

From: [REDACTED]
Sent: Saturday, 16 November 2019 8:49 AM
To: WHSreform
Subject: Comments on proposed Regulations

I have scanned the proposed regulations – comment on first pass below

- **processed products** means products resulting from the processing in the State of minerals extracted in the State, -This precludes toll milling of interstate ROM ores such as high grade gold. NB I was involved in processing high grade ore in Qld that was mined in the NT – there are currently 3 Toll mills (specifically) in WA out of the 15 that surround Kalgoorlie, this could potentially limit their income. And what is the point of having a set of legislation for the whole of WA that precludes bring ore across the border.
- **underground** means an excavation beneath the natural surface of the earth that involves a person entering the excavation and includes any shaft or winze that are open to surface; - This could be construed to be an open pit.- 2 metres of earth overhead??
- M112 Competent persons at surface **This will cause problems at small mines!!!!**
- The mine operator of an underground mine must ensure that at any time that persons are underground:
- (a) at least one person at the surface (the surface contact) is readily available to be contacted by those persons underground, and
- (b) at least one of the surface contacts has the authority, the competence and is readily available to activate the emergency management plan as necessary.

- M135 **Statutory functions List to (q) does not include shottfirer but is included in the appendix.**
- T1237A (2) the mine operator must also notify in the manner and form prescribed by the regulator any change in the notice given under subregulation (1) to the regulator, within seven days of appointment – **I would suggest here that my first medical record was the record of mybirth. The department should consider that Name and address should be sufficient (not personnel details, and especially having personnel details recorded in a the record book)**
- M146 an air blast; - every blast has an air overpressure, this is also called an airblast. – we report every blast?

Listening to the attached video, I was concerned about a couple of queries. SSE only on one site – how does that go for exploration? The other concern is the Inspectors. Having dealt with inspectors in the NT, we had a photocopy repair man do a tick and flick at a shaft operation with a magazine. He did not leave the office to inspect anything. So unless District inspectors and the skills they have are retained for mines I suspect that WA high standards are going to fall significantly, as they have else where.

I am also concerned that exploration will be required to have all the officers appointed (air, noise, radiation etc) as there is No ability to waive.

I have not read the act, but there has been no mention of Double Jeopardy. Having experienced NSW, Qld and NT I suggest that WA holds on to only one person responsible, otherwise it will lead to a significant increase in injuries and cost (I am sure the Department has risk assessed this)

Note the supervisor training in Qld (S1,2,3) was just money only for the training organisation, it did not get the desired result. WA ability to fail people to become QM/UG supervisors sets a standard, many of these courses will have 100% passing rates.

Regards.

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