

Visit Nbr: V01017400296L - AUSTRALIAN POWER PART

Date: 06/12/2012



ENTRY REPORT



Date of Report: ♦ 06/12/2012 Visit Number: V01017400296L
 Entry Date and Time: 06/12/2012 10:00 AM Departure Date and Time: 06/12/2012 12:00 PM

PLACE ENTERED

Legal Name: AUSTRALIAN POWER PARTNERS B V & OTHERS

ABN: 40924759557

Tenement No: MIN5004

Legal Address: BRODRIBB ROAD,
MORWELL 3840

Trading Name (if different from above):

HAZELWOOD POWER

Phone No: 5135 5700

Facsimile No: 5135 5758

OTHER PERSONS ATTENDING WITH INSPECTOR

WorkSafe Inspector: Joseph Richard Groves Other Persons: Adrian Marshall
 WorkSafe Staff:

THIS REPORT GIVEN TO♦

Name: Luc Dietvorst Persons Position: ♦ Employer Representative

Service Method: ♦ Left for a person
 Name of person copy given to: ♦ Marc Callow Persons Position: ♦ Health and Safety Representative

Purpose for entry:

Joseph Richard Groves and I entered this place to follow up on previously issued inspector notice(s).

POWERS OF ENTRY:♦

Under section 98(1) of the Occupational Health and Safety Act 2004, Joseph Richard Groves and I entered your workplace during working hours.

OBSERVATIONS AND ACTIONS OF THE INSPECTOR

1. OHS-91022-1 : Follow up notice

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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.

2. OHS-0238 : Follow up notice

I attended your workplace in the company of Inspector Joseph Groves to follow up on an Improvement Notice V01017400252L/111-02 in relation to a failure to provide a system for ensuring that the fire fighting equipment (hose reels and tank) located on Dredger 10 is available for use and serviceable, issued on the 21st of June 2012.

On the 21st of June, I observed risks to employee health and safety from a failure to provide a system for ensuring that the fire fighting equipment (hose reels and tank) located on Dredger 10 is available for use and serviceable in the event of a fire emergency. During my visit to Dredger 10 a management representative tested two hose reels located near and adjacent to the electrical switchroom. The representative turned on the valves and hose reels, no water was present. Management later informed me that the water tank located on Dredger 10 had been emptied sometime earlier and no water was available for fighting fires.

Today I met with Management who informed me that the following actions have been taken:

- > Dredger drivers are now required to inspect tank levels during their shift (up to twice per day), these inspections are documented within the Shift dredger driver's report; and
- > The mine shift manager also verifies and documents these inspections within the Mine Shift Manager's Report.

I observed Dredger Driver's Report with provisions for "Fire Preparedness" including checks for 'Fire Service Tank', and a random sample of Mine Shift Manager's Reports (Sept - Dec 2012) verifying Fire Services tank and equipment are (and have been) checked and are ok.

Management informed me that during subsequent reviews of the Major Mining Hazard "Mine Fires" further auditing of the tank inspections will be considered.

It is my belief that Improvement Notice V01017400252L/111-02 has been complied with.

3. OHS-0616 : Follow up notice

I met with the employer representative, and was advised there are formal representative arrangements and consultative mechanisms in place - these are known to WorkSafe via previous site visits. I confirmed that HSR training has also been provided. Mr. Callow (HSR) was unable to accompany me on this particular visit, Management agreed to provide him with a copy of this report.

4. OHS-91022-3 : Follow up notice

The above mentioned enquiries, discussions and observations does not indicate that AUSTRALIAN POWER PARTNERS B V & OTHERS complies with all health and safety requirements, nor does it affect the continuing obligation to ensure workplace health and safety.

5. OHS-1144 : Follow up notice

In accordance with Section 99 (a) and (b) of the Occupational Health and Safety Act 2004, Joseph Richard Groves and I inspected, examined and made enquiries. This includes documents detailed in this Entry Report or as follows:

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- > Random samples of the Mine Shift Manager's Report (Sept - Dec 2012); and
- > Dredger Driver's Report.

INSPECTION OUTCOMES SUMMARY

Notices Issued By Inspector

Notice Number(s): _____ Description(s): _____

STATUS OF NOTICES THAT WERE MONITORED DURING THIS ENTRY

Update Notice Status

Notice Direction	Action
V01017400252L/111-02	Complied with

Additional Details:

I GAVE YOU THESE DOCUMENTS

Title: _____ Description: _____

INSPECTOR INFORMATION

Name of Inspector: **Kevin Shepard Hayes**
 Telephone Number of Inspector: **5173 8925**
 Facsimile Number of Inspector: **5174 9086**
 Email Address of Inspector: **kevin_hayes@worksafe.vic.gov.au**

Inspectors Signature: _____

Original Report Hand Written Yes

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, GPO Box 4306, Melbourne 3001 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

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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 above in the Inspector Information section in 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.

WorkSafe's Privacy Policy is on our website at worksafe.vic.gov.au

FURTHER INFORMATION

WorkSafe has a range of publications to explain your legal responsibilities and help you make your premises/site safer. To inquire about these publications, telephone (03) 9641 1333 or 1800 136089, or visit worksafe.vic.gov.au

WORKHEALTH CHECKS

WorkHealth is a WorkSafe initiative that provides free health checks in the workplace. Health professionals conduct the convenient, easy and confidential checks. Each check takes around 15 minutes and participants receive immediate feedback and advice based on their results. Applications can be lodged on line by going to the WorkHealth website workhealth.vic.gov.au or by calling the WorkHealth hotline on (03) 9641 1444 or 1800 136 089 (toll free).