Trade & Investment Mine Safety

Public comment template for Draft Work Health and Safety (Mines) Regulation

Please send submissions by email to consult.minesafety@trade.nsw.gov.au Submissions must be received by **27 June 2014**.

Confidentiality: Any information that you do not wish to be made available to the public should be clearly marked 'IN CONFIDENCE'. Submissions are subject to all relevant laws such as the Government Information (Public Access) Act 2009 and the Privacy and Personal Information Protection Act 1998. NSW Trade & Investment may provide extracts of submissions to other stakeholders for comment during the review of public submissions. Please indicate here by a tick ☑ if this submission or any parts of it are provided in confidence:

Whole submission ☐ **Address and contact details** ☐ **Part (please specify)** ☐……..

Name: **IAN FREELAND** **RTI MINING PTY LTD**

This template is divided into two parts

~ comments in response to the discussion paper

~ comments on the draft regulation

Please ensure you include the page, section number or regulation clause number to which your comment relates.

Your submission should, wherever possible, include evidence and examples to justify your position.

Part 1 - Comments in response to the discussion paper

Page or section number	Discussion point and your comment
2.3 page 14	**Small scale gold miners in NSW should not have to comply with the high degree of safety requirements needed in a large coal mine. We are generally shallow operations, without dangerous/explosive atmospheres etc. We vehemently oppose any proposed change to NSW Mine Safety legislation/regulation that places a higher level of compliance, documentation**

Part 2 - Comments in response to the draft WHS (Mines) Regulation

Clause number	Title of clause and your comment or suggestion
9 (5) & (6)	required could be simply handled by the Mine Manager/ Mine Operator making an entry in his mine diary, as a diary entry.
3,(3) &14 (1)(	These proposed changes are too onerous for a SSM to comply with. At the most a simple diary entry in the Mine Diary Log should be sufficient.
14 (1)(g)	SSMs do not engage contractors very often and this requirement is too onerous.
14 (1) (s)	SSMs rarely have shift work so would be unable to comply with this clause
16	This section is way too onerous on SSMs
25-26	This section should only be applicable to mines with more than 5 workers
SCHEDULE 2	

33	high level of electrical safety requirements needed in an underground coal mine. If this proposed legislation requires SSMs to comply with the same level of electrical safety devices as a large coal
34	
CHEDULE 3 (	approval to collar a shaft is totally unnecessary. I recommend that SSMs be exempt from this provision, whereby the proposed legislation only relates to shafts of depths greater than 50 metres.
38	Re Inspection Plan:SSMs have already addressed in their SMS, therefore redundant.
49	Re Ropes:SSMs should be exempt from this if their winder is used in the shaft less than 51 metres deep.
52	Re Communication Systems: SSMs employing less tha 6 persons should be exempt from this proposal
UB-DIVISION	Re All underground Mines- air quality and ventilation; surely these clauses should be in a Code of Practice, not in the proposed Regulations.
63	Re: Duty to prepare Ventilation Control Plan: This should be covered in a Code of Practice.
SCHEDULE	Re Develpoment of a new mine entry. We regard this activity as not to be of high risk. As for Clause 34 we recommend that SSMs be exempt from this new provision.