AM Departure Time: 05/03/2012 05:15 PM

PLACE ENTERED

ABN: AUSTRALIAN POWER PARTNERS B V & OTHERS
 40924759557
 Tenement No: MIN5004
 BRODBRIBB ROAD
 HAZELWOOD 3840
 HAZELWOOD POWER

Phone No: 5135 5700 Fax No: 5135 5758

This report given to: ♦ Luc Dietvorst Position: ♦ Employer Representative
 Copies to: ♦ Mike Forwood Position: ♦ Health and Safety Representative

Other people who attended as part of the inspection:

WorkSafe Staff: Kevin Hayes
 Other Persons: John Robinson, Dave Baxter; Adrian Marshall

Purpose for entry:

I entered this place to follow up on previously issued inspector notice(s).
 Under section 98(1) of the Occupational Health and Safety Act 2004, I entered your workplace during working hours.

Observations and Actions of the Inspector

1. OHS-0239 : Follow up notice
 I attended the workplace to follow up Prohibition Notice V00039402237L/112-01, issued on 20/02/12.

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The workplace activity that was prohibited was access onto the D11 Dredger. The Prohibition Notice was issued following a fire on the D11 Dredger which impacted the structural integrity of the machine.

The following actions have been taken:

- the NDT Assessment of the Structures involved in the fire to determine the structures that can be used for erecting scaffolding in order to complete the NDT Assessment of all fire damaged areas of the D11 Dredger;
- a copy of the initial report has been provided to WorkSafe Victoria for review;
- the load capacity of the beams designated to hold the scaffolding has been determined as more than is required to hold the weight of the scaffolding and people (& equipment), who may on the scaffolding performing the NDT Assessment on the structures severely affected by fire; and
- issued a memo indicating the continued restricted access to the D11 Dredger on an ongoing basis. This information will be provided to all relevant employees and compliance to the restrictions will be monitored by Dave Baxter.

The continued restricted access to the D11 Dredger and the initial NDT Assessment (and subsequent Report) have allowed for this Prohibition Notice to be risk remedied.

2. OHS-154154-1 : Follow up notice

The Management Team has developed a draft JSA for D11 Transfer Point Fire Investigation Impact Idler Removal. The JSA identifies the hazards associated with accessing certain areas of the D11 Dredger to complete this task. The JSA also addresses some hazards associated with the use of a Crane. The guidance included in the Final Report - Hazelwood Mine D11 Fire Recovery - Technical Assessment January 2012 from Mining Materials Handling Engineering Pty Ltd, has been incorporated into the JSA - wind conditions and restricted number of people on the Dredger.

Once the NDT Assessment and removal of the Idlers has been completed the Management Team will develop an Action Plan (and associated JSAs), indicating the next steps to be taken in order to remove the D11 Dredger from the incident site and what will be required to repair or dismantle the machine. A copy of the Action Plan will be provided to WorkSafe Victoria. The progress of the employer in the management of this issue will be reviewed at the time of future visits.

At this time the Management Team has a list of 'essential' equipment that is still located on the D11 Dredger and needs to be recovered. This activity will be completed within the restricted access process that is now being established.

3. OHS-153949-1 : Follow up notice

AUSTRALIAN POWER PARTNERS B V & OTHERS is a partnership that is listed as AUSTRALIAN POWER PARTNERS B V & CISL (HAZELWOOD) PTY LIMITED & HAZELWOOD INVESTMENT COMPANY PTY LIMITED & HAZELWOOD PACIFIC PTY LTD & NATIONAL POWER AUSTRALIA INVESTMENTS LIMITED under the ABN 40924759557, also trading as IPR-GDF SUEZ HAZELWOOD.

4. OHS-0659 : Follow up notice

You are hereby notified that under Section 99(a) of the Occupational Health and Safety Act 2004, during an inspection at BRODBRIBB ROAD HAZELWOOD 3840, I inspected, examined and made enquiries.

5. OHS-0660 : Follow up notice

You are hereby notified that under Section 99(b) of the Occupational Health and Safety Act 2004, during an inspection at this workplace I examined and inspected those documents referenced in the body of this Entry Report or as follows:

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- list of 'essential' equipment to be recovered from the D11 Dredger post the removal of the Prohibition Notice;
- draft JSA for D11 Transfer Point Fire Investigation Impact Idler Removal, dated 05/03/12;
- SCAP 0137;
- Major Mechanical Access Permit 0302 No11 Dredger dated 21/02/12;
- Information on Weather Observations for Latrobe Valley dated 21 February 2012;
- Information on Scaffolding - load capacity for beams to be used for erecting scaffolding in the tower (to complete NDT assessment) dated 27 February 2012;
- JSA for NDT Assessment of Fire Damaged Structure dated 24/2/12;
- Mine Safety Blimp No 2012/009 dated Thursday 23rd February 2012;
- Information on Weather Observations for Latrobe Valley dated 22 February 2012;
- Information on Weather Observations for Latrobe Valley dated 24 February 2012;
- JSA for Inspection for Fire Investigation Purposes dated 21/2/12;
- quote from JKM for erecting scaffold dated Thursday 1 March 2012 & sketches;
- JSA for Changing Idlers with a Crane dated 16/2/12; and
- memo to John Robinson from Dave Baxter indicating the continued management of restricted access to the D11 Dredger dated Monday 5 March 2012.

During my visit at the above workplace AUSTRALIAN POWER PARTNERS B V & OTHERS voluntarily provided to me the following documents: 'list of 'essential' equipment to be recovered from the D11 Dredger post the removal of the Prohibition Notice; draft JSA for D11 Transfer Point Fire Investigation Impact Idler Removal, dated 05/03/12; Major Mechanical Access Permit 0302 No11 Dredger dated 21/02/12; Information on Weather Observations for Latrobe Valley dated 21 February 2012; Information on Scaffolding - load capacity for beams to be used for erecting scaffolding in the tower (to complete NDT assessment) dated 27 February 2012; JSA for NDT Assessment of Fire Damaged Structure dated 24/2/12; Mine Safety Blimp No 2012/009 dated Thursday 23rd February 2012; Information on Weather Observations for Latrobe Valley dated 22 February 2012; Information on Weather Observations for Latrobe Valley dated 24 February 2012; JSA for Inspection for Fire Investigation Purposes dated 21/2/12; JSA for Changing Idlers with a Crane dated 16/2/12; and memo to John Robinson from Dave Baxter indicating the continued management of restricted access to the D11 Dredger dated Monday 5 March 2012', which I have taken away from site.

Inspectors proposed follow up action:

Other actions taken:

Status of Notices that were monitored during this entry:

Notice Number	Action
V00039402237L/112-01	Immediate risk remedied

Additional Details:

I gave you these documents:

Additional Details:

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INTERNAL REVIEW OF CERTAIN INSPECTOR DECISIONS

If you want to apply for internal review of a decision made by an inspector during this visit, you must lodge the approved application form with the Internal Review Unit within 14 days of the date the decision came to your notice. WorkSafe Victoria (WorkSafe) must conduct the internal review within legislated time frame of either 7 or 14 days depending on the category of reviewable decision. If WorkSafe does not notify you of the internal review decision within the required time, WorkSafe is taken to have made a decision to affirm the reviewable decision. Not all decisions can be internally reviewed and in order to seek internal review of a decision you must be an eligible person.

Application forms for internal review, a list of reviewable decisions and a list of eligible persons are available upon request from a WorkSafe Inspector, WorkSafe Advisory Service on 1800 136089 or they can be downloaded from the website worksafe.vic.gov.au

All applications are to be in approved form and must be received by WorkSafe's Internal Review Unit, Ground Floor, 222 Exhibition Street, Melbourne 3000 in order to be considered.

If you lodge an application for internal review and you do not receive a decision within the required time frame or you receive an Internal Review decision that you are not happy with, you can then apply to Victorian Civil and Administrative Tribunal for external review within 14 days of the date the Internal Review decision or non-decision first came to your attention. Applicants seeking external review must be an eligible person.

You can contact the Internal Review Unit on telephone (03) 8663 5450, fax (03) 8663 5451 or by email at internalreviewunit@worksafe.vic.gov.au

OFFENCE

The following Acts, including any regulations made under them carry varying offences such as failure to meet duties and obligations, non compliance with a notice or direction issued or made by an inspector and hindering or obstructing an inspector in the exercise of their powers:

- * Occupational Health and Safety Act 2004
- * Dangerous Goods Act 1985
- * Equipment (Public Safety) Act 1994

For specific details about offences and subsequent penalties refer to the specific Act or regulation.

FEEDBACK

If you want to contact WorkSafe in relation to this entry by our Inspector other than for Internal Review purposes (see above), please use the following guide.

- * to clarify any matter that is covered by the Entry Report and any associated Notices or Directions contact the issuing Inspector, whose name and contact details appear at the top of this Entry Report.
- * to make comment about any aspect of how this inspection was conducted, contact the inspector's senior management on telephone 9641 1759, fax 9641 1201 or by writing to GPO Box 4306, Melbourne 3001
- * to provide feedback in relation to WorkSafe activities or the legislation we administer, contact our General Manager, Operations, Health and Safety, WorkSafe Victoria, GPO Box 4306 Melbourne Victoria 3001, by fax 9641 1711 or e-mail to generalmanageroperations@worksafe.vic.gov.au

PRIVACY COLLECTION STATEMENT

WorkSafe collects, uses, discloses and stores information in accordance with the Occupational Health and Safety Act 2004, other legislation administered by WorkSafe and all applicable privacy laws. This includes information collected by WorkSafe inspectors or authorised officers. Note that non-compliance with privacy laws is permissible to the extent that those laws conflict with other legislative provisions allowing or requiring the collection of information. Note also that privacy laws do not apply to the collection of information by WorkSafe to the extent that it is exercising its law enforcement functions and non-compliance with privacy legislation is deemed necessary to fulfil those functions.