

Visit Nbr: V01017400272L - AUSTRALIAN POWER PART

Date: 21/08/2012



ENTRY REPORT



Date of Report: ♦ 21/08/2012 Visit Number: V01017400272L
 Entry Date and Time : 21/08/2012 11:00 AM Departure Date and Time: 21/08/2012 03:30 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:

Steve Harkins, John Robinson,
Adrian Drysdale, Des Brown and
Matt Wedell.

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: ♦

HSR Not Available

Persons Position: ♦

Health and Safety Representative

Purpose for entry:

I entered this place to follow up on matters dealt with at a previous visit.

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-125642-1 : 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-125642-2 : Follow up on previous visit
 I attended your site to issue a 'Letter of Warning' (dated 15th August, Ref: OHS12/03527, signed by Mr. Jarrod Edwards - Director Workplace Hazards and Hazardous Industries Group) to AUSTRALIAN POWER PARTNERS B V & OTHERS regarding a failure to notify the Authority immediately after becoming aware that an incident occurred (at Tenement MIN5004) and a failure to ensure that the incident site was left undisturbed. I communicated the contents of the letter to all present (Mr. Dietvorst, Mr. Harkins and Mr. Robinson) and obtained acknowledgment of understanding.

Management informed that they intend to communicate the contents of this letter to all site personnel and reiterate employee responsibilities re s.38 and s.39 of the Occupational Health and Safety Act 2004.

3. OHS-0274 : Follow up on previous visit
 Follow-up Visit - M53 Conveyor Incident

I attended your workplace to follow up on a visit I conducted on the 13th of June 2012.

On the 13th I documented that a number of actions (7) had been generated from the M53 Conveyor Incident investigation including (but not limited to) establishing clear roles for 'Responsible officers' when managing contractors and their activities, reviewing traffic management controls and traffic management procedure, reinforcing the Incident Management process to Supervision and Management and other employees (training and tool box awareness sessions to be included) - all actions had not yet to be completed as per the provided time table.

Today, Management informed that all actions have been addressed, the actions (dot points 6 and 7) re traffic management are awaiting Management sign-off. Responsible officer training is continuing (dot point 1).

4. OHS-0274-02 : Follow up on previous visit
 Follow-up Visit - Fire Services Incident

I attended your workplace to follow up on a visit I conducted on the 13th of June 2012.

On the 13th I documented that a number of actions (12) have been generated from the Fire Services Incident investigation including (but not limited to): conducting risk assessments, developing procedures, review and investigate use of alternative equipment, incident management training, JSA reviews and review of supervisor duties and responsibilities. The majority of these actions had yet been completed,

Today I informed Management that I will follow up on these activities during Improvement Notice V01017400241L/111-01 follow-up (re risk associated with refuelling petrol powered plant).

5. OHS-0274-03 : Follow up on previous visit
 Follow-up Visit - Improvement Notice- Interim Directions - V01017400252L/111-02

I attended your workplace to verify that the interim directions re Improvement Notice -

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V01017400252L/111-02, i.e. daily inspection of the water tank levels on Dredger 10 is being carried out and recorded ensuring that the water tank remains at maximum capacity.

Management informed me that the dredger 10 (D10) was not in service and connected to the fire service system (hosed-up). I observed completed Mine Control Centre (MCC) logs indicating that operators inspect water tank levels and 'call' them through to the MCC.

Whilst on site I observed the dredger 9 (D9) outage pad, Management informed me that the D9 outage is likely to commence tomorrow and last for approximately 1 week. I also observed that dredger 11 (D11) has now been relocated to the repair pad. No activities observed whilst on site, no issues observed/reported to me at the time of this visit.

6. OHS-125642-3 : 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.
7. 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:
- M53 Conveyor Incident Investigation dated 11/05/2012,
 - Mine Control Centre Log extracts dated 13/08/12, 16/08/12 and 20/8/12.

INSPECTION OUTCOMES SUMMARY

Notices Issued By Inspector

Notice Number(s).

Description(s).

STATUS OF NOTICES THAT WERE MONITORED DURING THIS ENTRY

Update Notice Status

Additional Details:

I GAVE YOU THESE DOCUMENTS

Title: WorkSafe Booklet/Pamphlet

Description:

Guide to Incident Notification,
Jan 2008.

INSPECTOR INFORMATION

Name of Inspector: Kevin Shepard Hayes

Telephone Number of
Inspector: 3173 8925Facsimile Number of
Inspector: 5174 9086

Email Address of Inspector: kevin_hayes@worksafe.vic.gov.au

Inspectors Signature

Original Report Hand
Written Yes

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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 1984

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

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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).