

Visit Nbr: V00039402237L - AUSTRALIAN POWER PART

Date: 20/02/2012



ENTRY REPORT

WorkSafe Victoria is a division of
the Victorian WorkCover Authority

Date: ♦ 20/02/2012 Visit Number: V00039402237L

Issued by Inspector: Marnie Pamela Ross

Phone: 9641 1193

Fax: 9641 1201

Service Method: ♦ Left for a person

Entry Time : 20/02/2012 11:00 AM Departure Time: 20/02/2012 04:30 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: ♦ Marc Callow

Position: ♦ Health and Safety
Representative

Other people who attended as part of the
inspection:

WorkSafe Staff: Les Kriesfeld

Other Persons: John Robinson, Dave Baxter; Klaus Heberler (MMH Engineering)

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 V00039402232L/112-01, issued on 21/01/12.

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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:

- an inspection of the D11 Dredger was conducted by a Structural Engineer who has provided a Report on the condition of the machine;
- a copy of the Report has been provided to WorkSafe Victoria for review;
- recommendations have been made including - limiting the number of persons accessing the machine - 5 or less, preventing heavy machinery from being located in the immediate vicinity of the machine and monitoring the environment in the event of strong winds;
- another recommendation is that a NDT assessment of the structure of the machine is required to determine the viability of moving the machine during dismantling. The initial phase of the NDT assessment will be used for determining the areas in which additional structures can be erected to facilitate the NDT assessment of the areas directly affected by the fire;
- an Action Plan detailing the steps being taken to achieve these testing requirements has been developed and provided to WorkSafe Victoria for review.

These actions have allowed for this Prohibition Notice to be risk remedied - a follow up Prohibition Notice will be issued today - refer to Observation 2.

2. OHS-0058 : Follow up notice

I observed at this workplace, risks to employee health and safety from the unknown structural integrity of some areas of the D11 Dredger.

An incident involving a fire on the D11 Dredger has resulted in damage to several areas of the Dredger. The structural integrity, with a focus on the load capacity (safe working load), of the structures involved in the fire remains unknown. The areas affected by the fire may collapse if any person enters/stands on the structures and this may result in serious or fatal injuries.

Access onto the D11 Dredger by any person, other than for conducting firefighting, commencing NDT assessment of the structures and commencing the fire investigation - is prohibited, until an initial report indicating the results of the NDT assessment of the structural integrity of the fire affected areas of the D11 Dredger has been obtained.

Under Section 112(1) of the Occupational Health and Safety Act 2004, I issued Prohibition Notice V00039402237L/112-01.

3. OHS-0274 : Follow up notice

The Management Team has provided an Action Plan detailing the steps being taken to commence and complete the NDT assessment of the D11 dredger. The action Plan also indicates that the Fire Investigation process will be commencing in association with the fire investigator from the Insurance company. This investigation will attempt to determine the causative factors associated with the fire. A copy of the fire investigation report will be provided to WorkSafe Victoria when it has been completed.

In accordance with the structural integrity report provided to the Management Team, there will be no more than 5 persons accessing the D11 Dredger at any time.

I will review the progress of this process at the time of the next visit.

4. OHS-0659 : Follow up notice

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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:

- Final Report - Hazelwood Mine D11 Fire Recovery - Technical Assessment January 2012 from Mining Materials Handling Engineering Pty Ltd; and
- D11 Fire Recovery Project - Assessment /Investigation Action Plan.

During my visit at the above workplace AUSTRALIAN POWER PARTNERS B V & OTHERS voluntarily provided to me the following documents: ' Final Report - Hazelwood Mine D11 Fire Recovery - Technical Assessment January 2012 from Mining Materials Handling Engineering Pty Ltd; and D11 Fire Recovery Project - Assessment /Investigation Action Plan', 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
V00039402232L/112-01	Immediate risk remedied

Additional Details:

I gave you these documents:

Additional Details:

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

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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.

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).