

Visit Nbr: V01017400275L - AUSTRALIAN POWER PART

Date: 28/08/2012



ENTRY REPORT



Date of Report: ♦ 28/08/2012 Visit Number: V01017400275L
 Entry Date and Time : 28/08/2012 08:00 AM Departure Date and Time: 28/08/2012 02:00 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:

Other Persons:

Adrian Marshall, John Robinson,
Ron Pearce, Kerry Clissold and
James Mauger

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: ♦

Robert Kenter

Persons Position: ♦ Health and Safety Representative

Purpose for entry:

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, I entered your workplace during working hours.

OBSERVATIONS AND ACTIONS OF THE INSPECTOR

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1. OHS-112240-1 : Follow up on previous visit
 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 on previous visit
 attended your workplace to follow up on an Improvement Notice V01017400241L/111-01 in relation to risks associated with the refuelling of petrol powered plant issued on the 22nd of May 2012.

On the 22nd of May, I observed that AUSTRALIAN POWER PARTNERS B V & OTHERS has not ensured that the risks associated with the refuelling of petrol powered plant have been eliminated or reduced so far as is reasonably practicable.

I observed that an incident involving the refuelling of a petrol powered compressor occurred at this workplace. An employee stated that he had opened the lid of a fuel container in close proximity to a compressor, upon opening the container he heard a hiss and instantly observed flames on the compressor and the container. The employee stated that he may have then splashed fuel on the compressor and his right arm causing the fire to spread to the rear of the vehicle and onto his right arm. It was also noted and observed (during enquiries) that a funnel and spout (used to assist in fuel transfer) could not be located.

I also stated that compliance may be achieved by, but is not limited to, removing all petrol powered plant from site and replacing with diesel powered equipment.

Today, I met with Mr Marshall and Mr Kenter (Health and Safety Representative).

The following actions have been taken:

- Risk Assessments have been completed re refuelling;
- A procedure has been developed re refuelling;
- Training (employees) has taken place re above mentioned procedure;
- Inventory/Register of petrol powered equipment has been developed;
- A process has been developed and the site has decommissioned and replaced a number of items of (petrol powered) plant with diesel equipment;
- The site is continuing to trial 'non spill' jerry cans;
- The hot works permit process has been modified to include use and refuelling of petrol powered equipment - this includes a list of documented precautions/controls; and
- A supervisors audit check list has been developed including permit conditions/precautions checks.

Management informed that it was not practicable to remove all petrol powered equipment from site, however a combination of the above listed actions are now also present that are designed to reduce the risk associated with refuelling petrol powered equipment.

It is my belief that Improvement Notice - V01017400241L/111-01 is complied with.

3. OHS-112240-2 : Follow up on previous visit
 Whilst on site, I enquired into a (non reportable) site incident involving a permit breach. I was informed that employees had removed a hopper from a conveyor, the conveyor did not have the required permits, the employees did not complete the relevant paper work i.e JSAs, Lift Plans etc... I spoke to the employees involved in the incident who stated that

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they had thought that the conveyor was under permit however the isolations/precautions were not verified. I explained WorkSafe's expectations re permits to work/isolations and lock out/tag out and the use of lift plans and JSAs as per the site process.

The employees have received refresher training in the above mention systems (training documents re permits observed) dated Feb 2012.

It was recommended that the employees involved in the incident have their mechanical access authority (ability to receive and sign onto mechanical access permits) suspended pending an investigation and subsequent outcomes - this may include the need for further training. I was informed that this suspension does not include access (issuing and receiving permits) for the fire service system - pipes and pumps. The employees have voluntarily returned their 'Recipient in Charge' access keys. This suspension does not prevent the employees from signing onto mechanical access permits (as a 'non authorised') recipient.

4. OHS-0616 : Follow up on previous visit
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.
5. OHS-112240-3 : Follow up on previous visit
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.
6. OHS-1144 : Follow up on previous visit
In accordance with Section 99 (a) and (b) of the Occupational Health and Safety Act 2004, I inspected, examined and made enquiries. This includes documents detailed in this Entry Report or as follows:
 - Folder containing completed actions re FS/21 Ute Fire Incident 25/5/12 (Hazelwood Mine); and
 - Folder containing Mine access permit procedures and blank assessments.

During my visit at the above workplace AUSTRALIAN POWER PARTNERS B V & OTHERS voluntarily provided to me the following:

- Folder containing completed actions re FS/21 Ute Fire Incident 25/5/12 (Hazelwood Mine); and
- Folder containing Mine access permit procedures and blank assessments, which I have taken away from site.

INSPECTION OUTCOMES SUMMARY

Notices Issued By Inspector

Notice Number(s):	Description(s).
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STATUS OF NOTICES THAT WERE MONITORED DURING THIS ENTRY

Update Notice Status:

Notice Direction	Action
V01017400241L/111-01	Complied with

Additional Details:

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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, 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