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| Application as a competent person to conduct inspections of specified plant under the Work Health and Safety (General) Regulations 2022 |

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| This application is for persons seeking to be recognised as a ‘competent person’ under the Work Health and Safety (General) Regulations 2022 (WHS Regulations) to conduct inspections of; * r. 235(1B) (b) **Mobile and tower cranes – major inspection,** or;
* r. 241(1A) (c) **Amusement devices or passenger ropeways – Annual inspection**

 If the person applying for the determination meets the requirements of r. 235(1B) (a) or r. 241 (1A) (b) of the WHS Regulations then this form is not required as the person already meets the requirements of r. 235 (1B) or r. 241 (1A) respectively.If the person applying for determination meets the requirements of r. 241 (1A) (a):* a ‘competent person’ need only demonstrate that they have acquired through training, qualifications or experience the knowledge and skills to inspect these types if devices, and;
* is only inspecting inflatable amusement devices with a platform height less than 9 metres;

the person does not need to submit this form as they already meet the requirements of the regulations.The WHS Regulations also provide that the regulator can make a determination that someone is a ‘competent person’ to conduct the required inspections. This will generally be considered in **exceptional circumstances** , for example:* where there may be a demonstrated shortage of Professional Engineers to conduct the required inspection, or where the plant is located in a remote area where there are no Professional Engineers that are resident in the area or are prepared to provide the inspection service in that area.

WorkSafe will consider a range of criteria before deciding on an application for a determination that a person is a ‘competent person’ for these inspections, including:* what knowledge the person has about the type of plant to be inspected, including relevant non-destructive examination techniques;
* what relevant professional industry experience the person has had and any membership of relevant professional organisations;
* referee support; and
* the person’s understanding of the requirements of work health and safety laws.

Full details of the criteria to be assessed are included in section 3 of this form.Applications for a determination can be made by:* the person with management or control of the relevant type of plant who is required to ensure the inspections are conducted by a ‘competent person’, or
* a person wishing to be determined as a ‘competent person’ so that they can conduct the inspections.

This application is to be completed in full and sent along with any accompanying documents or evidence to safety@dmirs.wa.gov.au.The applicant may be required to attend an interview or provide other information before a decision is made.Determinations made by the regulator may include conditions.A fee ($325) is payable for this application; an officer will contact the applicant to arrange payment. |

**APPLICATION AS ‘COMPETENT PERSON’ TO CONDUCT INSPECTIONS OF CERTAIN PLANT UNDER THE WHS REGULATIONS 2022**

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| Section 1: Applicant Details  |
| **Section 1.1**  |
| Title:       Family / Surname:       Given name:       Other names:       |
| Date of birth:       |
| Business hours contact number:       Mobile number:       |
| **Section 1.2** |
| STREET ADDRESS (MUST NOT BE A PO BOX)Unit number / Street number / Property number (include Lot or DP number if applicable):      Street name:      Suburb:       State:       Postcode:       |
| POSTAL ADDRESS [ ]  Same as street addressUnit number/Street number/Property number (include Lot or DP/PO Box/GPO Box/Private Bag/Locked Bag):      Street name:      Suburb:       State:       Postcode:       |
| Are you:[ ]  the person with management or control of the relevant type of plant who is required to ensure the inspections are conducted by a ‘competent person’?[ ]  a person wishing to be determined as a ‘competent person’ so that you can conduct the inspections?Are seeking a determination of ‘competent person’ to:[ ]  conduct annual inspections of amusement devices?[ ]  conduct annual inspections of passenger ropeways?[ ]  conduct major inspections of registered mobile cranes?[ ]  conduct major inspections of registered tower cranes?Specify what exceptional circumstances exist to support your application and the period of time for which you are applying:       |
| **Section 1.3 Person to contact for payment (if different to applicant)**Title:       Family / Surname:       Given name:       Business hours contact number:       |

**APPLICATION AS ‘COMPETENT PERSON’ TO CONDUCT INSPECTIONS OF CERTAIN PLANT UNDER THE WHS REGULATIONS 2022**

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| Section 2: ExperienceState information which supports that you (or the person you wish to conduct the inspections) should be determined by the regulator to be a ‘competent person’ (see page 4 of this form for the detailed criteria). Please attach further information where needed. |
| Knowledge (must be able to demonstrate):       |
| Industry experience (must be able to demonstrate)Please **ATTACH** your most recent three inspection reports for the specified type of plant:       |
| Professional activity (must be able to demonstrate):       |
| Referees, provide full names and contact details:       |
| Work health and safety legislation understanding (must be able to demonstrate):       |
| Industry association(s) details, member numbers and duration of membership:       |

**APPLICATION AS ‘COMPETENT PERSON’ TO CONDUCT INSPECTIONS OF CERTAIN PLANT UNDER THE WHS REGULATIONS 2022**

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| Section 3: Criteria that will be considered in the determination  |
| **Knowledge (must be able to demonstrate):** * Can the person demonstrate they understand the operation of relevant types of plant, how they are manufactured, how they are maintained, inspected and tested?
* Does the person have knowledge and skills in assessing the condition of the material and means of joining the material (eg seams and anchorage points for inflatable amusement devices with a platform height in excess of 9m, or welding or bolted joints for registered mobile and tower cranes)?
* Does the person have knowledge of non-destructive examination (NDE) techniques, what types of NDEs should be applied to detect potential failures and how the results are interpreted?
* Can the person describe common failure modes for the relevant type of plant?
* Can the person estimate the remaining life of the worn areas and components to ensure that the relevant plant is safe to operate till the next annual or major inspection?
* Can the person describe and demonstrate the safety features of the relevant plant?
* Is the person familiar with technical standards for the relevant plant?
* Does the person have relevant formal trade or academic qualifications to demonstrate the knowledge?
* If no formal qualifications, can the person establish (through other means) that they have knowledge of, and experience with, plant of the same type and characteristics?
* Does the person hold any relevant high risk work licence (for example, holding the relevant crane operator’s licence is neither mandatory nor sufficient on its own, but may show that the person is familiar with the operation of a crane)?
* Is the person familiar with hazard identification and risk assessment processes common to work health and safety procedures?
* Can the person demonstrate their use of standards relevant to the type of plant?
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| **Industry experience (must be able to demonstrate)*** Has the person worked in industries associated with the relevant plant and had the opportunity to evaluate their safety features?
* How many years’ experience in examining and working on relevant plant does the person have? (Minimum of 2 years recommended.)
* Does the person have evidence of industry experience and currency (eg logbooks, references, position profiles)
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| **Professional activity (must be able to demonstrate)*** Can the person demonstrate recent professional activity with the relevant plant?
* How long has the person been professionally active in this industry?
* Can the person demonstrate that they have maintained their knowledge and skills to ensure they are familiar with new safety technology associated with the relevant plant?
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| **Referees*** Is the person reputable and able to provide referees who can attest to the quality and nature of their work?
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| **Work health and safety (WHS) legislative understanding (must be able to demonstrate)** * Is the person familiar with the WHS legislation and its requirements (eg recent attendance of update programs on work health and safety legislation or similar)?
* If the person is a WHS Service Provider, do they understand the requirements of s. 26A?
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| **Industry association*** Is the person a member of an amusement industry association (eg AALARA, AAA, Showmen’s Guild of Australasia), a crane industry association, or Engineers Australia)? This is not compulsory.
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