



WORKSAFE ACT Improvement Notice

Notice No: | **02572**

This is an Improvement Notice issued under section 131 of the **Work Safety Act 2008**.

Issued by Inspector:	Inspector ID number:	Date of service:
Greg Mason	#086	22/9/2011

Recipient:	Method of service:
[Redacted] - BWA Site Manager	By hand <input checked="" type="checkbox"/> Other <input type="checkbox"/>

The responsible person being given this Notice: Company Individual

Name of Individual or Registered Company: ACN (if company):

ACTEW Corporation

Business or trading name (if different): ABN (if any):

[Empty]

Address:

C/- BWA Settlement Road Cotter Precinct

The inspector believes you have contravened, are contravening or are likely to contravene:

Section: 21 of

Work Safety Act 2008 Work Safety Regulation 2009

Short description of contravention:

Failure to consult workers at the business on matters that directly affect their work safety.

Time / Date of contravention (or period for continuing offences): 1500hrs 22 September 2011

Address of place of contravention:

Enlarged Cotter Dam, Settlement Road Cotter Precinct

What you are required to do:

(for example, put stated premises, plant or systems into a safe condition by repairing or replacing them; comply with a particular provision of the work safety laws; or do something to ensure the work safety laws are complied with)

* Improve communication with all workers on the site and provide WorkSafe with documented evidence in the form of toolbox talks or similar confirming that workers are made aware of all current workplace health and safety issues on the site that directly affect their work safety.

Date for Compliance = 1600hrs Friday 23/9/11



This is an Improvement Notice issued under section 191 of the Work Health and Safety Act 2011

Issued by Inspector: Greg MASON Inspector ID number: P01873 Time and Date of service: 1400 2/2/2012

Recipient: [Redacted] Method of service (s 209): Personal [X] Other []

The person to whom this Notice is issued: Company [X] Individual []

Name of Individual or Registered Company: ACTEW Corporation Limited ACN (if company): 069 381 960

Business or trading name (if different): ABN (if any): 86 069 381 960

Address: Cin Mart and Bunda Streets Canberra City ACT 2600

The inspector believes that you:

- (a) are contravening a provision of this Act; or
(b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:

- (a) remedy the contravention; or
(b) prevent a likely contravention from occurring; or
(c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 38 Regulation

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

Failure to ensure that the regulator was notified immediately after becoming aware that a notifiable incident arising out of the conduct of construction of the Enlarged Cotter Dam which occurred on Wednesday 25 January 2012

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):

1st January 2015

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:

Ensure that the regulator is notified immediately by the fastest possible means after becoming aware that a notifiable incident out of the conduct of the business or undertaking has occurred at either the Enlarged Cotter Dam or the M2G construction sites.

The inspector recommends that you:

in the event of a notifiable incident occurring the Work Safe on-call inspector be notified either on telephone numbers [Redacted] or 132281



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector : <i>Greg Mason</i>	Inspector ID number: <i>PO1873</i>	Time and Date of service: <i>1400 2/2/2012</i>
Recipient: [Redacted]	Method of service (s 209): Personal <input checked="" type="checkbox"/> Other <input type="checkbox"/>	

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACN (if company):
ACTEW Corporation Limited *069 381 960*

Business or trading name (if different): ABN (if any):
[Blank] *86 069 381 960*

Address:
Cnr Mart and Bunda Streets Canberra City ACT 2600

The inspector believes that you:
(a) are contravening a provision of this Act; or
(b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:
(a) remedy the contravention; or
(b) prevent a likely contravention from occurring; or
(c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):
Work Health and Safety Act 2011 **39** Regulation [Blank]

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):
Failure to ensure, so far as reasonably practicable, that a workplace, being the enlarged Cotter Dam, at which a notifiable incident has occurred is not disturbed until an inspector arrives at the site or any earlier time that an inspector directs.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):
1st January 2015

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:
Ensure that if a further notifiable incident occurs at the enlarged cotter dam worksite, that the site where the incident occurs is not disturbed until an inspector arrives at the site or any earlier time the inspector directs.

The inspector recommends that you:
[Blank]

An Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

by Inspector :

Inspector ID number:

Time and Date of service:

Gray, Mason

P01873

11400 2/2/2012

Client:

Method of service (s 209):

Personal Other

The person to whom this Notice is issued:

Company Individual

Name of Individual or Registered Company:

ACN (if company):

ACTEW Corporation Limited

069 381 960

Business or trading name (if different):

ABN (if any):

86 069 381 960

Address:

Con Mart and Bunda Streets Canberra City ACT 2606

The inspector believes that you:

- (a) are contravening a provision of this Act; or
- (b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:

- (a) remedy the contravention; or
- (b) prevent a likely contravention from occurring; or
- (c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011

19(3)(b)

Regulation

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

Temporary stairways accessing the ACC deck from the Dowhstaden centre entry/exit do not allow fence entry and exit to the deck in a safe manner at enlarged Cottar Dam side.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):

3 February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:

Replace broken/damaged access stairs to top of stairways.

The inspector recommends that you:



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector: Grey Mason Inspector ID number: PD1873 Time and Date of service: 1400 2/2/2012

Recipient: [Redacted] Method of service (s 209):
 Personal Other

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACTEW Corporation Limited ACN (if company): 069 381 960

Business or trading name (if different): [Redacted] ABN (if any): 86 069 381 960

Address: Cin Mart and Bunda Streets Canberra City ACT 2600

The inspector believes that you:

- (a) are contravening a provision of this Act; or
- (b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:

- (a) remedy the contravention; or
- (b) prevent a likely contravention from occurring; or
- (c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 191(2) Regulation [Redacted]

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

Tower crane crew operating TC 2 at entailed Cotter Dam Site at approx 1250hrs 2/2/12 failed to ensure exclusion zones are observed whilst operating man-box to carry out repairs to TC 2

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):

Friday 3/2/2012

This Notice *may* include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:

Ensure that the crane crews are provided with key information, training, instruction or supervision that is necessary to protect all persons on the site from risks to their health and safety arising from work carried out on the worksite.

The inspector recommends that you:

[Redacted]

See reverse for important information about this notice.

www.worksafe.act.gov.au



ACT
Government

Justice and Community Safety

WORKSAFE ACT

Improvement Notice

Notice No: I ^{6 of 477}
5459

This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector :	Inspector ID number:	Time and Date of service:
<i>Gray Mason</i>	<i>PO1873</i>	<i>1400hrs 2/2/2012</i>
Re: <i>[Redacted]</i>	Method of service (s 209):	
	Personal <input checked="" type="checkbox"/> Other <input type="checkbox"/>	

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACN (if company):

ACTEW Corporation Limited *069 381 960*

Business or trading name (if different): ABN (if any):

[Redacted] *86 069 381 960*

Address:

C in Mart and Bunda Streets Canberra City ACT 2606

The inspector believes that you:

- (a) are contravening a provision of this Act; or
- (b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1)and 192(1))

The inspector requires you to:

- (a) remedy the contravention; or
- (b) prevent a likely contravention from occurring; or
- (c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 *1919(2)* Regulation

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

Tower crane crew operating TC3 at on bridge Cotter Dam Site at approx 1255hrs 2/2/12 failed to ensure exclusion zones were observed when hooking up a waste bin where a worker was struck on the helmet by the chain hook.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):

Friday 3/2/2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:

Ensure that the crane crews are provided with any information training, instruction or supervision that is necessary to protect all persons on the site from risks to their health and safety arising from work carried out at the worksite.

The inspector recommends that you:



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector: Gray Mason Inspector ID number: PO1873 Time and Date of service: 14.25hrs 2/2/2012

Recipient: [Redacted] Method of service (s 209):
Personal Other

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACTEW Corporation Limited ACN (if company): 069 381 960

Business or trading name (if different): [Redacted] ABN (if any): 96 069 381 960

Address: Cin Mont and Bunda Streets Canberra City ACT 2600

The inspector believes that you:
(a) are contravening a provision of this Act; or
(b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:
(a) remedy the contravention; or
(b) prevent a likely contravention from occurring; or
(c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):
Work Health and Safety Act 2011 19 (3) (b) Regulation [Redacted]

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):
An inspection of Tower Cranes TC1 and TC2 at the enlarged Cotter Dam Worksite has shown scaffolding is tied to the Tower Crane Structures and adjacent formwork.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):
Friday 3/2/2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:
Undertake modifications to the scaffold providing access to the tower cranes to ensure the integrity of the Tower Crane Structures is not compromised.

The inspector recommends that you:
[Redacted]



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WORKSAFE ACT

Improvement Notice

Improvement Notice No: **5462**

This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector: Greg Mason Inspector ID number: P01873 Time and Date of service: 1425 hrs 2/2/2012

Recipient: [Redacted] Method of service (s 209):
Personal Other

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACTEW Corporation Limited ACN (if company): 069 381 960

Business or trading name (if different): [Redacted] ABN (if any): 86 069 381 960

Address: Cin Mart and Bunda Streets Canberra City ACT 2600

The inspector believes that you:
(a) are contravening a provision of this Act; or
(b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:
(a) remedy the contravention; or
(b) prevent a likely contravention from occurring; or
(c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 Section 29 Regulation 299(2)

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

Safe work method statements observed on the site do not identify the work to be performed is high risk construction work, as defined in the by R 291 (example TRA for TCA drain case)

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):
20 February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:
Review all safe work method statements for the site which include the carrying out of high risk construction work to ensure that they meet the requirements of Section 299 of the WH&S Regulation 2011.

The inspector recommends that you:
[Redacted]



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector: Greg Mason Inspector ID number: P01873 Time and Date of service: 1030hrs 3/2/12

Recipient: [Redacted] Method of service (s 209):
Personal Other

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACTEW Corporation Limited ACN (if company): 069 381 960

Business or trading name (if different): [Redacted] ABN (if any): 86 069 381 960

Address: Con Mart and Bunda Streets Canberra City ACT 2600

The inspector believes that you:
(a) are contravening a provision of this Act; or
(b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:
(a) remedy the contravention; or
(b) prevent a likely contravention from occurring; or
(c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):
Work Health and Safety Act 2011 [Redacted] Regulation 1213

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):
An inspection of powered mobile plant on the RCC deck on 2/2/12 revealed that the windscreen on the Groot Truck Reg No [Redacted] was substantially cracked.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):
12 February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:
Have the windscreen of the plant repaired or replaced and ensure the plant is maintained in accordance with the Work Health and Safety Regulations 2011.

The inspector recommends that you:
[Redacted]



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector :	Inspector ID number:	Time and Date of service:
Greg Mason	PO1873	1030hrs 3/2/12
Recipient	Method of service (s 209):	
[Redacted]	Personal <input checked="" type="checkbox"/> Other <input type="checkbox"/>	

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company:	ACN (if company):
ACTEW Corporation Limited	069 381 960
Business or trading name (if different):	ABN (if any):
	86 069 381 960

Address:
Cnr Macquarie Parade Streets Canberra City ACT 2600

The inspector believes that you:

- (a) are contravening a provision of this Act; or
- (b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:

- (a) remedy the contravention; or
- (b) prevent a likely contravention from occurring; or
- (c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 19 Regulation 2.13

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

An inspection of the formwork at ECD on the downstream right abutment adjacent TC2 revealed that non proprietary components were used to secure solder component pins.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):

14 February 2012

This Notice *may* include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:

Rectify the identified unsafe formwork and ensure that all formwork on the ECD site complies with AS 3610 - Formwork for Concrete and the Work Health and Safety (Formwork) Code of Practice 2011.

The inspector recommends that you:

See reverse for important information about this notice.

www.worksafe.act.gov.au



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector: Grey Mason Inspector ID number: PO11873 Time and Date of service: 1300 hrs 3/2/12

Recipient: [REDACTED] Method of service (s 209):
Personal Other

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACTEW Corporation Limited ACN (if company): 069 381 960

Business or trading name (if different): ABN (if any):

Address: Cin Mart and Bunda Streets Canberra City ACT 2600

- The inspector believes that you:
- (a) are contravening a provision of this Act; or
 - (b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

- The inspector requires you to:
- (a) remedy the contravention; or
 - (b) prevent a likely contravention from occurring; or
 - (c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 19 (3) (5) Regulation

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

An inspection of the trapdoors being used on the upstream formwork on 27/1/12 at the ECD and review of the SWMS for that high risk construction work do not state the hazards relating to that work nor describe the appropriate measures to be implemented to control the risks.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)): 10 February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:
Undertake a review of the SWMS for the work on the formwork on the site requiring the use of trapdoors in formwork and as necessary revised if relevant control measures are revised under section 38 of the Regulations.

The inspector recommends that you:

See reverse for important information about this notice.



This is an Improvement Notice issued under section 191 of the Work Health and Safety Act 2011

Issued by Inspector :

Inspector ID number:

Time and Date of service:

Greg Mason R 01873 1300 hrs 8/2/12

Recipient:

Method of service (s 209):

Personal [] Other [x] email

The person to whom this Notice is issued:

Company [x] Individual []

Name of Individual or Registered Company:

ACN (if company):

ACTEW Corporation Limited 069 381 960

Business or trading name (if different):

ABN (if any):

86 069 381 960

Address:

Cin Mat and Bunda Streets Canberra City ACT 2600

The inspector believes that you:

- (a) are contravening a provision of this Act; or
(b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:

- (a) remedy the contravention; or
(b) prevent a likely contravention from occurring; or
(c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011

Regulation

150

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

An inspection of the worksite found electrical equipment that is supplied through an electrical socket and used in a hostile environment showed no signs that the equipment was safe to use as no records existed that it had been regularly inspected and tested by a competent person.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):

17 February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:

Have a competent person inspect electrical equipment as defined in Reg 150 of the WHS Act at the worksite and if that equipment has not been regularly inspected and tested, ensure that the equipment is tested in accordance with the regulations or removed from the work site at the Enlarged Cotter Dam.

The inspector recommends that you:

[Empty box for inspector recommendations]

See reverse for important information about this notice.

www.worksafe.act.gov.au



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector: Greg Mason Inspector ID number: IP 01873 Time and Date of service: 1315 hrs 8/2/12

Recipient: [Redacted] Method of service (s 209):
Personal Other email

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACTEW Corporation Limited ACN (if company): 069 381 960

Business or trading name (if different): [Redacted] ABN (if any): 86 069 381960

Address: Cnr Mac and Bruce Streets Canberra City ACT 2600

The inspector believes that you:

- (a) are contravening a provision of this Act; or
- (b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:

- (a) remedy the contravention; or
- (b) prevent a likely contravention from occurring; or
- (c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 19 Regulation 240

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

An inspection of the worksite found plant and structures on the worksite were not maintained and/or installed in a safe manner.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):

10 February 2011

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:

Inspect all mobile plant on site to ensure fire extinguishers on the plant are maintained and the seat belts are in working order. Ensure operators undertake correct daily inspection checks of the equipment. Ensure proper clips and pins are used on the plant in accordance with manufacturers recommendations.

The inspector recommends that you:

[Redacted]

See reverse for important information about this notice.

www.worksafe.act.gov.au



WORKSAFE ACT Prohibition Notice

Notice No: P 2555

This is a Prohibition Notice issued under section 140 of the Work Safety Act 2008.

Issued by Inspector: <i>Greg Mason</i>	Inspector ID number: <i>#1086</i>	Date of service: <i>19/9/11</i>
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Recipient: <i>[Redacted]</i>	Method of service: By hand <input type="checkbox"/> Other <input type="checkbox"/>
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The responsible person being given this Notice: Company Individual

Name of Individual or Registered Company: *ACTEW - Corporation* ACN (if company):

Business or trading name (if different): ABN (if any):

Address:
7/- BWA Settlement Rd Catter Precinct.

This Prohibition Notice is given under either:

Section 140(1): (to prevent or minimise risk of serious harm from contravention of the Act)

The Inspector believes on reasonable grounds, that on (date): *19 September 2011*

(a) someone has contravened, is contravening, or is likely to contravene:

Work Safety Act 2008, section *21* Work Safety Regulation 2009, section

and (b) giving this Notice is necessary to prevent or minimise the following risk of serious harm to the work safety of people from a hazard at the workplace (see details below):

WorkSafe ACT will revoke this Notice when we are satisfied that the risk from the hazard described below has been addressed. You may ask for a reinspection of the situation or circumstances that caused this Notice to be given if you consider that the situation or circumstances comply with the Work Safety Act 2008.

This Notice ends when it is revoked following a reinspection (see sections 147 and 148 of the Work Safety Act).

or

Section 140(2): (to allow inspection, testing, monitoring and investigation)

The period necessary for this Notice is (date): *10 days 19/9/11*

This Notice is necessary to allow:

(a) inspection, testing or monitoring or (b) the investigation of an accident or other incident: (see details below)

Details: for Section 140 (1) or Section 140 (2)

As a result of an inspection of the site plant (specifically Guardrail Systems for use with formwork) were found not to comply with the provisions of Part 12 Section 159 of the Scaffolding and lifts regulation 1950 - An improvement notice was issued on a subsequent site 13/9/11 for the same issue. A reinspection of the site subsequently revoked that notice. The hazard is still existing on site.

The workplace, or other place, to which this Notice relates is:

Enlarged Catter Dam, Settlement Road Precinct

Until this Notice ends, you must:

Put the plant into a safe condition by complying with the provisions of: Scaffolding and lifts Regulation 1950 Part 12 J: Plant and Gear Section 159 - Handrails Paragraph 3 (a) to (d) inclusive. No work to be undertaken on site where handrails are installed in the work area fall 2 metres or more.



WORKSAFE ACT

Prohibition Notice

Notice No: P 2559

This is a Prohibition Notice issued under section 140 of the Work Safety Act 2008.

Issued by Inspector :

Inspector ID number:

Date of service:

Greg Mason

#086

22/11/11

Recipient:

Method of service:

- BWA Site Manager

By hand Other

The responsible person being given this Notice:

Company Individual

Name of Individual or Registered Company:

ACN (if company):

ACTEW Corporation.

Business or trading name (if different):

ABN (if any):

Address:

C/- BWA Settlement Road Cotter Precinct

This Prohibition Notice is given under either:

 Section 140(1): (to prevent or minimise risk of serious harm from contravention of the Act)

The Inspector believes on reasonable grounds, that on (date): 22/11/11 at 3-25 pm

(a) someone has contravened, is contravening, or is likely to contravene:

 Work Safety Act 2008, section 21 (b)

 Work Safety Regulation 2009, section

and (b) giving this Notice is necessary to prevent or minimise the following risk of serious harm to the work safety of people from a hazard at the workplace (see details below):

WorkSafe ACT will revoke this Notice when we are satisfied that the risk from the hazard described below has been addressed. You may ask for a reinspection of the situation or circumstances that caused this Notice to be given if you consider that the situation or circumstances comply with the Work Safety Act 2008.

This Notice ends when it is revoked following a reinspection (see sections 147 and 148 of the Work Safety Act).

or

 Section 140(2): (to allow inspection, testing, monitoring and investigation)

The period necessary for this Notice is (date):

This Notice is necessary to allow:

(a) inspection, testing or monitoring or (b) the investigation of an accident or other incident: (see details below)

Details: for Section 140 (1) or Section 140 (2)

Failure to ensure that plant (Tower Crane No 1) is safe and without risk to the work safety of workers and other people at the business or undertaking

The workplace, or other place, to which this Notice relates is:

Enlarged Cotter Dam, Settlement Road Cotter Precinct

Until this Notice ends, you must:

* Tower Crane No 1 on the site, to be taken out of service until a third-party inspection of the crane is undertaken pursuant to AS 2550.4 (clause 6.3.7) and a written report to be furnished to WorkSafe ACT on the completion of the inspection.



This is an Prohibition Notice issued under section 195 of the Work Health and Safety Act 2011

Issued by Inspector: Greg Mason Inspector ID number: P01873 Time and Date of service: 1135 2/2/2012

Recipient: [Redacted] Method of service (s 209): Personal [X] Other []

The person being given the direction and/or this Notice: Company [X] Individual []

Name of Individual or Registered Company: ACTEW Corporation Limited ACN (if company): 069 381 960

Business or trading name (if different): ABN (if any): 86 069 381 960

Address: Cnr Mont and Bunda Streets Canberra City ACT 2600

You are prohibited from carrying on the following activity, or the carrying on of the activity in a specified way:

Operating Tower Crane N°2 - Comed:1 CTT561-A24 at the Enlarged Cotter Dam construction site.

until an inspector is satisfied that the matters that give or will give rise to the risk have been remedied. (s195(2))

The inspector reasonably believes that grounds for the issue of this notice exist (s195(1)), ie:

- (a) an activity is occurring at a workplace that involves, or will involve, a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard; or
(b) an activity may occur at a workplace that, if it occurs, will involve a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard.

Basis for that belief (s196(1)(a)):

WorkSafe was advised by [Redacted] of [Redacted] that TC2 has been taken out of service as there is concerns regarding the integrity of the high tensile bolt connections.

Briefly, the activity that the inspector believes involves or will involve the risk, and the matters that give or will give rise to the risk (s196(1)(b)):

It is suspected that a bolted connection has failed in fatigue, or has been overloaded

The provision that the inspector believes is being, or is likely to be, contravened by the activity (s196(1)(c)):

Work Health and Safety Act 2011 19 (3) (b) Regulation [Redacted]

This Notice may include directions and/or recommendations on the measures to be taken to remedy the risk or contravention.

The inspector directs you to:

Have a competent person undertake an investigation into the circumstances of the failure of the high tensile bolt(s) including NOT of the affected parts and provide WorkSafe with a written report on the investigation undertaken.

The inspector recommends that you:

[Redacted]



This is an Prohibition Notice issued under section 195 of the *Work Health and Safety Act 2011*

Issued by Inspector: <i>Greg Mason</i>	Inspector ID number: <i>PO 1873</i>	Time and Date of service: <i>1030hrs 3/2/12</i>
Recipient: [Redacted]	Method of service (s 209): Personal <input checked="" type="checkbox"/> Other <input type="checkbox"/>	

The person being given the direction and/or this Notice:

Name of Individual or Registered Company: <i>ACTEW Corporation Limited</i>	Company <input checked="" type="checkbox"/> Individual <input type="checkbox"/>
Business or trading name (if different):	ACN (if company): <i>069 381 960</i>
Address: <i>Cin Mart and Bunda Streets Canberra City ACT 2600</i>	ABN (if any): <i>86 069 381 960</i>

You are prohibited from carrying on the following activity, or the carrying on of the activity in a specified way:

Operating AT 20; Faenna - Asset No. [Redacted] - mobile crane.

until an inspector is satisfied that the matters that give or will give rise to the risk have been remedied. (s195(2))

The inspector reasonably believes that grounds for the issue of this notice exist (s195(1)), ie:

- (a) an activity is occurring at a workplace that involves, or will involve, a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard; or
- (b) an activity may occur at a workplace that, if it occurs, will involve a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard.

Basis for that belief (s196(1)(a)):

Worksafe Inspector was advised on 3/2/12 that identified crane was damaged on or about 1330hrs 29/1/12 whilst being used to perform a use it was not designed for (towing plant)

Briefly, the activity that the inspector believes involves or will involve the risk, and the matters that give or will give rise to the risk (s196(1)(b)):

Initial reports indicate that damage has occurred to the crane's mechanical system.

The provision that the inspector believes is being, or is likely to be, contravened by the activity (s196(1)(c)):

Work Health and Safety Act 2011 *19* Regulation *206*

This Notice may include directions and/or recommendations on the measures to be taken to remedy the risk or contravention.

The inspector directs you to:

Have a competent person assess the damage to the plant and provide Worksafe with a written report advising that the plant when repaired has been repaired as to retain the plant within its design limits.

The inspector recommends that you:

[Empty box for inspector's recommendations]



This is an Prohibition Notice issued under section 195 of the *Work Health and Safety Act 2011*

Issued by Inspector : <i>Gregy Mason</i>	Inspector ID number: <i>PO1873</i>	Time and Date of service: <i>1300hrs 3/2/12</i>
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Recipient [Redacted]	Method of service (s 209): Personal <input checked="" type="checkbox"/> Other <input type="checkbox"/>
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The person being given the direction and/or this Notice: Company Individual

Name of Individual or Registered Company: <i>ACTEW Cooperatives Limited</i>	ACN (if company): <i>069 381 960</i>
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Business or trading name (if different):	ABN (if any):
--	---------------

Address:
Cin Mart and Bunda Streets Canberra City ACT 2906

You are prohibited from carrying on the following activity, or the carrying on of the activity in a specified way:

Operating IHI TOT Crawler Crane - [Redacted]
- S/N [Redacted]

until an inspector is satisfied that the matters that give or will give rise to the risk have been remedied. (s195(2))

The inspector reasonably believes that grounds for the issue of this notice exist (s195(1)), ie:
(a) an activity is occurring at a workplace that involves, or will involve, a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard; or
(b) an activity may occur at a workplace that, if it occurs, will involve a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard.

Basis for that belief (s196(1)(a)):

WorkSafe Inspector on site was advised that at 14:50hrs 2/2/12 that the IHI Crawler Crane on the RCC Deck had been taken out of service due to damage found to the jib of the crane

Briefly, the activity that the inspector believes involves or will involve the risk, and the matters that give or will give rise to the risk (s196(1)(b)):

An initial assessment of the damage indicates that the block of the crane has struck the taper jib

The provision that the inspector believes is being, or is likely to be, contravened by the activity (s196(1)(c)):

Work Health and Safety Act 2011 *19* Regulation *257*

This Notice may include directions and/or recommendations on the measures to be taken to remedy the risk or contravention.
The inspector directs you to:

Have a competent person assess the damage to the plant and provide WorkSafe with a written report advising that the plant when repaired has been repaired as to retain the plant within its design limits

The inspector recommends that you:

[Redacted]



ACT
Government

Justice and Community Safety

WORKSAFE ACT

Prohibition Notice

This is an Prohibition Notice issued under section 195 of the *Work Health and Safety Act 2011*

Issued by Inspector : <i>Greg Mason</i>	Inspector ID number: <i>P01873</i>	Time and Date of service: <i>0945hrs 20/2/12</i>
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Recipient: [REDACTED]	Method of service (s 209): Personal <input type="checkbox"/> Other <input checked="" type="checkbox"/> <i>email</i>
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The person being given the direction and/or this Notice: Company Individual

Name of Individual or Registered Company: <i>ACTEW Corporation Limited</i>	ACN (if company): <i>069 381 960</i>
---	---

Business or trading name (if different):	ABN (if any):

Address:
Can Murrumbidgee and Bunda Streets Canberra City ACT 2600

You are prohibited from carrying on the following activity, or the carrying on of the activity in a specified way:

Placing incline conveyor N°1 to batch plant back into service at the Enlarged Cotter Dam construction site (ECD)

(exact conveyor identification N° to be clarified as discussed with BVA)

until an inspector is satisfied that the matters that give or will give rise to the risk have been remedied. (s195(2))

The inspector reasonably believes that grounds for the issue of this notice exist (s195(1)), ie:

- (a) an activity is occurring at a workplace that involves, or will involve, a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard; or
- (b) an activity may occur at a workplace that, if it occurs, will involve a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard.

Basis for that belief (s196(1)(a)):

WorkSafe Inspector attended the ECD site on 19/2/2012 following being advised that the mechanical splice on the conveyor belt had failed on an incline conveyor in the batch plant

Briefly, the activity that the inspector believes involves or will involve the risk, and the matters that give or will give rise to the risk (s196(1)(b)):

The mechanical splice on the conveyor belt failed for reasons to be established

The provision that the inspector believes is being, or is likely to be, contravened by the activity (s196(1)(c)):

Work Health and Safety Act 2011 *19(3)(b)* Regulation

This Notice may include directions and/or recommendations on the measures to be taken to remedy the risk or contravention.

The inspector directs you to:

Have a competent person assess the damage to the plant and provide WorkSafe with a written report advising that the plant when repaired has been repaired as to retain the plant within its design limits.

The inspector recommends that you:



PROHIBITION NOTICE

Issued by: Office of Regulatory Services – WorkCover GPO Box 158 Canberra ACT 2601 Telephone: (02) 6205 0200 Fax: (02) 6205 0336 Email: workcover@act.gov.au	This Notice is issued under the: <input type="checkbox"/> Work Safety Act 2008 s140 (1) <input checked="" type="checkbox"/> Work Safety Act 2008 s140 (2)	Notice No: P 0840
Relevant responsible person BULK WATER ALLIANCE	(1) Brief description of the circumstances that have caused the Notice to be issued WHILST LIFTING / SHIFTING LOAD HOIST ROPE CAME INTO CONTACT WITH FLY JIB OF MOBILE CRANE.	
Address PO BOX 4218 WESTON CK ACT 2611		
Person in control of premises [REDACTED]		
Person conducting business or undertaking [REDACTED]		
Address of person conducting business or undertaking [REDACTED]		
Location of workplace or premises COITER DAM ENLARGEMENT PROJECT	(2) Circumstances (if any) under which this Notice will be revoked HAVE CERTIFIED COMPETENT PERSON PROVIDING WRITTEN RE-CERTIFICATION OF HOIST ROPE. IF TOWER CRANE WOULD [REDACTED]	
Basis for giving this Notice I believe on reasonable grounds, that in relation to the workplace above or to a work safety duty: <input type="checkbox"/> Someone has contravened, is contravening or is likely to contravene the Work Safety Act 2008; and giving this Notice is necessary to prevent or minimise the risk of serious harm to the work safety of people from a hazard at the workplace. <input checked="" type="checkbox"/> The giving of this Notice is necessary to allow the inspection, testing or monitoring of anything at the workplace or elsewhere. <input type="checkbox"/> The giving of this Notice is necessary to allow the investigation of an accident or other incident at the workplace or elsewhere.		
This section is to be completed if the Inspector believes the circumstances involve a contravention or likely contravention of a provision of the Work Safety Act 2008 or subordinate legislation. The provision is: <input checked="" type="checkbox"/> Work Safety Act 2008, s 21 <input type="checkbox"/> Work Safety Regulation 2009, s _____ I direct the responsible person for the <input type="checkbox"/> Workplace <input checked="" type="checkbox"/> Plant <input type="checkbox"/> Activity _____ <input type="checkbox"/> to stop the activity of: <input checked="" type="checkbox"/> to stop allowing to be used: TOWER CRANE [REDACTED] <input type="checkbox"/> to allow the inspection, testing or monitoring of:		
(3) Stated period necessary to carry out inspection, testing, monitoring or investigation		
Date Issued: 6/10/11	Time Issued: 4:30 hr	
Inspector Issuing this Notice		[REDACTED]
Inspector identification No.		057134
Signature of Inspector		[REDACTED]

PRIVACY NOTICE: The personal information collected about you is being collected for the purpose of securing the safety of people at work by the authority of the Work Safety Act 2008. The information is can be disclosed, in accordance with the Work Safety Act 2008, to other law enforcement agencies including the Australian Federal Police, ACT Planning & Land Authority and the Office for Children, Youth & Family Support.



PROHIBITION NOTICE

OFFICE OF REGULATORY SERVICES

Issued by:
Office of Regulatory Services – WorkCover
 GPO Box 158 Canberra ACT 2601
 Telephone: (02) 6205 0200 Fax: (02) 6205 0336
 Email: workcover@act.gov.au

This Notice is issued under the:
 Work Safety Act 2008 s140 (1)
 Work Safety Act 2008 s140 (2)

Notice No:
P 0891

Relevant responsible person
 BULLHOUND ALLIANCE

Address
 705 BROAD BEACH
 HURSTON, QUEENSLAND ACT 2611

Person in control of premises
 [REDACTED]

Person conducting business or undertaking
 [REDACTED]

Address of person conducting business or undertaking
 [REDACTED]

Location of workplace or premises
 CONSTRUCTION
 REPAIRMENT

Basis for giving this Notice
 I believe on reasonable grounds, that in relation to the workplace above or to a work safety duty:
 Someone has contravened, is contravening or is likely to contravene the Work Safety Act 2008; and giving this Notice is necessary to prevent or minimise the risk of serious harm to the work safety of people from a hazard at the workplace.
 The giving of this Notice is necessary to allow the inspection, testing or monitoring of anything at the workplace or elsewhere.
 The giving of this Notice is necessary to allow the investigation of an accident or other incident at the workplace or elsewhere.

This section is to be completed if the Inspector believes the circumstances involve a contravention or likely contravention of a provision of the Work Safety Act 2008 or subordinate legislation.

The provision is:
 Work Safety Act 2008, s 21
 Work Safety Regulation 2009, s _____

I direct the responsible person for the
 Workplace Plant Activity
 to stop the activity of:

to stop allowing to be used: MOBILE PHONE SERIAL NUMBER [REDACTED]
 to allow the inspection, testing or monitoring of:

(1) Brief description of the circumstances that have caused the Notice to be issued
 WHILE WORKING WITH TOWER CRANE
 WORKER IN CONTACT WITH PLANT
 JOB OF MOBILE CRANE MOBILE SERIAL NUMBER 117423

(2) Circumstances (if any) under which this Notice will be revoked
 HAVE COMPETENT CERTIFIED PERSON PROVIDE WRITTEN REPORT TO INTERVIEW OF PLANT AND BOOM OF MOBILE CRANE MOBILE SERIAL NUMBER [REDACTED]

(3) Stated period necessary to carry out inspection, testing, monitoring or investigation

Date Issued: 2-10-11	Time Issued: 1.30 hr
Inspector Issuing this Notice	[Signature]
Inspector identification No.	[Number]
Signature of Inspector	[Signature]

PRIVACY NOTICE: The personal information collected about you is being collected for the purpose of securing the safety of people at work by the authority of the Work Safety Act 2008. The information is can be disclosed, in accordance with the Work Safety Act 2008, to other law enforcement agencies including the Australian Federal Police, ACT Planning & Land Authority and the Office for Children, Youth & Family Support.



PROHIBITION NOTICE

OFFICE OF REGULATORY SERVICES

<p>Issued by: Office of Regulatory Services – WorkCover GPO Box 158 Canberra ACT 2601 Telephone: (02) 6205 0200 Fax: (02) 6205 0336 Email: workcover@act.gov.au</p>	<p>This Notice is issued under the: <input checked="" type="checkbox"/> Work Safety Act 2008 s140 (1) <input type="checkbox"/> Work Safety Act 2008 s140 (2)</p>	<p>Notice No: P 0892</p>
<p>Relevant responsible person BULK WATER ALLIANCE</p>	<p>(1) Brief description of the circumstances that have caused the Notice to be issued</p> <p>WHILE ON DAM WALL OPERATOR OF TR. 2 (TOWER CRANE 2) DID NOT FOLLOW DANGER SIGNALS AND NOT UNDER DIRECTION OF SUPERVISION OF BOYMAN.</p>	
<p>Address PO Box 9218 HOUSTON STREET ACT 2611</p>		
<p>Person in control of premises</p>		
<p>Person conducting business or undertaking</p>		
<p>Address of person conducting business or undertaking</p>		
<p>Location of workplace or premises CONCRETE DAM CONSTRUCTION SITE</p>	<p>(2) Circumstances (if any) under which this Notice will be revoked</p> <p>THE WORKER HAS BEEN ADVISED THAT ALL WORKERS MUST FOLLOW STANDARD PROCEDURES FOR SAFE OPERATION OF DAMIT AND EQUIPMENT AND ENSURE SAFE SYSTEM ARE FOLLOWED</p>	
<p>Basis for giving this Notice I believe on reasonable grounds, that in relation to the workplace above or to a work safety duty:</p> <p><input checked="" type="checkbox"/> Someone has contravened, is contravening or is likely to contravene the <i>Work Safety Act 2008</i>; and giving this Notice is necessary to prevent or minimise the risk of serious harm to the work safety of people from a hazard at the workplace.</p> <p><input type="checkbox"/> The giving of this Notice is necessary to allow the inspection, testing or monitoring of anything at the workplace or elsewhere.</p> <p><input type="checkbox"/> The giving of this Notice is necessary to allow the investigation of an accident or other incident at the workplace or elsewhere.</p>		
<p>This section is to be completed if the Inspector believes the circumstances involve a contravention or likely contravention of a provision of the <i>Work Safety Act 2008</i> or subordinate legislation.</p> <p>The provision is: <input checked="" type="checkbox"/> <i>Work Safety Act 2008</i>, s <u>21</u> <input type="checkbox"/> <i>Work Safety Regulation 2009</i>, s _____</p>		
<p>I direct the responsible person for the <input type="checkbox"/> Workplace <input type="checkbox"/> Plant <input type="checkbox"/> Activity _____</p> <p><input checked="" type="checkbox"/> to stop the activity of: <u>TOUR CASE OF FALL CRANE ON SITE</u></p> <p><input type="checkbox"/> to stop allowing to be used:</p> <p><input type="checkbox"/> to allow the inspection, testing or monitoring of:</p>		
<p>(3) Stated period necessary to carry out inspection, testing, monitoring or investigation</p>		
<p>Date Issued: <u>5-10-11</u></p>		<p>Time Issued: <u>5:00</u> hr</p>
<p>Inspector Issuing this Notice</p>		<p><u>A. Chaffin</u></p>
<p>Inspector identification No.</p>		<p><u>1000000000</u></p>
<p>Signature of Inspector</p>		<p><u>[Signature]</u></p>

PRIVACY NOTICE: The personal information collected about you is being collected for the purpose of securing the safety of people at work by the authority of the *Work Safety Act 2008*. The information is can be disclosed, in accordance with the *Work Safety Act 2008*, to other law enforcement agencies including the Australian Federal Police, ACT Planning & Land Authority and the Office for Children, Youth & Family Support.



WORKSAFE ACT Prohibition Notice

Notice No: P 2538

This is a Prohibition Notice issued under section 140 of the Work Safety Act 2008.

Issued by Inspector: Greg Mason Inspector ID number: 11086 Date of service: 20/11/11 1090hrs

Recipient: [Redacted] Method of service: By hand Other

The responsible person being given this Notice: Company Individual

Name of Individual or Registered Company: Bulk Water Alliance ACN (if company):

Business or trading name (if different): [Redacted] ABN (if any): 11 004 282 268

Address: Mount Strombo Road Mt Strombo ACT 2601

This Prohibition Notice is given under either:

Section 140(1): (to prevent or minimise risk of serious harm from contravention of the Act)
The Inspector believes on reasonable grounds, that on (date): 20/11/11

(a) someone has contravened, is contravening, or is likely to contravene:
 Work Safety Act 2008, section Work Safety Regulation 2009, section

and (b) giving this Notice is necessary to prevent or minimise the following risk of serious harm to the work safety of people from a hazard at the workplace (see details below):

WorkSafe ACT will revoke this Notice when we are satisfied that the risk from the hazard described below has been addressed. You may ask for a reinspection of the situation or circumstances that caused this Notice to be given if you consider that the situation or circumstances comply with the Work Safety Act 2008.

This Notice ends when it is revoked following a reinspection (see sections 147 and 148 of the Work Safety Act).

or
 Section 140(2): (to allow inspection, testing, monitoring and investigation)
The period necessary for this Notice is (date):

This Notice is necessary to allow:
(a) inspection, testing or monitoring or (b) the investigation of an accident or other incident: (see details below)

Details: for Section 140 (1) or Section 140 (2)
Failure to ensure that plant (Tower Crane No 1) is safe and without risk to the work safety of workers and other people at the business or undertaking

The workplace, or other place, to which this Notice relates is:

Until this Notice ends, you must:
* Tower Crane to be taken out of service, correctly tagged out, until WorkSafe ACT Inspectors receive and consider a report from the manufacturer or his representative addressing the [Redacted] inspection report dated 11/11/11 confirming the crane is safe to use.



RECORD OF INSPECTION/INVESTIGATION



INSPECTORS' NAMES

Greg Mason.

Pro Active Inspection Complaint Scheduled Program Date: 13/11/12 Time: 1400 hrs.

Business/Trading Name: Bulk Water Alliance Licence No:

Company/Proprietor: [Redacted] - Safety Manager ABN/ACN:

Address: M2G Project Williamsdale Post Code:

- | | | | |
|---|---------------------------------------|---|--------------------------------------|
| <input type="checkbox"/> Agents | <input type="checkbox"/> Employment | <input type="checkbox"/> Hawkers | <input type="checkbox"/> Retirement |
| <input type="checkbox"/> Real Estate | <input type="checkbox"/> Travel | <input type="checkbox"/> Liquor | <input type="checkbox"/> Security |
| <input type="checkbox"/> Charitable Collections | <input type="checkbox"/> Fair Trading | <input type="checkbox"/> Premises | <input type="checkbox"/> Master |
| <input type="checkbox"/> Eggs | <input type="checkbox"/> Fitness | <input type="checkbox"/> Confiscated ID | <input type="checkbox"/> Employee |
| | | <input type="checkbox"/> MVD | <input type="checkbox"/> Trainer |
| | | <input type="checkbox"/> MVR | <input type="checkbox"/> Smoking |
| | | <input type="checkbox"/> Outdoor Cafés | <input type="checkbox"/> Unit Titles |
| | | <input type="checkbox"/> Product Safety | <input type="checkbox"/> Tobacco |
| | | | <input type="checkbox"/> X Films |
| | | | <input type="checkbox"/> Other |

COMMENTS/INSTRUCTIONS/ADVICE: IBS recorded File No.:

A pro-active site inspection was undertaken with a focus on high risks construction work:

The following matters were observed and discussed with the safety manager -

① Benching of trenches exceeded height of excavation as detailed in BWA WSS-09 safety standard for trenching and excavation work - WSS-09 indicated bench 1m max with workers in and around 1.9m trenches.

② SWMS or (TRA) for activity which workers are signed on to does not mention WSS-09 standard.

③ SWMS or (TRA) for activity observed is lacking on the specific competencies and training required to undertake the activity (or specific aspects of the activity) including licenses, qual etc.

NFA required by WorkSafe due to Safety Manager advising he will address issues.

- Note:
- Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within N/A days of the date of this notice.
 - Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector: Greg Mason

Business Representative:

Phone: [Redacted]

Position: By email

Signature: [Signature]

Signature: 18/11/12



RECORD OF INSPECTION/INVESTIGATION



INSPECTORS' NAMES

Greg Mason

Pro Active Inspection

Complaint

Scheduled Program

Date: 16/1/12

Time: 1335 hrs

Business/Trading Name:

Bulk Water Alliance

Licence No:

Company/Proprietor:

[Redacted] - Safety Manager

ABN/ACN:

Address:

M2G Project Williamsdale

Post Code:

- | | | | |
|---|---------------------------------------|---|--------------------------------------|
| <input type="checkbox"/> Agents | <input type="checkbox"/> Employment | <input type="checkbox"/> Hawkers | <input type="checkbox"/> Retirement |
| <input type="checkbox"/> Charitable Collections | <input type="checkbox"/> Real Estate | <input type="checkbox"/> Liquor | <input type="checkbox"/> Security |
| <input type="checkbox"/> Eggs | <input type="checkbox"/> Travel | <input type="checkbox"/> Premises | <input type="checkbox"/> Master |
| | <input type="checkbox"/> Fair Trading | <input type="checkbox"/> Confiscated ID | <input type="checkbox"/> Employee |
| | <input type="checkbox"/> Fitness | <input type="checkbox"/> MVD | <input type="checkbox"/> Trainer |
| | | <input type="checkbox"/> MVR | <input type="checkbox"/> Smoking |
| | | <input type="checkbox"/> Outdoor Cafés | <input type="checkbox"/> Unit Titles |
| | | <input type="checkbox"/> Product Safety | <input type="checkbox"/> Tobacco |
| | | | <input type="checkbox"/> X Films |
| | | | <input type="checkbox"/> Other |

COMMENTS/INSTRUCTIONS/ADVICE:

IBS recorded

File No.

- ① Work Safe attended site following receiving advice by telephone that an excavator had rolled over at approx 1153am. PCUB advised the incident site had been preserved.
- ② Work Safe on site 1335 hrs
- ③ Confirmed excavator - Hitachi 35 ton Model 2x350H-3 Serial [Redacted] owned by [Redacted] and day hired to [Redacted] - Operator [Redacted] employed by [Redacted]
- ④ Photographs taken and discussion with [Redacted] and BWA representatives on site.
- ⑤ [Redacted] to provide incident investigation report including operator statement to Worksafe.
- ⑥ Preserved incident site released by Work Safe at 1405 hrs 16/1/12 noting that COMCARE is on way to site and they wish to inspect incident scene.
- ⑦ Prohibition notice to be issued on Excavator [Redacted]

Note:

- Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within _____ days of the date of this notice.
- Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector:

Greg Mason

Business Representative:

Phone:

[Redacted]

Position:

Signature:

[Handwritten Signature]

Signature:



RECORD OF INSPECTION/INVESTIGATION



INSPECTORS' NAMES

Greg Mason

Pro Active Inspection Complaint Scheduled Program Date: 16/1/12 Time: 1410hrs.

Business/Trading Name: Bulk Water Alliance Licence No:

Company/Proprietor: [Redacted] - Safety Manager ABN/ACN:

Address: M26 Project Williamsdale Post Code:

- | | | | |
|---|---|---|--------------------------------------|
| <input type="checkbox"/> Agents | <input type="checkbox"/> Employment | <input type="checkbox"/> Hawkers | <input type="checkbox"/> Retirement |
| <input type="checkbox"/> Charitable Collections | <input type="checkbox"/> Real Estate | <input type="checkbox"/> Liquor | <input type="checkbox"/> Security |
| <input type="checkbox"/> Eggs | <input type="checkbox"/> Travel | <input type="checkbox"/> Premises | <input type="checkbox"/> Master |
| | <input type="checkbox"/> Fair Trading | <input type="checkbox"/> Confiscated ID | <input type="checkbox"/> Employee |
| | <input type="checkbox"/> Fitness | <input type="checkbox"/> MVD | <input type="checkbox"/> Trainer |
| | <input type="checkbox"/> MVR | <input type="checkbox"/> Outdoor Cafés | <input type="checkbox"/> Smoking |
| | <input type="checkbox"/> Product Safety | <input type="checkbox"/> Tobacco | <input type="checkbox"/> Unit Titles |
| | | <input type="checkbox"/> X Films | <input type="checkbox"/> Other |

COMMENTS/INSTRUCTIONS/ADVICE: IBS recorded File No.:

A pro-active site safety inspection undertaken with a focus on high risk construction work;

The following matters were observed and discussed with the safety manager:

- ① Ladders to access defined confined spaces at the pumping station site need to be secured at the top and bottom of the ladder
- ② Access to some ladders is via a suitable gate with several ladders requiring workers to climb through or over rails to access ladders.
- ③ Extension leads observed on site joined such that the total length exceeded the relevant maximum value specified in Clause 2.6.7 of AS 3012 - Electrical Installations - Construction sites.

As action had been commenced to rectifying these issues prior to Inspector leaving the site NFA required by WorkSafe

Note:

- Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within N/A days of the date of this notice.
- Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector: Greg Mason

Business Representative: [Redacted]

Phone: [Redacted]

Signature: [Redacted]

Position: [Redacted]

Signature: [Redacted]



RECORD OF INSPECTION/INVESTIGATION



INSPECTORS' NAMES

Greg Mason

Pro Active Inspection Complaint Scheduled Program Date: 20/11/11 Time: 1600 hrs

Business/Trading Name: Bulk Water Alliance Licence No:

Company/Proprietor: ABN/ACN:

Address: Cotton Dam Enlargement Post Code:

<input type="checkbox"/> Agents	<input type="checkbox"/> Employment	<input type="checkbox"/> Hawkers	<input type="checkbox"/> Retirement
<input type="checkbox"/> Real Estate	<input type="checkbox"/> Travel	<input type="checkbox"/> Liquor	<input type="checkbox"/> Security
<input type="checkbox"/> Charitable Collections	<input type="checkbox"/> Fair Trading	<input type="checkbox"/> Premises	<input type="checkbox"/> Master
<input type="checkbox"/> Eggs	<input type="checkbox"/> Fitness	<input type="checkbox"/> Confiscated ID	<input type="checkbox"/> Employee
		<input type="checkbox"/> MVD	<input type="checkbox"/> Trainer
		<input type="checkbox"/> MVR	<input type="checkbox"/> Smoking
		<input type="checkbox"/> Outdoor Cafés	<input type="checkbox"/> Unit Titles
		<input type="checkbox"/> Product Safety	<input type="checkbox"/> Tobacco
			<input type="checkbox"/> X Films
			<input type="checkbox"/> Other

COMMENTS/INSTRUCTIONS/ADVICE: IBS recorded File No.

Following review of documentation dated 20/11/11 from [redacted] in relation to the Prohibition Notice N° P2558 - Tower Crane N°1 I can find no reason for that Prohibition Notice to continue and it is therefore revoked effective 1535 hours 20/11/11

[redacted] notified by telephone with written confirmation to file

- Note:**
- Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within _____ days of the date of this notice.
 - Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector: Greg Mason

Business Representative:

Phone: [redacted]

Position:

Signature: [Signature]

Signature:



RECORD OF INSPECTION/INVESTIGATION



INSPECTORS' NAMES: ALAN CHIPPERFIELD

Pro Active Inspection Complaint Scheduled Program Date: 28-9-11 Time: 11:55

Business/Trading Name: [REDACTED] Licence No: [REDACTED]

Company/Proprietor: BULK WATER ALLIANCE ABN/ACN: 35103376063

Address: PO BOX WESTON CK ACT Post Code: 2611

- | | | | |
|---|---------------------------------------|---|---|
| <input type="checkbox"/> Agents | <input type="checkbox"/> Employment | <input type="checkbox"/> Hawkers | <input type="checkbox"/> Retirement |
| <input type="checkbox"/> Real Estate | <input type="checkbox"/> Travel | <input type="checkbox"/> Liquor | <input type="checkbox"/> Premises |
| <input type="checkbox"/> Charitable Collections | <input type="checkbox"/> Fair Trading | <input type="checkbox"/> MVD | <input type="checkbox"/> Outdoor Cafes |
| <input type="checkbox"/> Eggs | <input type="checkbox"/> Fitness | <input type="checkbox"/> MVR | <input type="checkbox"/> Product Safety |
| | | <input type="checkbox"/> Confiscated ID | <input type="checkbox"/> Security |
| | | | <input type="checkbox"/> Master |
| | | | <input type="checkbox"/> Employee |
| | | | <input type="checkbox"/> Trainer |
| | | | <input type="checkbox"/> Smoking |
| | | | <input type="checkbox"/> Unit Titles |
| | | | <input type="checkbox"/> Tobacco |
| | | | <input type="checkbox"/> X Films |
| | | | <input type="checkbox"/> Other |

COMMENTS/INSTRUCTIONS/ADVICE: IBS recorded File No: [REDACTED]

I HEARBY ADVISE THAT PROHIBITION NOTICE P. 2555 ISSUED BY INSPECTOR GREG MASON INSPECTOR 086 IS NOW REVOKED AS NOTICE IS NOT APPLICABLE TO THE CURRENT ISSUE.

Note:

1. Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within _____ days of the date of this notice.
2. Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector: A. CHIPPERFIELD

Business Representative: [REDACTED]

Phone: 6052460

Position: [REDACTED]

Signature: [REDACTED]

Signature: [REDACTED]



RECORD OF INSPECTION/INVESTIGATION



INSPECTORS' NAMES ALAN CHIPPERFIELD

Pro Active Inspection Complaint Scheduled Program Date 28-9-11 Time 12 PM

Business/Trading Name Licence No

Company/Proprietor BULK WATER ALLIANCES ABN/ACN 35103376043

Address PO Box 418 WESTON CK ACT Post Code 2611

- Agents Employment Hawkers Retirement Real Estate Travel Liquor Premises Confiscated ID Security Master Employee Trainer Charitable Collections Fair Trading MVD Outdoor Cafes Smoking Unit Titles Eggs Fitness MVR Product Safety Tobacco X-Films Other

COMMENTS/INSTRUCTIONS/ADVICE: IBS recorded File No

LEGALBY ADVISE THAT PREVIOUS IMPROVEMENT NOTICE 02572 ISSUED BY INSPECTOR GREG MASON 086 IS NOW REVOKE AS TOOLBOX TALK RECORDS HAVE BEEN SIGNED.

Note: 1. Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within days of the date of this notice. 2. Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector: A.C. CHIPPERFIELD Business Representative: Phone: 62053460 Position: Signature: A.C.



RECORD OF INSPECTION/INVESTIGATION



INSPECTORS' NAMES: ALAN CHIPPERSFIELD
Pro Active Inspection: [] Complaint: [] Scheduled Program: [] Date: 28-9-11 Time: 12:10

Business/Trading Name: [Redacted] Licence No: [Redacted]
Company/Proprietor: BULK WATER ALLIANCE ABN/ACN: 35103376043
Address: PO BOX 4218 WESTON CK ACT Post Code: 2611

- Agents, Employment, Real Estate, Travel, Charitable Collections, Fair Trading, Eggs, Fitness, Hawkers, Liquor, Premises, Confiscated ID, MVD, Outdoor Cafes, MVR, Product Safety, Retirement, Security, Master, Employee, Trainer, Smoking, Unit Titles, Tobacco, X-Films, Other

COMMENTS/INSTRUCTIONS/ADVICE: [] IBS recorded File No: [Redacted]

1 HEARBY ADVISE THAT IMPROVEMENT NOTICE 2569 AS ISSUED BY INSPECTOR GLEN MASON C86 RELATING TO ELECTRICAL DISTRIBUTION BOARDS IS EXTENDED UNTIL 6-10-11.

Note:
1. Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within [] days of the date of this notice.
2. Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector: A. CHIPPERSFIELD Business Representative: [Redacted]
Phone: 62053460 Position: [Redacted]
Signature: [Redacted] Signature: [Redacted]

RECORD OF INSPECTION/INVESTIGATION



INSPECTORS' NAMES: ALAN CHIPPERFIELD
 Pro Active Inspection Complaint Scheduled Program Date: 28-9-11 Time: 12:17

Business/Trading Name: [Redacted] Licence No: [Redacted]
Company/Proprietor: BULK WATER ALLIANCE ABN/ACN: 35103376043
Address: PO Box 4218 Weston CK ACT Post Code: 2611.

- | | | | |
|---|---------------------------------------|---|--------------------------------------|
| <input type="checkbox"/> Agents | <input type="checkbox"/> Employment | <input type="checkbox"/> Hawkers | <input type="checkbox"/> Retirement |
| <input type="checkbox"/> Real Estate | <input type="checkbox"/> Travel | <input type="checkbox"/> Liquor | <input type="checkbox"/> Security |
| <input type="checkbox"/> Charitable Collections | <input type="checkbox"/> Fair Trading | <input type="checkbox"/> Premises | <input type="checkbox"/> Master |
| <input type="checkbox"/> Eggs | <input type="checkbox"/> Fitness | <input type="checkbox"/> Confiscated ID | <input type="checkbox"/> Employee |
| | | <input type="checkbox"/> MVD | <input type="checkbox"/> Trainer |
| | | <input type="checkbox"/> MVR | <input type="checkbox"/> Smoking |
| | | <input type="checkbox"/> Outdoor Cafes | <input type="checkbox"/> Unit Titles |
| | | <input type="checkbox"/> Product Safety | <input type="checkbox"/> Tobacco |
| | | | <input type="checkbox"/> X-Films |
| | | | <input type="checkbox"/> Other |

COMMENTS/INSTRUCTIONS/ADVICE: IBS recorded File No: [Redacted]

INSPECTION CARRIED OUT AT COTTER DAM
CONFORMANCE ITEMS IDENTIFIED NEEDING
TO BE ADDRESSED

- * PHYSICAL BARRICADING AND SIGNAGE AT
DOWN STREAM FORM.
- * INVESTIGATE MEANS OF INCORPORATING
SELF CLOSING MECHANISM ON ACCESS
WATCH ON SHUTTER FORMS.
- * ADVISE [Redacted] OF NEED TO HARDWIRE
DISTRIBUTION BOARDS AS PER AS 3000/3012
SECTION.
- * INSTALL ROPS PROTECTION ON "KELLY BLOCKS"
FOR HITCH POINT FOR HARNESS CONNECTION
- * EXPOSED 2 BARS IN INTAKE TOWER
NEEDING PROTECTION.

Note:
1. Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within _____ days of the date of this notice.
2. Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector: A. CHIPPERFIELD Business Representative: [Redacted]
Phone: 6205 3460 Position: PROJECT SAFETY MANAGER
Signature: [Redacted] Signature: [Redacted]



**Office of Regulatory Services/ WorkSafe
Workplace Safety
INVESTIGATION REPORT**

Incident Reference Number:

Receiving officer: Alan Chipperfield

Reporting Information

Notification to WorkSafe Type of event as notified(delete as necessary)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Date 19/12/11 Time 4.40pm <i>serious event</i>
Fatal/Non Fatal?	<input type="checkbox"/> Fatal <input checked="" type="checkbox"/> Non Fatal Nature of Injury: Nil - dangerous occurrence
Notifying Person::	[REDACTED]
Relationship to w/place (employee, neighbour, union, etc)	Safety Management Officer Phone No
Media Response	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No - <input type="checkbox"/> TV <input type="checkbox"/> Paper <input type="checkbox"/> Radio
Emergency Services	<input type="checkbox"/> Police <input type="checkbox"/> Fire <input type="checkbox"/> Ambulance <input type="checkbox"/> Other: Nil

Incident Details:

Day: Monday	Date: 19/12/11	Time: 2:10 PM
-------------	----------------	---------------

Details of Injured Person/s

Name:	Nil		
Address:			
Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	D.O.B.		
Status	<input type="checkbox"/> Worker <input type="checkbox"/> Employer <input type="checkbox"/> Person in control	Type of employment	
	<input type="checkbox"/> Public <input type="checkbox"/> Child <input type="checkbox"/> Other		

Injured Person's Employer

Legal Name:	Bulk Water Alliance
Address:	
Trading Name:	
Industry Sector:	Construction
ABN or ACN	

Workplace/ Location where incident occurred

Name:	Cotter Dam Enlargement
Address:	
Incident location:	Dam wall enlargement

Principal Contractor (if relevant)

Name:	Bulk Water Alliance
Address:	
ABN::	



Hospital Details

<i>Hospital Admitted:</i>	Nil	
<i>Date Admitted:</i>		<i>Date Discharged:</i>

Witnesses (list all witnesses identified)

Names	Connection to Incident/Event / Contact details.	Statement Obtained
	Worker involved where incident occurred(statement pending)	<input type="checkbox"/> Yes <input type="checkbox"/> No
	Worker involved where incident occurred(statement pending)	<input type="checkbox"/> Yes <input type="checkbox"/> No
	Foreman (statement pending)	<input type="checkbox"/> Yes <input type="checkbox"/> No
	Foreman (statement pending)	<input type="checkbox"/> Yes <input type="checkbox"/> No
	Worker involved where incident occurred(statement pending)	<input type="checkbox"/> Yes <input type="checkbox"/> No
	Worker involved where incident occurred(statement pending)	<input type="checkbox"/> Yes <input type="checkbox"/> No

Notices issued in relation to this Incident

<i>Type:</i>	ROI	<i>Type:</i>	ROI	<i>Type:</i>	
<i>No:</i>	9594	<i>No:</i>	9595	<i>No:</i>	
<i>Date:</i>	21/12/11	<i>Date:</i>	21/12/11	<i>Date:</i>	

Notices issued in relation to other hazards/ issues.

<i>Type:</i>		<i>Type:</i>		<i>Type:</i>	
<i>No:</i>		<i>No:</i>		<i>No:</i>	
<i>Date:</i>		<i>Date:</i>		<i>Date:</i>	

Preliminary Investigation Report.

Summary of Relevant Facts/ Issues/ Findings. (see appendix A for guidance)

- On Monday the 19th December at 4.40pm the on call inspector was notified by [REDACTED] that an incident had occurred at approximately 2.10pm at the Cotter Dam Enlargement when workers who were in the process of decommissioning and removing a number of conveyor belt structures used for the delivery of concrete to the new dam wall. The removal of these conveyor sections were necessary should a major rain event occur over the Christmas shut down period.
- Workers had been inducted into the systems of work for this task to facilitate lifting with both Tower Crane Two and a mobile crawler crane permanently position on the dam wall. A lift analysis was developed and as the conveyor system was over the Safe Working Load limit for the Tower crane the gearbox, motor and rubber conveyor belt were to be removed. Whilst the process was occurring an exclusion zone was to be maintained.
- A mechanical fitter, batch plant fitter and dogman with the assistance of the crane crew whilst working on Conveyor 7 had removed the gear box and motor and had lashed the conveyor belt with "Telecom Rope" and the rope was secured to the frame of the conveyor system. As the conveyor belt was being cut to allow the removal two workers had entered the exclusion zone with a small front end loader to unload bags of grouting

material in the exclusion zone. When the conveyor belt was cut the lashing had held momentarily then the belt proceeded to slip through the rope lashings and sliding down the conveyor rollers before the belt ran off the end roller the two workers became aware of the situation and had evacuated the area. When the belt ran off it dropped across the engine cowl of the tractor and onto the surface area causing minor damage to the tractor. No person was injured.

Status of Investigation (to date)

- On the Tuesday 20th December 2011 Inspector Alan Chipperfield and Reactive Team Manager Matthew McCann attended the site and undertook an inspection with BWA Safety Management Officer [REDACTED] and [REDACTED] Construction Manager as the site had been maintained the area in question could be visually inspected it was estimated the distance the conveyor belt had fell was approximately 5-6 metres in height before making contact with the tractor. A number of photographs were taken and notes taken. In consultation it was agreed to continue with the shut down procedure for Christmas as leaving the site maintained could lead to catastrophic event should flooding occur over the shut down period. [REDACTED] advised at that stage BWA had not interviewed any persons present but it was suggested by him a breakdown in the communication system had occurred allowing the two workers to enter the exclusion zone just prior to the event. As several of the persons involved in the incident had finished for the year it was agreed that an investigation would occur once works recommenced in 2012
- Wednesday 21st December 2011 two Record of Inspections were issued to BWA requesting the following information by 6TH January 2012;
 - Identity and contact details of workers involved in the removal activity, workers that entered the exclusion zone and foreman of the activity.
 - Risk Assessment, Job Specific Analysis and Safe Work Method Statement for the task.
 - Copy of incident report and investigation.
 - Engineering specification for the conveyor belt.
 - Load bearing capacity for rope used to secure conveyor belt
 - Dogging, rigging competency of workers who secured the rope to the belt.
 - Employment details of all involved in the incident.
 - Photographs of the incident.
- These documents were sent via email to [REDACTED]
- [REDACTED] rang requesting an extension until the 10th January 2012 this was granted.
- Wednesday 11th January 2012 Inspector Chipperfield attended the project and collected the requested documents.

<i>Inspector's Name</i>	Alan Chipperfield	<i>Inspector Number</i>	05757
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<i>Signature</i>		<i>Date</i>	12/1/12
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Case Management Meeting (Inspector, manager Reactive team)

Date			
Notes:			
<i>Manager Workplace Safety</i>			
<i>Signature</i>		<i>Date</i>	

WorkSafe Enforcement Committee: Action (Section to be completed by Enforcement Committee)

Further investigation <input type="checkbox"/> Investigation complete <input type="checkbox"/>			
Statement of Reasons:			
<i>Enforcement Committee Representative.</i>			
<i>Signature</i>		<i>Date</i>	

Review of Preliminary Investigation File

Action/ document/ outcome	YES	NO	NOTES(may include requirement for further evidence , sufficiency of evidence, defences, additional or alternate charges)
1. File complete			
2. File content vs Table of Content			
3. All documents labelled for file.			
4. Originals documents on file			
5. Investigation Plan			
6. Documents relevant to ROI are with ROI.(if applicable)			
7. Expert evidence obtained (if relevant)			
8. Evidence Matrix assessed against available evidence (additional evidence referenced where necessary)			
9. Relevant Duty Holders identified			
10. Inspector notebook entries			
11. Photographs			
12. Witness statements			
13. Notices			
14. Company search/ details/ ACN			



Action/ document/ outcome	YES	NO	NOTES(may include requirement for further evidence , sufficiency of evidence, defences, additional or alternate charges)
15. Physical evidence secured			
16. Contact persons in other agencies identified. AFP, ACTFB, etc.			
17. Document & evidence register complete			
18. Site sketch & measurements			
19. Investigation Report Completed.			
20. Inspector Statement			
21. Witness list with contact details.			
22. Initial Case management meeting conducted.			

Continuing Investigation Report.

Investigation Update

<i>Inspector's Name</i>	<i>Inspector Number</i>
<i>Signature</i>	<i>Date</i>

Investigation Review/ Case Management Meeting. (Section to be completed by MWI, IM,)

Further investigation Investigation complete

Statement of Reasons:

<i>Senior Manager work safe</i>	<i>Inspector Number</i>
<i>Signature</i>	<i>Date</i>
<i>Inspector</i>	
<i>Signature</i>	<i>Date</i>

WorkSafe ACT Enforcement Committee Outcome.

Do not Prosecute <input type="checkbox"/>	Prosecute <input type="checkbox"/>
Statement of Reasons:	
<i>Manager, Workplace Safety</i>	(name)
<i>Signature</i>	<i>Date</i>

ORS Legal Team Advice/ Comment.

Do not Prosecute <input type="checkbox"/>	Prosecute <input type="checkbox"/>
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Statement of Reasons:			
<i>Legal Officer</i>			
<i>Signature</i>		<i>Date</i>	

If a Brief of Evidence is to be prepared refer to separate set of documents and ORS legal team.

END



Investigation Manager's Review and Action :

Complete this review section only for matters proceeding to prosecution

Alleged Offender/s (Legal name and address of each entity (person or corporation alleged to have committed an offence). If corporation – legal name and registered office address, if person – full and correct name and residential address) – Time and date of alleged offence, address where alleged offence occurred, section/s Act contravened , Particulars of the Offence/s.

IM Review of investigation file

PROCESS	YES	NO	NOTES(may include requirement for further evidence , sufficiency of evidence, defences, additional or alternate charges)
23. File complete (inspector notebook entries/statements, photographs, notices)			
24. File content vs Table of Content			
25. All documents marked for file.			
26. Originals on file (if necessary)			
27. Documents relevant to ROI are with ROI.			
28. Expert evidence obtained (if relevant)			
29. Summary of Facts and Element Grid assessed against available evidence (additional evidence referenced where necessary)			
30. Relevant Duty Holders assessed			

Action by Investigations Manager *(Section to be completed by IM,)*

Statement of Reasons:			
<i>Investigation Manager</i>			
<i>Signature</i>		<i>Date</i>	

Case Management Meeting Decision (Inspector, MWI, IM, MWS, LO) *(Section to be completed by MWS)*

Date			
Notes:			
<i>Manager Workplace Safety</i>			
<i>Signature</i>		<i>Date</i>	

APPENDIX A

SUMMARY OF RELEVANT FACTS *(relevant sections to be completed by investigating inspector using numbered paragraphs)*

Background *(listed as fact – with facts able to be substantiated)*

- (a) [insert defendant's legal name] ("the defendant"), operated/carried on the business of [insert defendant's undertaking];
- (b) contractual arrangements;
- (c) the defendant employed a number of workers including [insert names of workers] to work at [insert name of workplace location];
- (d) [insert name of person in control] was the manager/person in control of the defendant's undertaking;
- (e) the defendant was an [employer/worker/person in control etc] within the meaning of that term under the Work Safety Act 2008 ("the Act") or other Acts;
- (f) [insert name of injured] was a [worker/person in control/other] under the provisions of the Work Safety Act 2008.
- (g) Workplace history (previous incidents/statutory notices issued)

The Incident *(listed as fact – with facts able to be substantiated)*

[further outline the background leading up to the incident being investigated].
[outline the details of the incident being investigated].

Injuries

[outline the details of the incident being investigated]. i.e.

[insert injured person] sustained (insert injuries sustained);
[insert injured person] was transported to the [insert hospital] for medical/surgical treatment. [if known insert treatment provided];
A medical report was prepared by [insert name of doctor] dated [insert date] in relation to [insert name of injured] injuries;
[refer to additional, relevant reports]
In [insert doctor] report, he/she states he/she was of the opinion that having regard to the initial hospital reports, that [insert name of injured] injury [insert opinion].
prognosis for recovery

The Investigation.

The ORS/ WorkCover investigation revealed that

Admissions

The defendant participated in a record of interview during which it stated, in part: *(where relevant evidence/admissions exists include here)*. (If appropriate: list ROI extracts with reference to page and paragraph)

Post Incident Control measures

After the incident, the defendant:

- (a) (list actions taken by the defendant post incident)
- (b)
- (c)

**History**

The defendant [cooperated/did not cooperate] with the investigating agency, including [taking part/not taking part] in an audiotaped record of interview.
The defendant [has/has not] previous convictions under the Work Safety Act 2008.
The duty holder has previously received enforcement notices in relation to this issue

PREPARE AS A SEPARATE DOCUMENT

Elements/Evidence Grid (*NOTE complete this section only for matters that will proceed to prosecution.*)

Mason, Greg (ACT WorkSafe)

From: Mason, Greg (ACT Workcover)
Sent: Tuesday, 15 March 2011 3:52 PM
To: [REDACTED]@bwa.actew.com.au
Subject: Application to work suspended from a crane
Attachments: Guidelines for working whilst suspended form a crane.pdf

[REDACTED] I met with [REDACTED] this afternoon regarding the application to replace the rivets in the ice storage unit of the RCC batch plant using a man box. Could you please forward [REDACTED] email address.

I need for him to confirm the [REDACTED] crane to be used is equipped with a positive free-fall lockout control as required by the attached WorkSafe guidelines.

Kind regards

Greg Mason
Inspector
Construction and High Risk Team



G.P.O. Box 158 Canberra City ACT
2601
Ph: 02 6205 8307
Fax: 02 6205 0336
Mobile: [REDACTED]
Email: greg.mason@act.gov.au
web: www.worksafety.act.gov.au

WorkSafe ACT Standard Guidelines for Work whilst Suspended from a Crane

Summary Of Requirements

The following information (but not limited to) has been prepared by WorkSafe ACT to assist you to comply with your safety duties.

The use of a workbox shall be limited to those situations where it is necessary to elevate personnel to perform special tasks of short duration and where it has been substantiated to be impractical to use scaffold or other plant that provides temporary access, such as an elevating work platform.

The workbox is not to be used as a means of access to and egress from a workplace instead of a properly designed system unless a documented risk analysis shows that this is safer than all other alternative means, and the structural adequacy of the landing area has been established and the landing area is clear. In such circumstances, a safe work procedure must be developed for the operation.

The following should be considered in assessing the operation, the workbox and the crane in accordance with the ACT Scaffolding and Lifts Regulation, AS 1418.17, AS 2550.1 and the National Standard for Plant (1010):

1.0 Is the workbox:

- a) Specifically designed and constructed to Australian Standard AS1418 part 17, *Design and Construction of Workboxes* and
- b) Marked on one side in a prominent position with-
 - (i) The tare of the workbox
 - (ii) The maximum number of occupants
 - (iii) The maximum mass in kilograms that can be carried, and
 - (iv) A manufacturer/designer reference
- c) ***To contain not more than three persons, one of who will be a person competent in crane signals.***
- d) In a safe working condition
- e) Fitted with permanently locked shackles attached to a matching set of four legged slings
- f) Provided with suitable anchorage point for safety harness lanyards to be attached
- g) Painted in high visibility colours
- h) Fitted with an optional access door, that only opens inwards and has provision to secure the door
- i) Only used to lift persons and their equipment.

2.0 Is the crane:

- a) Fitted with a safety hook
- b) Equipped with controls that return to a neutral position when released and this action causes the motion to stop
- c) Equipped with power lowering
- d) Equipped with a positive free-fall lockout control, if otherwise capable of free-fall, so that inadvertent disengagement of the lock-out is not possible, thus preventing free-fall of the workbox
- e) Fitted with an up limit switch on the hoist motion
- f) Fitted with a down limit switch, if the workbox is to be lowered below the crane supporting surface
- g) Such that at the maximum radius of the task to be performed, it has a minimum rated capacity of 1000kg

- h) Such that when the jib or boom of the crane is at its maximum radius for the task to be performed, the rated capacity for the crane in this condition, when divided by 2, is equal to or greater than the total load of the workbox and its contents

3.0 When personnel are to be suspended from a crane, the employer must ensure that:

- a) A written safe work method statement has been developed for the operation
- b) All persons involved in the operation have been appropriately trained and are familiar with the requirements of the safe work method statement
- c) The rated capacity of the workbox is not exceeded
- d) The workbox and lifting attachments and records have been inspected by a competent person prior to use, and deemed safe to use
- e) Personnel and materials are securely confined within the workbox
- f) The workbox is only used to lift personnel and materials necessary to carry out the work
- g) **The crane is not to be used to simultaneously raise, lower or suspend any other load while the workbox is suspended from it**
- h) An appropriate work procedure has been developed and implemented to transfer any work materials to and from the workbox
- i) The crane operator remains at the controls of the crane
- j) All movements of the crane are carried out under power, and free-fall lockout has been applied where applicable
- k) Effective means of communication between any person in the workbox and the operator has been established
- l) Mobile cranes do not travel while people are in the workbox
- m) Movements of the workbox are to be at slow speeds with minimum acceleration and deceleration
- n) The workbox is not secured to any structure except the designated landing/s
- o) The workbox is not used in winds in excess of seven **m/s (25kmh)**, electrical storms, snow, ice, sleet or other adverse weather conditions which could affect the safety of personnel
- p) Flammable liquids, oxygen and acetylene cylinders, and the like, are correctly secured and housed in a separate compartment from the personnel, and that no more than the minimum quantities, sufficient to carry out the work are carried
- q) If flammable liquids are carried, a suitable fire extinguisher is also carried
- r) Personnel in the workbox are wearing a general purpose fall arrest harness complying with AS/NZS 1891.1, with the lanyard or lanyard assembly attached to the safety harness anchorage points
- s) Personnel do not enter or leave the workbox when elevated except in an emergency, unless a risk analysis shows that this means of access is safer than all other alternative means, the clear structural adequacy of the landing area has been established and the landing area is clear, and an appropriate work procedure has been developed and implemented for the operation
- t) Where the landing is at the edge of the structure, the maximum gap between the workbox and landing does not exceed 100 mm, the workbox is to be secured to a suitable point on the landing and access and egress does not take place unless a fall arrest harness is properly worn and attached to a suitable anchorage on the structure
- u) The workbox is not used as transportation for personnel or bulk materials or for the removal of debris or scrap.

General Compliance Requirements

Where a request has been lodged to use a workbox the following publications must be referenced for guidance:

- ACT Scaffolding and Lifts Regulation 1950
- ACT *Occupational Health and Safety (Certification of Plant users and Operators) Regulations 2000*
- WorkSafety Act 2008
- AS 1418 – 1994 Cranes, hoists and winches
- AS 1418.17 Design and Construction of Workboxes
- AS 2550.1 – 2002 Cranes, hoists and winches – Safe use
- National Standard For Plant [NOHSC: 1010 (1994)]

For plant designed to lift or move people, equipment or materials, the National Standard For Plant has identified control measures, one of which states:

Clause 40 Plant Designed to Lift or Move

- (b) Persons are not lifted or suspended by any *plant* or its attachment (other than any *plant* specifically designed for lifting or suspending of persons), unless –
 - (i) The use of another method is impracticable, and
 - (ii) A suitable and adequate personnel box or carrier, designed for the purpose, is used and securely attached to the *plant*, and
 - (iii) The *plant*, is fitted with a means by which the personnel box or carrier may be safely lowered in the event of an emergency or the failure of the power supply, and
 - (iv) The *plant*, is suitably stabilised at all times while the personnel box or carrier is in use,
 - (v) A suitable safety harness complying with AS 1891, securely attached to a suitable point, is provided and worn by all persons in a suspended personnel box or carrier except where the box or carrier is fully enclosed, and
 - (vi) In the case of a *crane* it has drive up and drive down controls on both the hoisting and luffing motions and these controls are used.

WorkSafe ACT advises that the above information is provided for your reference and in no way implies that by meeting these requirements an employer has met their obligations under the WorkSafety Act 2008.

It is imperative that current legislative publications, Codes of Practice and Australian Standards are referenced for their currency and accuracy.

Under no circumstances can personnel be freely suspended from the hook of a crane.

Water Security Program

Bulk Water Program – Program Alliance Agreement (Agreement)

Background

Harmonised work health and safety laws came into effect on 1 January 2012 and replaced the *Occupational Health and Safety Act 1991* (Cth), *Work Safety Act 2009* (ACT) and the *Occupational Health and Safety Act 2000* (NSW). This amendment is to update references in the Agreement to refer to the new legislation.

Amendment

In accordance with clause 47.6 of the Agreement it is agreed:

1. That the Agreement be varied with effect from 1 January 2012 by amending clauses 10.2 and 10.3 of the Agreement as follows:

10.2 Site safety requirements

- (a) John Holland will be responsible for the management of safety for each Active Work Site, unless specifically required otherwise by the ALG for a specific Active Work Site.
- (b) The Alliance must comply, and must ensure that all Subcontractors comply, with the Safety Plans, the terms of the *Work Health and Safety Act 2011* (Cth), *Work Health and Safety Act 2011* (ACT), *Work Health and Safety Act 2011* (NSW) or any corresponding WHS Law as applicable to the Alliance Member or Subcontractor or the location of the Active Work Site, and all applicable Laws relating to safety when carrying out any activity in relation to the Program.

10.3 Safety for Active Work Sites

The following provisions of this clause 10.3 apply to each Active Work Site

- (a) For the purposes of Regulation 293 of the *Work Health and Safety Regulations 2011* (Cth), Regulation 293 of the *Work Health and Safety Regulations 2011* (ACT), Regulation 293 of the *Work Health and Safety Regulations 2011* (NSW) or any corresponding WHS Law, the Owner:
 - (i) appoints John Holland (Principal Contractor) as the principal contractor for executing the construction works forming part of the Works; and
 - (ii) authorises the Principal Contractor to exercise such authority of the Owner as is necessary to enable the Principal Contractor to discharge the responsibilities imposed on the principal contractor by Chapter 6 of the abovementioned Regulations.
- (b) The Principal Contractor must comply with its duties as principal contractor under the *Work Health and Safety Regulations 2011* (Cth), *Work Health and Safety Regulations 2011* (ACT), *Work Health and Safety Regulations 2011* (ACT) and any other corresponding WHS Law as applicable.

For the purposes of this Agreement WHS Law means and includes:

- (a) *Work Health Safety Act 2011* (NSW) and *Work Health Safety Regulations 2011* (NSW);
- (b) *Work Health Safety Act 2011* (ACT) and *Work Health Safety Regulations 2011* (ACT);
- (c) *Work Health Safety Act 2011* (Cth) and *Work Health Safety Regulations 2011* (Cth);
- (d) during the transitional period for Non-Commonwealth Licensees, the *Work Health Safety Act 2011* (Cth) and *Work Health Safety Regulations 2011* (Cth); and
- (e) any legislation in the States and Territories of Australia addressing work health and safety.

Dated: 28 May 2009

Signed for ACTEW Corporation Ltd by an authorised officer in the presence of

[Redacted]

Signature of officer

[Redacted]

Signature of witness

[Redacted]

Name of officer (print)

[Redacted]

[Redacted]

Office no:

Signed for John Holland Pty Ltd under a power of attorney in the presence of

Signature of attorney

Signature of witness

Name of officer (print)

28 May 2009

Name of witness (print)

Date of power of attorney

Signed for [Redacted] by an authorised officer in the presence of

Signature of officer

Signature of witness

Name of officer (print)

Name of witness (print)

Office no:

Signed for [Redacted] by an authorised officer in the presence of

Signature of officer

Signature of witness

Name of officer (print)

Name of witness (print)

Office no:

Name of witness (print)

Dated:

Signed for ACTEW Corporation Ltd by an authorised officer in the presence of

Signature of officer



Signature of witness



Name of officer (print)

Name of witness (print)

Office held

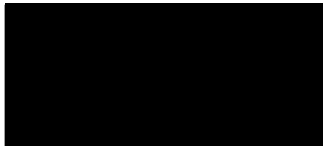
Signed for John Holland Pty Ltd under a power of attorney in the presence of



Signature of witness



Signature of attorney



Name of officer (print)



Name of witness (print)

28 May 2009

Date of power of attorney

Signed for [redacted] by an authorised officer in the presence of

Signature of officer



Signature of witness



Name of officer (print)

Name of witness (print)

Office held

Signed for [redacted] by an authorised officer in the presence of

Signature of officer



Signature of witness



Name of officer (print)

Name of witness (print)

Office held

Dated:

Signed for ACTEW Corporation Ltd by an authorised officer in the presence of

Signature of officer



Signature of witness



Name of officer (print)

Name of witness (print)

Office held

Signed for John Holland Pty Ltd under a power of attorney in the presence of

Signature of attorney



Signature of witness



Name of officer (print)

28 May 2009

Name of witness (print)

Date of power of attorney

Signed for [redacted] by an authorised officer in the presence of

Signature of officer



Signature of witness



Name of officer (print)

Name of witness (print)

Office held

Director

Signed for [redacted] by an authorised officer in the presence of

Signature of officer



Signature of witness



Name of officer (print)

Name of witness (print)

Office held

Dated:

Signed for ACTEW Corporation Ltd by an authorised officer in the presence of

Signature of officer ←

Signature of witness ←

Name of officer (print)

Name of witness (print)

Office held

Signed for John Holland Pty Ltd under a power of attorney in the presence of

Signature of attorney ←



Signature of witness ←

Name of officer (print)

28 May 2009

Name of witness (print)

Date of power of attorney

Signed for [redacted] Ltd by an authorised officer in the presence of

Signature of officer ←

Signature of witness ←

Name of officer (print)

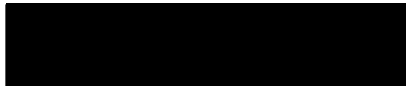
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Office held

Signed for [redacted] by an authorised officer in the presence of



Signature of officer ←



Signature of witness ←

Name of officer (print)



Name of witness (print)

Office held
ACTEW CORPORATION MANAGER

received from



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30/1/12

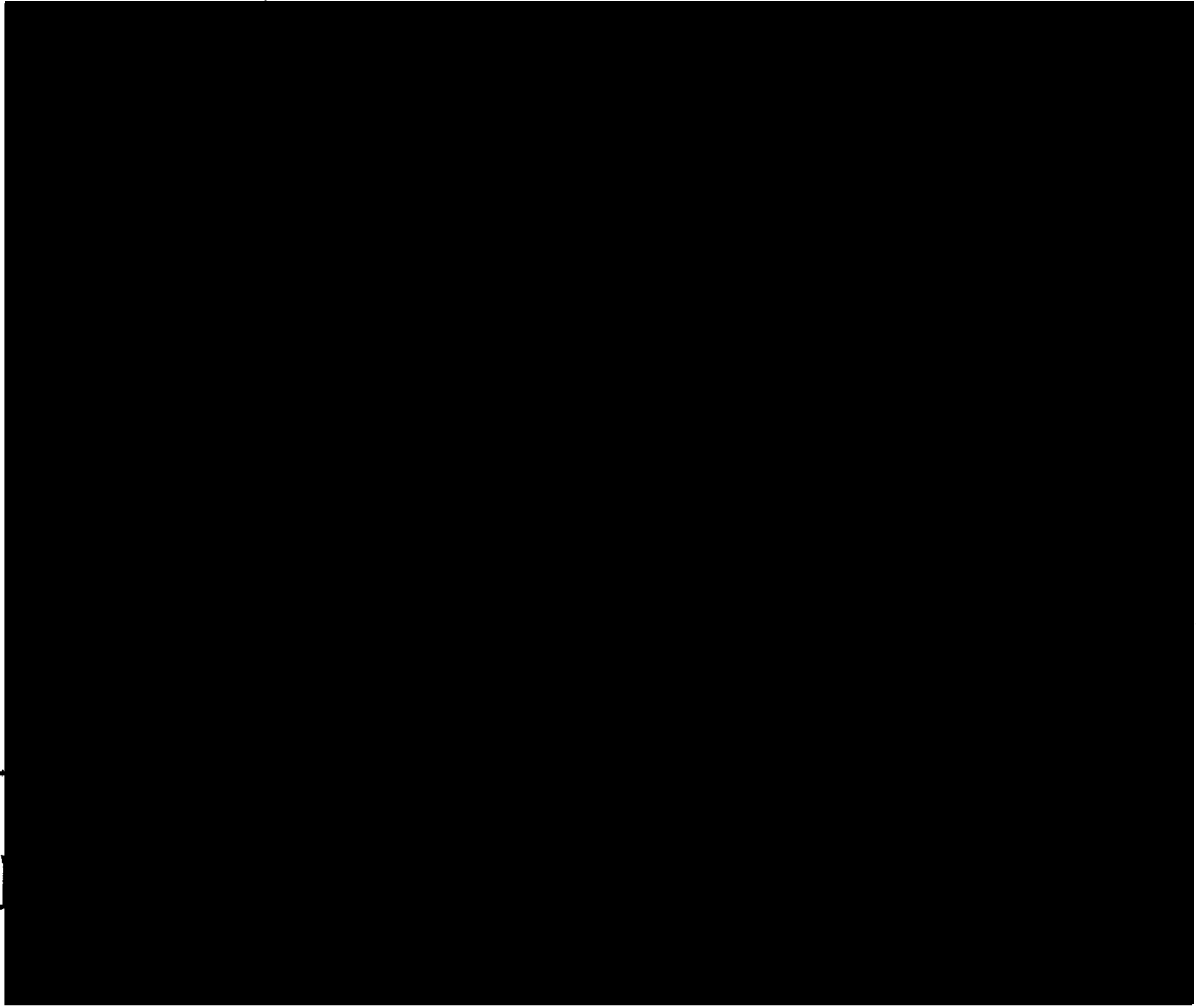


ACTEW
CORPORATION

PROGRAM ALLIANCE AGREEMENT

Bulk Water Program

Contract No: MP07002





Water Security Program
Bulk Water Program - Program Alliance Agreement
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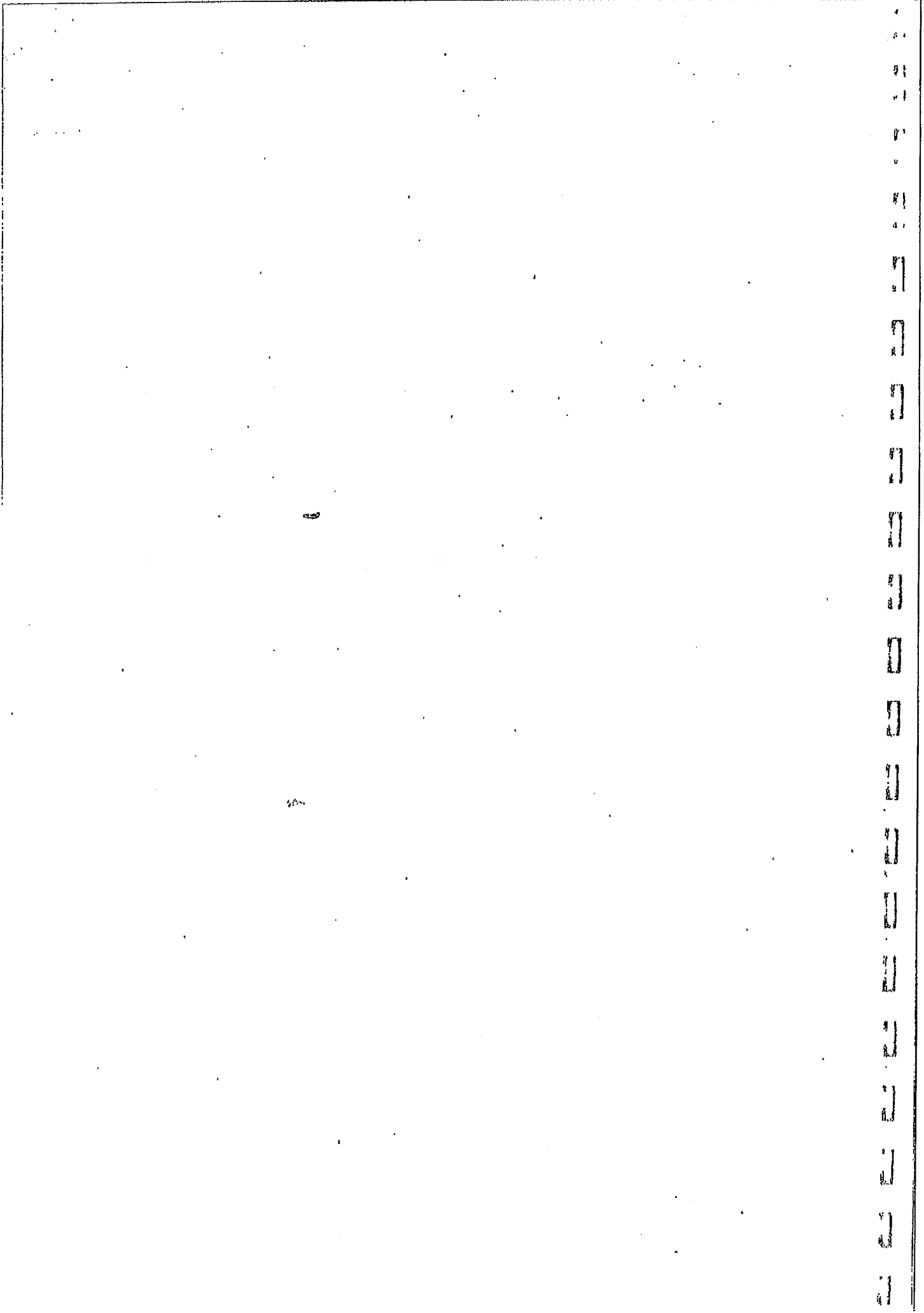
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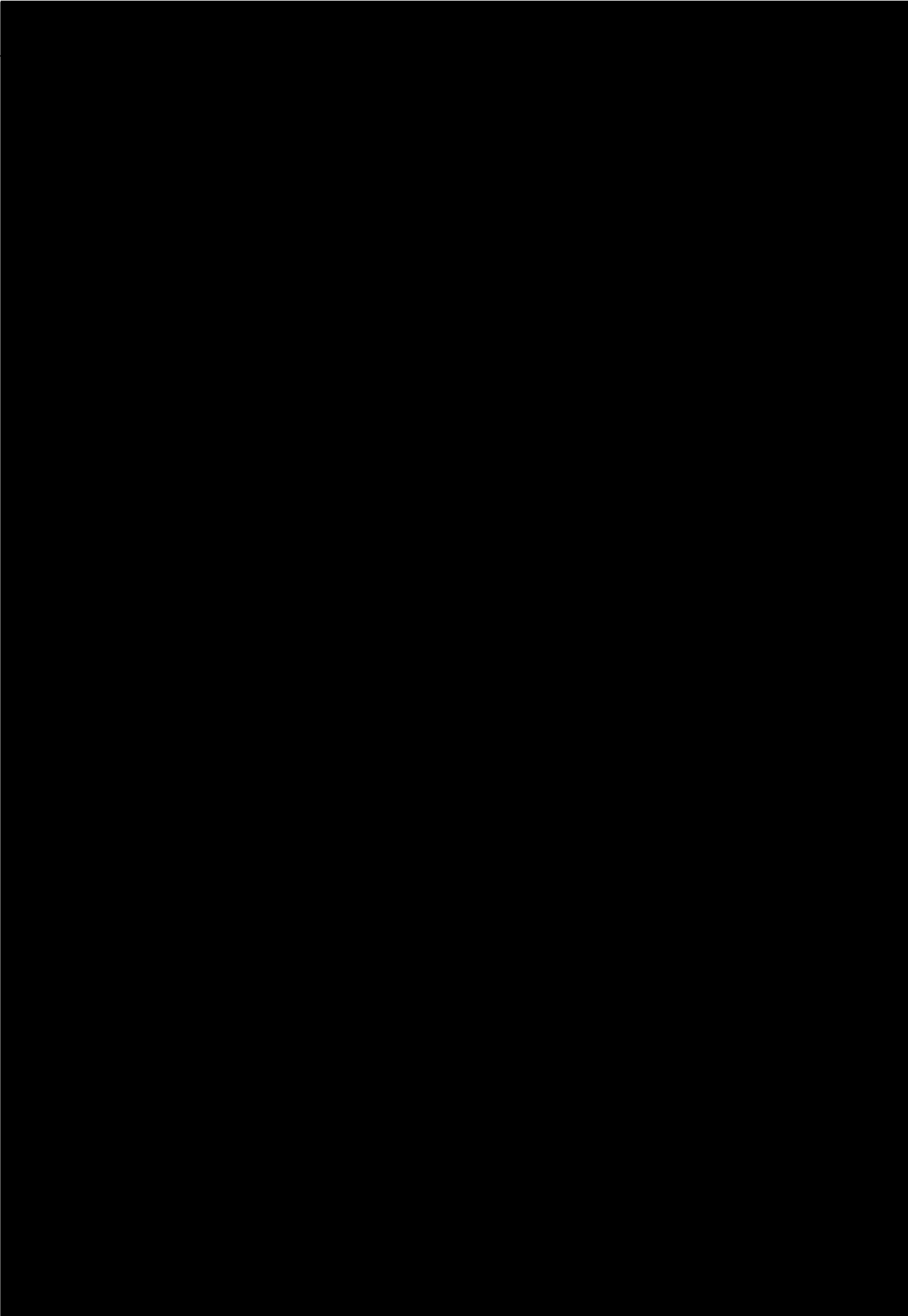
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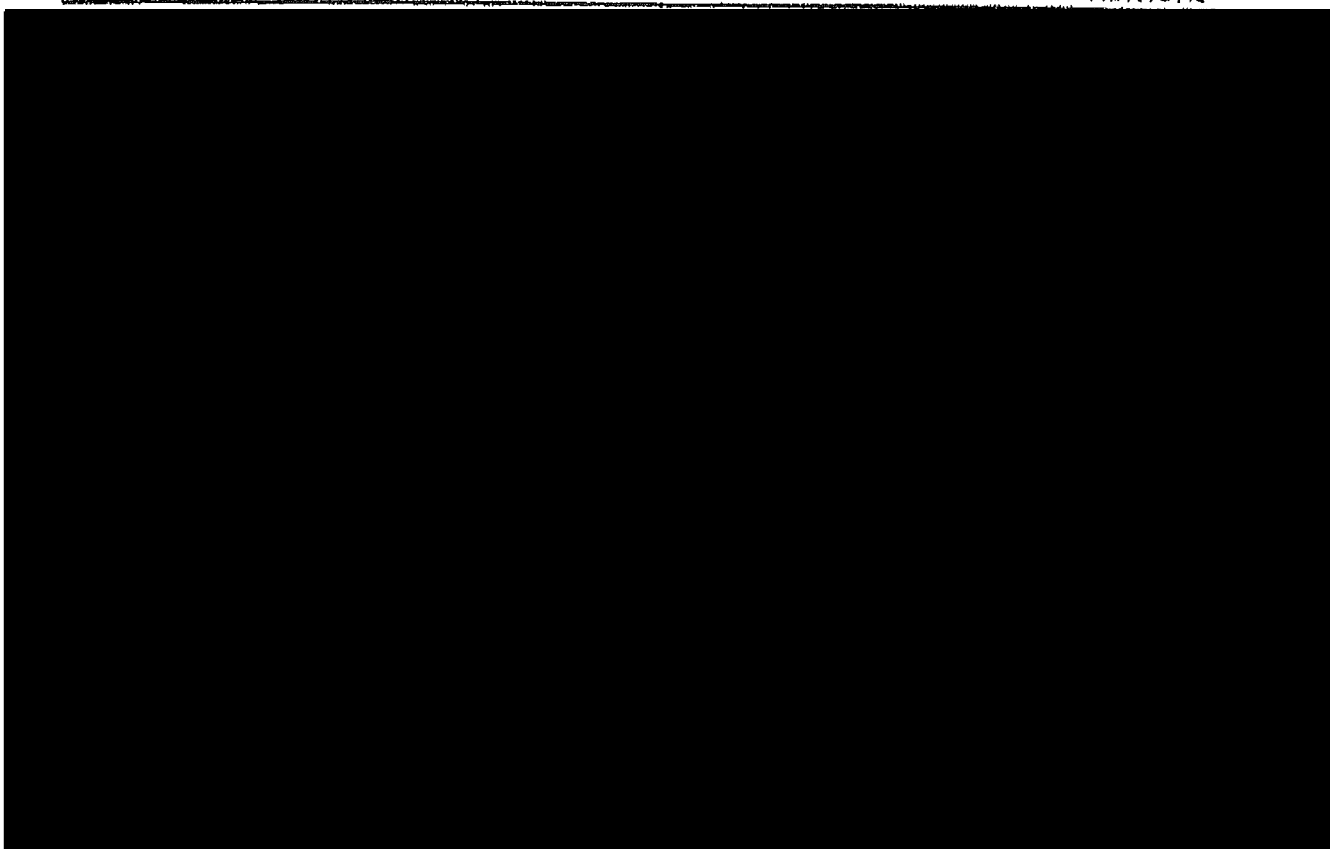


Water Security Program
Bulk Water Program - Program Alliance Agreement





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10.1 Safety Plans

The APMT must develop a safety plan for each Project, and must submit those safety plans to the ALG for agreement in accordance with clause 8.

10.2 Site safety requirements

- (a) John Holland will be responsible for the management of safety for each Active Work Site, unless specifically required otherwise by the ALG for a specific Active Work Site.
- (b) The Alliance must comply, and must ensure that all Subcontractors comply, with the Safety Plans, the terms of the *Occupational Health and Safety Act 1989* (ACT) or the *Occupational Health and Safety Act 2000* (NSW) as applicable to the location of the Active Work Site, and all applicable Laws relating to safety when carrying out any activity in relation to the Program.

10.3 Safety for Active Work Sites in NSW

The following provisions of this clause 10.3 apply to each Active Work Site which is located in New South Wales:

- (a) For the purposes of Section 210 of the *Occupational Health and Safety Regulation 2001* (NSW) (OHS Regulation), the Owner:



Water Security Program
Bulk Water Program - Program Alliance Agreement

- (i) appoints John Holland (Principal Contractor) as the principal contractor for executing the construction works forming part of the Works; and
 - (ii) authorises the Principal Contractor to exercise such authority of the Owner as is necessary to enable the Principal Contractor to discharge the responsibilities imposed on the principal contractor by Chapter 8 of the OHS Regulation.
- (b) The Principal Contractor must comply with its duties as principal contractor under the OHS Regulation.

10.4 Removal of persons on safety grounds

The APMT or ALG may require the immediate removal from a Project Site of any person who fails properly to observe the provisions of this clause 10. Any such person must not be employed to carry out further work under this Agreement without the permission of the APMT or ALG as applicable.

10.5 Directions

If an Alliance Member or a Subcontractor, or any of their employees, fails to comply with a reasonable direction in relation to safety requirements or unsafe work practices which is given by a representative of the Owner or John Holland in accordance with the procedures for giving directions set out in the applicable Safety Plan, the Owner or John Holland may order the cessation of work pending compliance, but must immediately notify the APMT of that order.

10.6 Subcontractor safety

The Alliance Partners must incorporate equivalent obligations to this clause 10 in each Subcontract.



Australian Government

Comcare

PUTTING YOU FIRST

21 September 2011

[REDACTED] Alliance Program Director
Bulk Water Alliance
PO Box 4218
Weston Creek, ACT 2611

Dear [REDACTED]

Following the joint meeting with Worksafe, yourselves and Comcare on 14 September 2011, a number of concerns were aired regarding the work health and safety practices on the Cotter site.

During this meeting it became evident that although the Bulk Water Alliance appears to have a number of formalised safety practices and systems there has been a continuing number of incidents and poor practices that have been occurring. Although these have not yet resulted in injuries to workers, this could well have resulted in injuries. Both [REDACTED] and yourself acknowledged at the meeting that the "supervision of these systems have not been what it should be."

As discussed, we note that the ECD project is a 24 hour operation which requires constant supervision of WHS systems and procedures. We, like you are concerned that certain aspects of the safety systems appear to lack the required rigour in general housekeeping.

Comcare has a number of options that could be used to address the concerns raised above. We are keen to continue to work with you through the cooperative compliance approach to ensure you rectify the concerns raised. Our immediate expectation is that you will improve on the supervision and management of WHS systems as a matter of priority, to ensure improvement to better compliance and implement the required safety systems.

We are keen to undertake a WHS System implementation audit which would review your supervision and follow through on your safety systems. If you would like to discuss any of the above to gain further clarification, please contact [REDACTED] on [REDACTED]

We look forward to working with you reduce the risks and maintain the health and safety of all workers at the ECD project.

Yours sincerely,

[REDACTED]
Mina Podbereski

Ph: [REDACTED]



Australian Government

Comcare

WORKSAFE ACT

PUTTING YOU *FIRST*

26 August 2011

[REDACTED]
Bulk Water Alliance
Alliance Program Director
PO Box 4218
Weston Creek, ACT 2611

Dear [REDACTED]

We write to formalise and enhance informal arrangements previously implemented with Bulk Water Alliance (BWA) for reporting health and safety incidents at the Enlarged Cotter Dam (ECD) project to Comcare and WorkSafe ACT.

Comcare and WorkSafe ACT regulate different pieces of legislation, namely the *Occupational Health and Safety Act 1991* (the OHS Act) (*Cth*) and the *Work Safety Act 2008* (the WS Act) respectively. The timeframes for notification of incident/accidents under these Acts are different.

Therefore, to avoid possible failure by BWA to notify incidents/accidents appropriately, we request that in future, BWA notify both regulators of the following within the timeframes shown:

- Death – within 2 hours of BWA becoming aware;
- Serious Personal Injury (SPI) – within 24 hours of BWA becoming aware; and
- Dangerous Occurrence (DO) – within 24 hours of BWA becoming aware.

These timeframes are within the periods specified in the OHS and the WS Acts.

It should be noted that the WS Act defines a DO as an occurrence involving imminent risk of death of, or serious injury to, anyone and includes damage to plant, equipment or other thing. The WS Act also requires that the site where the DO occurs is not entered or disturbed for 72 hours or until the inspector directs otherwise.

As the ECD project is now a 24 hour operation, Comcare and WorkSafe ACT seek to increase our presence on this site. We therefore advise that our investigators/inspectors will attend this workplace on a random basis (day or night) to ensure compliance by all duty holders with the relevant work safety legislation. When on site, investigators/inspectors will inspect, amongst other things, plant including high risk plant, operator certification, safety systems and general housekeeping.

We would be pleased to meet you to discuss this matter further. We look forward to continuing our cooperative relationship to ensure the health and safety of all workers at the ECD project.

Yours sincerely

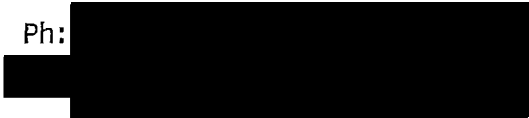


Mina Podbereski



Comcare

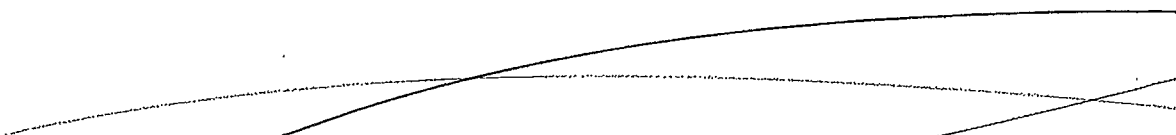
Ph:



A handwritten signature in black ink, appearing to read "Stewart Ellis".

Stewart Ellis
Senior Manager
Worksafe ACT

Ph: 02 6207 0048
stewart.ellis@act.gov.au





This is an Improvement Notice issued under section 191 of the Work Health and Safety Act 2011

Issued by Inspector: Gregory Mason Inspector ID number: PPO1873 Time and Date of service: 11510 hrs 18/2/12

Recipient: [Redacted] Method of service (s 209): Personal [] Other [x] email

The person to whom this Notice is issued: Company [x] Individual []

Name of Individual or Registered Company: [Redacted] ACN (if company):

Business or trading name (if different): [Redacted] ABN (if any):

Address: [Redacted]

The inspector believes that you: (a) are contravening a provision of this Act; or (b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to: (a) remedy the contravention; or (b) prevent a likely contravention from occurring; or (c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 199 Regulation

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

An inspection of the electrical installations on the enlarged cotton dam construction sites has shown that wiring for relocatable sheds do not meet the requirements of the regulations.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)): 17 February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to: 1 Provide mechanical protection for circuits run across top of relocatable sheds in accordance with AS 3012:2010 2 Ensure RCD's (in toilet block - relocatable sheds - Butchery Plant) are tested in accordance with AS 3012:2010

The inspector recommends that you: [Redacted]

**Improvement Notice - Further Information**

If you have any questions you may contact the inspector who issued this notice.

Notification and display of Improvement Notices

The relevant responsible person (the person to whom the Inspector gives the notice) must:

1. Tell each person whose work is affected by anything required to be done under the notice about the notice, including the things required to be done under it (s135(2)(a)); or
2. Give a copy of the Notice to each other person in control of each workplace where an affected person works (s135(2)(b)); and
3. Ensure that a copy of the Notice is displayed in a prominent place, while the Notice is in force, at each premises affected by the contravention in relation to which the notice was given (s135(3)).

The maximum penalty for failing to comply with the above requirements is 20 penalty units (note, the value of a penalty unit is currently \$110 for individuals and \$550 for corporations)

Improvement Notice not to be removed

A copy of an Improvement Notice displayed at premises must not be removed, altered, damaged, defaced or covered while the Notice is in force (s136).

The maximum penalty for failing to comply with the above requirement is 20 penalty units.

Contravention of Improvement Notices

The relevant responsible person for an Improvement Notice commits an offence if the person fails to take reasonable steps to comply with a requirement of the notice (s138).

The maximum penalty for failing to comply with the above requirement is 100 penalty units.

Extension of Time

An inspector may, by written notice, extend the compliance period for the Improvement Notice, either on her or his own initiative or at the request of the relevant responsible person (s134(2)). The compliance period may only be extended if the period has not ended on the day the extension is granted (s134(3)). A request for extension of time can be made by contacting the issuing inspector or in writing to the postal address, fax number or email address on this Notice. An Inspector is not obliged to extend the compliance period.

Revocation of Improvement Notice on compliance

If an Inspector is satisfied that an Improvement Notice has been complied with, the Inspector must revoke the notice by written notice given to the relevant responsible person (s137).

Review of this Notice

A person may apply to the ACT Civil and Administrative Tribunal (ACAT) for review of the decision to issue this notice. Information about how to make that application can be obtained from ACAT by telephoning 6207 1740 or at www.acat.act.gov.au. The application must be made within 28 days of the issue of the notice. A person who may seek review of issue of this notice may also apply in writing for a statement of reasons under s 22B of the ACAT Act 2008 within 28 days of the notice being given.

The decision to issue this notice is also reviewable under the *Administrative Decisions (Judicial Review) Act 1989* on application to the Supreme Court of the ACT. Information about the procedure for making that application can be obtained by calling the Supreme Court Registry on 6207 1786.

Further, a person who has a complaint about the issue of this notice can complain to the Commonwealth Ombudsman by calling 1300 362 072.

PRIVACY NOTICE: The personal information collected about you is being collected for the purpose of securing the safety of people at work by the authority of the *Work Safety Act 2008*. The information can be disclosed, in accordance with the *Work Safety Act 2008*, to other law enforcement agencies including the Australian Federal Police, ACT Planning & Land Authority and the Office for Children, Youth & Family Support

WorkSafe ACT Contact Details

PO Box 158, Canberra, ACT 2601
 email: worksafe@act.gov.au
 Phone: (02) 6207 3000
 Fax: (02) 6205 0336

ENGLISH	If you need interpreting help, telephone:	ITALIAN	Se avete bisogno di un interprete, telefonate al numero
ARABIC	الشفوية، اتصل بالترجمة للمساعدة إن كنت بحاجة إلى بالتلفون	MALTESE	Jekk għandek bżonn l-għajnuna t'interpretu, čempel
CHINESE	如果您需要口译员帮助, 请拨电话	PERSIAN	شماره این به دارید احتیاج ی شفاه ترجمه به اگر کنید تلفن
SIATIAN	Ako trebate pomoć tumača telefonirajte	RUSSIAN	Если вам нужна помощь переводчика, звоните по телефону
DARI	اين به، داريد ضرورت ی شفاه ترجمه کمک به اگر کنید تلفون شماره	SPANISH	Si necessita la asistencia de un intérprete, llame al
GREEK	Αν χρειάζεστε διερμηνεία τηλεφωνήστε στο	VIETNAMESE	Nếu bạn cần một người thông ngôn hãy gọi điện thoại

TRANSLATING AND INTERPRETING SERVICE

131 450

Canberra and District – 24 hours a day, seven days a week



WORKSAFE ACT Improvement Notice

Notice No: I 02569

This is an Improvement Notice issued under **section 131 of the Work Safety Act 2008.**

Issued by Inspector :

Inspector ID number:

Date of service:

Greg Mason

#086

15 September 2011

Recipient:

Method of service:

[Redacted]

By hand

Other Email –

[Redacted]

The responsible person being given this Notice:

Company

Individual

Name of Individual or Registered Company:

ACN (if company):

[Redacted]

Business or trading name (if different):

ABN (if any):

[Redacted]

Address:

[Redacted]

The inspector believes you have contravened, are contravening or are likely to contravene:

Section: 21

of

Work Safety Act 2008

Work Safety Regulation 2009

Short description of contravention:

Failure to ensure that plant (temporary electrical switchboards) are provided and maintained in a safe way and without risk to the safety of workers and other people on the construction site.

Time / Date of contravention (or period for continuing offences):

14 September 2011

Address of place of contravention:

Enlarged Cotter Dam Construction Site

What you are required to do:

(for example, put stated premises, plant or systems into a safe condition by repairing or replacing them; comply with a particular provision of the work safety laws; or do something to ensure the work safety laws are complied with)

Date for compliance:

1600 hrs - 22 September 2011

Ensure that all temporary electrical switchboards on the construction site comply with the requirements of AS 3012:2010 Electrical installations – Construction and demolition sites.

Particular attention is required to ensure that the requirements of Section 2.3.2.1 (a) to (g) inclusive, Section 2.3.3, Section 2.3.5, Section 2.4.2, and, Section 2.4.3.

WorkSafe Inspectors to be contacted on telephone number 6205 0200 to arrange a re-inspection of the temporary electrical switchboards

See reverse for important information about this notice.

www.worksafe.act.gov.au



WORKSAFE ACT Improvement Notice

Notice No: | 02413

This is an Improvement Notice issued under section 131 of the Work Safety Act 2008.

Issued by Inspector:	Inspector ID number:	Date of service:
ADAM CHITREFIELD	05757	18-10-11

Recipient:	Method of service:
[REDACTED]	By hand <input type="checkbox"/> Other <input checked="" type="checkbox"/> EMAIL

The responsible person being given this Notice: Company Individual

Name of Individual or Registered Company: ACN (if company):

ABN (if any):

Address:

The inspector believes you have contravened, are contravening or are likely to contravene:

Section: of

Work Safety Act 2008 Work Safety Regulation 2009

Short description of contravention:

FAILURE TO ENSURE PLANT (TEMPORARY SWITCHBOARDS) ARE MAINTAINED IN A SAFE WAY AND WITHOUT RISK TO THE SAFETY OF WORKERS AND OTHER PERSONS ACROSS ENTIRE CONSTRUCTION SITE/OFFICES.

21-10-11

Time / Date of contravention (or period for continuing offences): 18-10-11

Address of place of contravention: EDWARDS COTTER DAM CONSTRUCTION AREA

What you are required to do:

(for example, put stated premises, plant or systems into a safe condition by repairing or replacing them; comply with a particular provision of the work safety laws; or do something to ensure the work safety laws are complied with)

ENSURE ALL TEMPORARY SWITCHBOARDS/DISTRIBUTION BOARDS (RCD) ACROSS ENTIRE CONSTRUCTION SITE/OFFICES COMPLY WITH AUSTRALIAN STANDARD 3012:2010 ELECTRICAL INSTALLATIONS CONSTRUCTION AND MAINTENANCE SITES.

PARTICULAR ATTENTION IS REQUIRED TO SECTION 2.32.1(A) TO G INCLUSIVE, SECTION 2.33, SECTION 2.35, SECTION 2.4.2 AND SECTION 2.4.3.

WORKS TO BE COMPLETED BY 21-10-11 6PM.

098745



WORKSAFE ACT Improvement Notice

Notice No: **1 02414**

This is an Improvement Notice issued under section 131 of the Work Safety Act 2008.

Inspector ID number: **05757** Date of service: **21-10-11**
Issued by Inspector: **ALAN CHAPPERFIELD**

Method of service: **By hand Other EMAIL**
Recipient: [Redacted]

The responsible person being given this Notice: **Company Individual**

Name of Individual or Registered Company: [Redacted] ACN (if company):

Business or trading name (if different): ABN (if any):

Address: [Redacted]

The inspector believes you have contravened, are contravening or are likely to contravene:

Section: **21** of Work Safety Regulation 2009
 Work Safety Act 2008

Short description of contravention:
FAILURE TO ENSURE PLANT (TEMPORARY SWITCHBOARDS) ARE MAINTAINED IN A SAFE WAY AND WITHOUT RISK TO THE SAFETY OF PERSONS ACROSS THE CONSTRUCTION SITE.

Time / Date of contravention (or period for continuing offences): **18-10-11**

Address of place of contravention: **ENLARGED COVER DAY PROJECT**

What you are required to do:
(for example, put stated premises, plant or systems into a safe condition by repairing or replacing them; comply with a particular provision of the work safety laws; or do something to ensure the work safety laws are complied with)
**ENSURE ALL TEMPORARY SWITCHBOARDS ACROSS CONSTRUCTION SITE COMPLY WITH AUSTRALIAN STANDARD 302-2010. ELECTRICAL INSTALLATIONS CONSTRUCTION AND DEMOLITION SITES.
PARTICULAR ATTENTION IS REQUIRED TO SECTION 2.3.2.1 (A) TO 9 INCLUSIVE, SECTION 2.3.3, SECTION 2.3.5 SECTION 2.4.2, AND SECTION 2.4.3,
WORKS TO BE FINALISED BY 26.10.11. 8AM.**



WORKSAFE ACT Improvement Notice

Notice No: I 02567

This is an Improvement Notice issued under **section 131 of the Work Safety Act 2008.**

Issued by Inspector :	Inspector ID number:	Date of service:
Greg Mason	#086	13 September 2011

Recipient:	Method of service:
[REDACTED]	By hand <input type="checkbox"/> Other <input checked="" type="checkbox"/> email – [REDACTED]

The responsible person being given this Notice: Company Individual

Name of Individual or Registered Company:	ACN (if company):
[REDACTED]	125 146 867

Business or trading name (if different):	ABN (if any):
[REDACTED]	[REDACTED]

Address:

C/- [REDACTED]

The inspector believes you have contravened, are contravening or are likely to contravene:

Section: 21	of
<input checked="" type="checkbox"/> Work Safety Act 2008 <input type="checkbox"/> Work Safety Regulation 2009	

Short description of contravention:

Failure to ensure that the plant on the site (specifically Guardrail Ssstems for use with formwork) is installed and safe and without risk to the work safety of workers and other people at the construction site

Time / Date of contravention (or period for continuing offences): 1600 hrs 12 September 2011

Address of place of contravention:

[REDACTED]

What you are required to do:

<i>(for example, put stated premises, plant or systems into a safe condition by repairing or replacing them; comply with a particular provision of the work safety laws; or do something to ensure the work safety laws are complied with)</i>	Date for compliance:
	1200hrs 16 September 2011

Put the plant into a safe condition by complying with the provisions of:

- Scaffolding and Lifts Regulation 1950
- Part 12: Plant and Gear
- Section: 154 – Handrails
- Paragraph 3 (a) to (d) inclusive

See reverse for important information about this notice.

www.worksafe.act.gov.au



WORKSAFE ACT Prohibition Notice

Notice No: P 2554

This is a prohibition Notice issued under **section 140 of the Work Safety Act 2008.**

Issued by Inspector :	Inspector ID number:	Time and Date of service:
Greg Mason	#086	1330 hrs on 13/09/11

Recipient:	Method of service:
[REDACTED]	By hand <input type="checkbox"/> Other <input checked="" type="checkbox"/> email – [REDACTED]

The responsible person being given this Notice: Company Individual

Name of Individual or Registered Company:	ACN (if company):
[REDACTED]	125 146 867

Business or trading name (if different):	ABN (if any):
[REDACTED]	

Address:
[REDACTED]

This Prohibition Notice is given under either:

Section 140(1): (to prevent or minimise risk of serious harm from contravention of the Act)

The Inspector believes on reasonable grounds, that on (date):

(a) someone has contravened, is contravening, or is likely to contravene:

Work Safety Act 2008, section 21 Work Safety Regulation 2009, section

and (b) giving this Notice is necessary to prevent or minimise the following risk of serious harm to the work safety of people from a hazard at the workplace (see details below):

WorkSafe ACT will revoke this Notice when we are satisfied that the risk from the hazard described below has been addressed. You may ask for a reinspection of the situation or circumstances that caused this Notice to be given if you consider that the situation or circumstances comply with the Work Safety Act 2008.

This Notice ends when it is revoked following a reinspection (see sections 147 and 148 of the Work Safety Act).

or

Section 140(2): (to allow inspection, testing, monitoring and investigation)

The period necessary for this Notice is (date):

This Notice is necessary to allow:

(a) inspection, testing or monitoring or (b) the investigation of an accident or other incident:(see details below)

Details: for Section 140 (1) or Section 140 (2)

As a result an inspection of the formwork on the site and safe systems of work documentation available on the site, falling under the scope of works being performed by [REDACTED] WorkSafe Inspectors formed a reasonable belief that the formwork does not comply with AS: 3610 – Formwork for Concrete and also the Work Safety (ACT Code of Practice for Formwork) Code of Practice 2011.

The workplace, or other place, to which this Notice relates is:

Enlarged Cotter Dam, Settlement Road Cotter Precinct

Until this Notice ends, you must:

[REDACTED] is required to undertake rectification of formwork issues identified at the site inspection of 12 September 2011 and review the instruction, training and supervision of workers and other people at the business or undertaking to allow work to be carried out safely.

A re-inspection of the formwork by WorkSafe Inspectors, on site, including sighting of documentation confirming induction of all [REDACTED] workers into the safe method work statements site has been requested by [REDACTED] for 0700hrs Wednesday 14 September 2011.

See reverse for important information about this notice.

www.worksafe.act.gov.au

Mason, Greg (ACT WorkSafe)

From: Mason, Greg (ACT Workcover)
Sent: Wednesday, 14 September 2011 12:43 PM
To: [REDACTED]
Cc: [REDACTED]; Gray, Jennifer
Subject: Improvement Notice - I 02568 - revoked 14 September 2011

An inspection of the current fall protection now in place in areas where workers are working 2 meters or above was undertaken, which was the subject of Improvement Notice I 02568, at 0730 hrs this morning

As a result of that inspection I can find no reason for that Improvement Notice No I 02568 to continue, as as such, that notice is therefore revoked.

Greg Mason
Inspector
Construction and High Risk Team



G.P.O. Box 158 Canberra City ACT
2601
Ph: 02 6205 8307
Fax: 02 6205 0336
Mobile: [REDACTED]
Email: greg.mason@act.gov.au
web: www.worksafety.act.gov.au



WORKSAFE ACT Improvement Notice

Notice No: **1 02570**

This is an Improvement Notice issued under section 131 of the *Work Safety Act 2008*.

Issued by Inspector: Greg Mason	Inspector ID number: H 086	Date of service: 21 September 2011
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Recipient: [Redacted] - OHS & E Manager	Method of service: By hand <input type="checkbox"/> Other <input checked="" type="checkbox"/> email
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The responsible person being given this Notice: Company Individual

Name of Individual or Registered Company: [Redacted] ACN (if company): [Redacted]

Business or trading name (if different): [Redacted] ABN (if any): [Redacted]

Address: [Redacted]

The inspector believes you have contravened, are contravening or are likely to contravene:

Section: **21** of [Redacted]

Work Safety Act 2008 Work Safety Regulation 2009

Short description of contravention:
Failure to provide and maintain plant that is safe and without risk to the work safety of workers.

Time / Date of contravention (or period for continuing offences): **1515 hrs 20 September 2011**

Address of place of contravention:
Enlarged Cotter Dam

What you are required to do:
(for example, put stated premises, plant or systems into a safe condition by repairing or replacing them; comply with a particular provision of the work safety laws; or do something to ensure the work safety laws are complied with)

Undertake repairs (replace broken lower windscreen) to Hitachi Excavator Model No [Redacted] Serial No [Redacted] which was located at the cotter dam John Holland site.

Date for compliance = **0900 hrs Monday 19/9/11**



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector: Greg Mason Inspector ID number: P01873 Time and Date of service: 1500hrs 8/2/12

Recipient: [Redacted] Method of service (s 209):
Personal Other email

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: [Redacted] ACN (if company): [Redacted]

Business or trading name (if different): [Redacted] ABN (if any): [Redacted]

Address: [Redacted]

The inspector believes that you:
(a) are contravening a provision of this Act; or
(b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:
(a) remedy the contravention; or
(b) prevent a likely contravention from occurring; or
(c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 119 Regulation [Redacted]

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):
An inspection of plant at the enlarged Cotter dam construction site found that the plant was not maintained in a way that is safe and without risk to the work safety of workers.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):
17th February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:
① Ensure daily start up records checks for the plant are made readily available on the site.
② Ensure fire extinguishers on the plant are maintained
③ Ensure operators correctly fill in the daily start up plant records

The inspector recommends that you:
[Redacted]



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector: Greg Mason Inspector ID number: P 01873 Time and Date of service: 1330 hrs 8/2/12

Recipient: [Redacted] Method of service (s 209):
Personal Other email

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: [Redacted] ACN (if company): 619 000 000

Business or trading name (if different): [Redacted] ABN (if any): 61 000 000 000

Address: [Redacted]

The inspector believes that you:
(a) are contravening a provision of this Act; or
(b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))

The inspector requires you to:
(a) remedy the contravention; or
(b) prevent a likely contravention from occurring; or
(c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 19 Regulation [Redacted]

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):
An inspection of the Entuged Cotter Dam worksite revealed that the health and safety of workers engaged at the worksite and other persons were at risk from the work being carried out as part of the business undertaking.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):
10 February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:
① Ensure signs are erected visible from the outside of the premises showing radio active material is present.
② Ensure safety procedures and instructions are readily available for emergency workers to advise of hazardous material and substances on the site.
③ Ensure all electrical equipment on the site is tested and maintained.

The inspector recommends that you:
[Redacted]



WORKSAFE ACT Improvement Notice

Notice No: I 02566

This is an Improvement Notice issued under **section 131 of the Work Safety Act 2008.**

Issued by Inspector :	Inspector ID number:	Date of service:
Greg Mason	#086	13 September 2011

Recipient:	Method of service:
[Redacted]	By hand <input type="checkbox"/> Other <input checked="" type="checkbox"/> email

The responsible person being given this Notice: Company Individual

Name of Individual or Registered Company:	ACN (if company):
[Redacted]	

Business or trading name (if different):	ABN (if any):
[Redacted]	

Address:
[Redacted]

The inspector believes you have contravened, are contravening or are likely to contravene:

Section: 21	of
<input checked="" type="checkbox"/> Work Safety Act 2008 <input type="checkbox"/> Work Safety Regulation 2009	

Short description of contravention:

An inspection of the scaffold on the site revealed that the temporary scaffolding stairways did not comply with the provisions of AS: 1576.1:2010

Time / Date of contravention (or period for continuing offences):	12 September 2011
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Address of place of contravention:
Enlarged Cotter Dam, Settlement Road Cotter Precinct

What you are required to do:

<i>(for example, put stated premises, plant or systems into a safe condition by repairing or replacing them; comply with a particular provision of the work safety laws; or do something to ensure the work safety laws are complied with)</i>	Date for compliance:
	Before 1200hrs 20 September 2011

Install edge protection, as defined in AS:1576-1:2010 to temporary scaffolding landings, to their open sides and ends

See reverse for important information about this notice.

www.worksafe.act.gov.au



This is an Improvement Notice issued under section 191 of the *Work Health and Safety Act 2011*

Issued by Inspector :	Inspector ID number:	Time and Date of service:
Greg Mason	PO1873	1030hrs 3/2/12
Recd:	Method of service (s 209):	
[Redacted]	Personal <input checked="" type="checkbox"/> Other <input type="checkbox"/>	

The person to whom this Notice is issued: Company Individual

Name of Individual or Registered Company: ACN (if company):

Business or trading name (if different): ABN (if any):

Address:

- The inspector believes that you:
- (a) are contravening a provision of this Act; or
 - (b) have contravened a provision in circumstances that make it likely that the contravention will continue or be repeated. (s191(1) and 192(1))
- The inspector requires you to:
- (a) remedy the contravention; or
 - (b) prevent a likely contravention from occurring; or
 - (c) remedy the things or operations causing the contravention or likely contravention. (s191(2))

The provision that the inspector believes is being, or has been, contravened (s192(1)(b)):

Work Health and Safety Act 2011 191 Regulation

Briefly, how the provision is being, or has been, contravened (s192(1)(c)):

An inspection of the temporary scaffold access platforms at Enlarged Cotter Dam Site on 2/2/12 on the downstream wall showed that the base jacks were not adequately supported on the downstream steps of the wall.

The day by which you are required to remedy the contravention or likely contravention (s192(1)(d)):

10 February 2012

This Notice may include directions and/or recommendations concerning the measures to be taken to remedy the contravention or prevent the likely contravention, or the matters or activities causing the contravention or likely contravention.

The inspector directs you to:

Rectify identified scaffolding to comply with the requirements of AS1576 or provide engineers certification that identified scaffolding is erected in accordance with engineers instructions.

The inspector recommends that you:



PROHIBITION NOTICE

Issued by: Office of Regulatory Services – WorkCover GPO Box 158 Canberra ACT 2601 Telephone: (02) 6205 0200 Fax: (02) 6205 0336 Email: workcover@act.gov.au	This Notice is issued under the: <input type="checkbox"/> Work Safety Act 2008 s140 (1) <input type="checkbox"/> Work Safety Act 2008 s140 (2)	Notice No: P 0226
Relevant responsible person [Redacted] Address [Redacted] Person in control of premises [Redacted] Person conducting business or undertaking [Redacted] Address of person conducting business or undertaking [Redacted]	(1) Brief description of the circumstances that have caused the Notice to be issued At approx 1900hrs on 6/5/11 a Cat 320 20T excavator overturned on the worksite whilst loading a jaw crusher. The damage to the excavator is to the extent that its function or condition has been impaired.	
Location of workplace or premises BWA Cotter Dam Enlargement	(2) Circumstances (if any) under which this Notice will be revoked A competent person is to assess the damage and provide Work Safe with a written report advising that the plant when repaired, has been repaired as to retain the plant within its design limits.	
Basis for giving this Notice I believe on reasonable grounds, that in relation to the workplace above or to a work safety duty: <input type="checkbox"/> Someone has contravened, is contravening or is likely to contravene the <i>Work Safety Act 2008</i> ; and giving this Notice is necessary to - prevent or minimise the risk of serious harm to the work safety of people from a hazard at the workplace. <input checked="" type="checkbox"/> The giving of this Notice is necessary to allow the inspection, testing or monitoring of anything at the workplace or elsewhere. <input type="checkbox"/> The giving of this Notice is necessary to allow the investigation of an accident or other incident at the workplace or elsewhere.	(3) Stated period necessary to carry out inspection, testing, monitoring or investigation	
This section is to be completed if the Inspector believes the circumstances involve a contravention or likely contravention of a provision of the <i>Work Safety Act 2008</i> or subordinate legislation. The provision is: <input checked="" type="checkbox"/> <i>Work Safety Act 2008</i> , s <u>23</u> <input type="checkbox"/> <i>Work Safety Regulation 2009</i> , s _____ I direct the responsible person for the <input type="checkbox"/> Workplace <input checked="" type="checkbox"/> Plant <u>No 96</u> <input type="checkbox"/> Activity _____ <input type="checkbox"/> to stop the activity of: <input type="checkbox"/> to stop allowing to be used: <u>Cat 320 No 96 Excavator</u> <input type="checkbox"/> to allow the inspection, testing or monitoring of:	Date Issued: 7/5/11 Inspector Issuing this Notice Inspector identification No. Signature of Inspector	Time Issued: 1230 hr Gary Mason H086

PRIVACY NOTICE: The personal information collected about you is being collected for the purpose of securing the safety of people at work by the authority of the *Work Safety Act 2008*. The information is can be disclosed, in accordance with the *Work Safety Act 2008*, to other law enforcement agencies including the Australian Federal Police, ACT Planning & Land Authority and the Office for Children, Youth & Family Support.



This is an Prohibition Notice issued under section 195 of the *Work Health and Safety Act 2011*

Issued by Inspector : Greg Mason Inspector ID number: P01873 Time and Date of service: 0900hrs 18/1/12

Recipient: [Redacted] Method of service (s 209):
Personal Other email

The person being given the direction and/or this Notice: Company Individual

Name of Individual or Registered Company: [Redacted] ACN (if company): [Redacted]

Business or trading name (if different): [Redacted] ABN (if any): [Redacted]

Address: [Redacted]

You are prohibited from carrying on the following activity, or the carrying on of the activity in a specified way:

using plant: Hitachi
Model: [Redacted]
Serial No [Redacted]

until an inspector is satisfied that the matters that give or will give rise to the risk have been remedied. (s195(2))

The inspector reasonably believes that grounds for the issue of this notice exist (s195(1)), ie:

- (a) an activity is occurring at a workplace that involves, or will involve, a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard; or
- (b) an activity may occur at a workplace that, if it occurs, will involve a serious risk to the health or safety of a person emanating from an immediate or imminent exposure to a hazard.

Basis for that belief (s196(1)(a)):

Following being advised of the notifiable incident WorkSafe Inspector attended site and observed excavator on its side.

Briefly, the activity that the inspector believes involves or will involve the risk, and the matters that give or will give rise to the risk (s196(1)(b)):

Whilst tracking the excavator into position to move a stockpile of subsoil the excavator rolled over.

The provision that the inspector believes is being, or is likely to be, contravened by the activity (s196(1)(c)):

Work Health and Safety Act 2011 19(3)(b) Regulation [Redacted]

This Notice may include directions and/or recommendations on the measures to be taken to remedy the risk or contravention.

The inspector directs you to:

Have a competent person assess the damage to the plant and provide WorkSafe with a written report advising that the plant when repaired has been repaired as to retain the plant within its design limits

The inspector recommends that you:

[Redacted]



PROHIBITION NOTICE



Issued by: Office of Regulatory Services – WorkCover GPO Box 158 Canberra ACT 2601 Telephone: (02) 6205 0200 Fax: (02) 6205 0336 Email: workcover@act.gov.au	This Notice is issued under the: <input type="checkbox"/> Work Safety Act 2008 s140 (1) <input checked="" type="checkbox"/> Work Safety Act 2008 s140 (2)	Notice No: P 0216
Relevant responsible person [Redacted] Address [Redacted] Person in control of premises [Redacted] - BWA Person conducting business or undertaking [Redacted] Address of person conducting business or undertaking [Redacted]	(1) Brief description of the circumstances that have caused the Notice to be issued <i>A CAT 790 Articulated Dump Truck was reversing to dump onto a stockpile when the tub of the truck rolled causing the tub and cabin to slide 5 metres down the raw feed stockpile.</i>	
Location of workplace or premises <i>Enlarged Cotler Dam Project</i>	(2) Circumstances (if any) under which this Notice will be revoked <i>A competent person to inspect the plant and carry out repairs as required. The competent person is to provide Work safe with a report confirming the plant is in a safe and serviceable condition.</i>	
Basis for giving this Notice I believe on reasonable grounds, that in relation to the workplace above or to a work safety duty: <input type="checkbox"/> Someone has contravened, is contravening or is likely to contravene the <i>Work Safety Act 2008</i> ; and giving this Notice is necessary to prevent or minimise the risk of serious harm to the work safety of people from a hazard at the workplace. <input checked="" type="checkbox"/> The giving of this Notice is necessary to allow the inspection, testing or monitoring of anything at the workplace or elsewhere. <input type="checkbox"/> The giving of this Notice is necessary to allow the investigation of an accident or other incident at the workplace or elsewhere.	(3) Stated period necessary to carry out inspection, testing, monitoring or investigation <i>As required</i>	
This section is to be completed if the Inspector believes the circumstances involve a contravention or likely contravention of a provision of the <i>Work Safety Act 2008</i> or subordinate legislation. The provision is: <input type="checkbox"/> <i>Work Safety Act 2008, s 21</i> <input type="checkbox"/> <i>Work Safety Regulation 2009, s _____</i> I direct the responsible person for the <input type="checkbox"/> Workplace <input checked="" type="checkbox"/> Plant <i>Nº 21</i> <input type="checkbox"/> Activity _____ <input type="checkbox"/> to stop the activity of: <input checked="" type="checkbox"/> to stop allowing to be used: <i>Conveyor Moxie Nº 21 (30 tons)</i> <input type="checkbox"/> to allow the inspection, testing or monitoring of:	Date Issued: <i>17/12/10</i> Inspector Issuing this Notice Inspector identification No. <i>05277</i> Signature of Inspector <i>[Signature]</i>	Time Issued: <i>1000hr</i> <i>[Signature]</i>

PRIVACY NOTICE: The personal information collected about you is being collected for the purpose of securing the safety of people at work by the authority of the *Work Safety Act 2008*. The information is can be disclosed, in accordance with the *Work Safety Act 2008*, to other law enforcement agencies including the Australian Federal Police, ACT Planning & Land Authority and the Office for Children, Youth & Family Support.



WORKSAFE ACT

Prohibition Notice

Notice No: P 2556

This is a Prohibition Notice issued under section 140 of the Work Safety Act 2008.

Issued by Inspector: <i>Greg Mason</i>	Inspector ID number: <i>H086</i>	Date of service: <i>19/9/11</i>
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Recipient: [Redacted] - <i>BWA Site Manager</i>	Method of service: By hand <input type="checkbox"/> Other <input type="checkbox"/>
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The responsible person being given this Notice: Company Individual

ACN (if company): [Redacted]

Business or trading name (if different): [Redacted] ABN (if any): [Redacted]

Address: [Redacted]

This Prohibition Notice is given under either:

Section 140(1): (to prevent or minimise risk of serious harm from contravention of the Act)

The Inspector believes on reasonable grounds, that on (date): *19 September 2011*

(a) someone has contravened, is contravening, or is likely to contravene:

Work Safety Act 2008, section *21* Work Safety Regulation 2009, section

and (b) giving this Notice is necessary to prevent or minimise the following risk of serious harm to the work safety of people from a hazard at the workplace (see details below):

WorkSafe ACT will revoke this Notice when we are satisfied that the risk from the hazard described below has been addressed. You may ask for a reinspection of the situation or circumstances that caused this Notice to be given if you consider that the situation or circumstances comply with the Work Safety Act 2008.

This Notice ends when it is revoked following a reinspection (see sections 147 and 148 of the Work Safety Act).

or

Section 140(2): (to allow inspection, testing, monitoring and investigation)

The period necessary for this Notice is (date): [Redacted]

This Notice is necessary to allow:

(a) inspection, testing or monitoring or (b) the investigation of an accident or other incident: (see details below)

Details: for Section 140(1) or Section 140(2)

As a result of an inspection of the site plant (Specifically scaffold edge protection) which was subject to Improvement Notice I 02566 confirmed the edge protection identified in that notice served 13/9/11 has not been rectified to comply with the provisions of AS:1576:2010 although [Redacted] advised WorkSafe by email dated 16/9/11 0950hrs that the issues raised has been rectified

The workplace, or other place, to which this Notice relates is:

Enlarged Cattle Dam, Settlement Road Precinct

Until this Notice ends, you must:

Ensure that the temporary scaffold stairs on the right abutment only be used by workers to access the sections of the site without carrying any tools or material that could fall from the scaffold landings stairways that are not protected by edge protection as defined in AS:1576-1:2010

COPY



7329

RECORD OF INSPECTION/INVESTIGATION

INSPECTORS' NAMES

Greg Mason

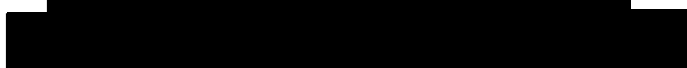
Pro Active Inspection Complaint Scheduled Program Date: 17/12/10 Time: 0945

Business/Trading Name:



Licence No:

Company/Proprietor:



ABN/ACN:

Address: BWA - Cotter Dam.

Post Code:

Agents	Employment	Fitness	Hawkers	Retirement
	Real Estate	Liquor	Premises	Security
Credit	Travel	MVD	Confiscated ID	Master
Fair Trading	Fireworks	MVR	OH&S	Employee
			Product Safety	Trainer
				Smoking
				X Films
				Tobacco
				Other

COMMENTS/INSTRUCTIONS/ADVICE:

IBS recorded

File No.

An inspection of the incident site where Moxie No 21 (30 ton) tipped over on 16/12/10 at the raw feed confirmed the site which was secured for inspection is now released for recovery of the plant.

A prohibition notice No 216 will be issued for the plant.

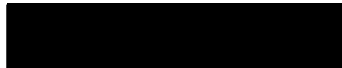
Note:

1. Rectification: As a result of the inspection, the above matters have been brought to your attention to assist you to comply with the requirements of the relevant legislation. You must attend to these matters and have them rectified. Such action is to be completed within _____ days of the date of this notice.
2. Further Action: If the above matters are not rectified within the specified period, the Office of Regulatory Services may pursue further action. Please contact the Office as a matter of priority if you need assistance, or if you require any further information.

Inspector:

Greg Mason

Business Representative:



Phone:



Position:



Signature:

Greg Mason

Signature:

IDMS Job Number: 0074-1101-T3**Job Details**

<i>Received/Identified by:</i>	Greg Mason		
<i>Date:</i>	12 January 2011	<i>Time</i>	0700
<i>Workplace name:</i>	Bulk Water Alliance	ABN:	
<i>Contact person:</i>	██████████	Telephone:	
<i>Short description of incident:</i>	Night visit to site to inspect plant and work site due to undertaking continuous night shifts		
<i>Location of incident:</i>	Cotter Dam Enlargement		
<i>See attached</i>	Fax <input type="checkbox"/>	Phone call <input type="checkbox"/>	SER <input type="checkbox"/> Incoming Mail <input type="checkbox"/>
<i>Rating:</i>	(Priority) One: <input type="checkbox"/> Two: <input type="checkbox"/> Three: <input checked="" type="checkbox"/> Four: <input type="checkbox"/>		
<i>Type of issue:</i>	Injury <input type="checkbox"/> Dangerous Occurrence <input type="checkbox"/> Near miss <input type="checkbox"/> Enquiry <input type="checkbox"/> Complaint <input type="checkbox"/> Others <input checked="" type="checkbox"/>		

Note: For monthly statistics and reporting purpose an Inspector needs to tick following options about job after allocation and first site visit;

Compliance <input type="checkbox"/>	Not applicable <input type="checkbox"/>	New Visit <input checked="" type="checkbox"/>	Not applicable <input type="checkbox"/>
Non - Compliance <input checked="" type="checkbox"/>		Revisit <input type="checkbox"/>	

DATE	Start time	Finish time	PARTICULARS	INITIAL
12/01/11	1900	2200	<p>WPV Night visit to site to inspect plant and work site due to undertaking continuous night shifts. Inspectors Colman and Mason attended</p> <p>The following observations were made and discussed with the PC:</p> <ul style="list-style-type: none"> • Moxy truck not running due to the wet conditions. Units 30 & 21 inspected with bald tyres on drive wheels. An improvement notice to be issued to ██████████ • ██████████ signage required on crushing shed. ██████████ to be issued an improvement notice. • Crane cable feeds running across ground unprotected (to be discussed with M.McC) • Ropes left out at night for ██████████ workers who are undertaking working at heights on abutments. ██████████ SWMS needs to be amended. Email to be sent to ██████████ <p>Summary</p> <p>Improvement notices to be issued under separate job cards to ██████████ and ██████████</p> <p>Recommendations</p> <p>NFA required by inspections team</p>	GJM

IBS Job Number:

Job Request / Details			
<i>Received/Identified by:</i>	Chris Flanagan		
<i>Notification Date:</i>	<i>Event Date:</i>	<i>Event Time:</i>	
	01/09/2011	01/09/2012	
<i>Reported by / Contact person:</i>	[REDACTED]		
<i>Telephone:</i>			
<i>Workplace / Company / Individual:</i>	Enlargement of Cotter Dam Cotter Road, Left abutment up stream side of dam wall on lower level		
<i>Short description of incident / issue:</i>	<p>Person descending down lower section of rock wall to collect material to carry out patching work on wall face approx 20m up</p> <p>[REDACTED] was descending down a black rope that was installed only for fall restraint preposes while [REDACTED] was descending down the last 4ms the rope gave way abounding him to free fall that last 3 4Ms</p> <p>After he had landed he was yelling out to [REDACTED] and his other work mate to come and help him as they didn't know he had fallen</p> <p>Once they knew there was a problem they both lowered them self's down to help [REDACTED] once they had control of the issue they then help walk [REDACTED] out of the area and up the stairs and back to the first aid room where they then called for an ambulance he was then taken to TCH for treatment</p> <p>CF attended site on the Sat afternoon he did an inspection of the area on the formwork where the rope was meant to be tied off [REDACTED] the safety office on site & [REDACTED] the supervisor from [REDACTED] who was there when the accident happen was with us on the walk we were unable to find where the rope had been attached as per there procures there was no pins to be found and there were no ways of finding where it had been either.</p> <p>CF returned on the Sunday morning so we could retrieve the rope from the rock face and see if there were any signs of the rope been tempered with</p> <p>[REDACTED] found the end approx half way down the wall when he had released it from where it was the knots where still in the end as they had been tired, I took Photos of the rope and of the end with the knot</p> <p>CF and Alan Chipperfield conducted another site visit on the Monday morning and reinspected the formwork area again we did notice that there were 2 pins in the area but they weren't there on the sat afternoon.</p> <p>CF, AC, went through the process that [REDACTED] had gone through to access what had happened [REDACTED]</p>		
	The investigation is on going		

CF has received letters from a Lawyer representing [REDACTED] and has stated that he can only meet with us on a Wednesday for some reason CF will arrange for this meeting over the next few weeks.

CF and AC carried out a site inspection at the Cotter Dam on Tuesday the 12/2/2013 and inspected the tie off area for the absailers while conducting this inspection CF spoke to [REDACTED] who is the site Safety coordinator and I asked him if he had spoken to [REDACTED] from [REDACTED] about [REDACTED] and he said that [REDACTED] was meant to be back at work on light duties but wasn't around very much he also said that they had removed [REDACTED] from the absailing on the dam face due to too many issues that were happening and lack of productivity

At this stage the investigation is still ongoing

New entire 15/5/2013

This is the final report for this matter

After speaking with [REDACTED] and his legal person and all the other information I have seen it has been clear with the following dot points where the incident fell apart

- [REDACTED] sign off for checking anchor points (in place but not followed)
- [REDACTED] system for doing programmed works (not followed)
- Emergency process not followed after an incident

Having got the statement from [REDACTED] it was highlighted that none of the 3 members of the crew that morning followed any of the correct process that were in place and that there programmed works for that day changed I am unsure as to who changed them but they where and it seems that is where the incident started to fall over.

I asked [REDACTED] why it had taken so long for him to get in contact with WorkSafe he said he was told by person or persons unknown to WorkSafe to tell them nothing

I also asked him if he was asked to contact us and he said I can't remember

I also said to him that I was in the hospital speaking to someone else and he was in the bed next to this person and he still didn't identified himself and he said he didn't remember

My final words for this incident are that on the day of the incident the 3 person present did not follow any of the systems in place for doing the days works they were in a hurry to complete the programmed works as they were behind and needed to catch up they also did not follow the general rule for any person that does absailing to check the anchor points of their ropes [REDACTED] made a statement that he checked it about 2 3 weeks before and it was ok then.

Worksafe will not be taking any further action at this point as all system where in place but not followed on the day of the incident

Event closed

<i>Location of incident:</i>	Left abutment on up side of dam wall at base at the cotter dam
<i>Priority Rating</i>	One: <input type="checkbox"/> Two: <input type="checkbox"/> Three: <input checked="" type="checkbox"/> Four: <input type="checkbox"/> Five: <input type="checkbox"/>
<i>IBS Type</i>	Event: <input checked="" type="checkbox"/> Assessment: <input type="checkbox"/> General Enquiry: <input checked="" type="checkbox"/>
<i>OHS Details</i>	Complaint / Allegation of Possible Breach: <input checked="" type="checkbox"/> Dangerous Occurrence: <input type="checkbox"/> Death: <input type="checkbox"/> Non Serious Bodily Injury: <input type="checkbox"/> Proactive Site Safety Inspection: <input type="checkbox"/> Serious Bodily Injury: <input type="checkbox"/> Serious Electrical Incident: <input type="checkbox"/> Work Caused Illness: <input type="checkbox"/>
<i>To be allocated to Team Leader</i>	Regulatory Services: <input type="checkbox"/> Proactive Services: <input type="checkbox"/> Reactive Services: <input checked="" type="checkbox"/>

Key:

- Priority One: Death, Grievous Bodily Harm or Exposure to substances likely to cause death or grievous bodily harm
- Priority Two: Bodily Injury, Work Related Illness, Dangerous Occurrence
- Priority Three: Significant Risk Complaints
- Priority Four: Other Complaints
- Priority Five: Enquiry / Dangerous Substance Notification

File Notes For: E7356

Category	Subject	Note	Due Date	Reminder Date	Date Completed	Entered By	Date Entered	Time Entered
Email - Incoming	E7356-1209-T3 - [redacted] Weston Creek, Cotter Road, Canberra [redacted] [redacted] - Fell down rock face wall at Cotter Dam	<p>Person descending down lower section of rock wall to collect material to carry out patching work on wall face approx 20m up [redacted] was descending down a black rope that was installed only for fall restraint purposes while [redacted] was descending down the last 4ms the rope gave way abounding him to free fall that last 3 4ms</p> <p>After he had landed he was yelling out to [redacted] and his other work mates to come and help him as they didn't know he had fallen</p> <p>Once they knew there was a problem they both lowered them self's down to help [redacted] once they had control of the issue they then help walk [redacted] out of the area and up the stairs and back to the first aid room where they then called for an ambulance he was then taken to TCH for treatment</p> <p>CF attended site on the Sat afternoon he did an inspection of the area on the formwork where the rope was meant to be tied off [redacted] the safety office on site & [redacted] the supervisor from [redacted] who was there when the accident happen was with us on the walk we were unable to find where the rope had been attached as per there procures there was no pins to be found and there were no ways of finding where it had been either.</p> <p>CF returned on the Sunday morning so we could retrieve the rope from the rock face and see if there were any signs of the rope been tempered with</p> <p>[redacted] found the end approx half way down the wall when he had released it from where it was the knots were still in the end as they had been tied, I took Photos of the rope and of the end with the knot</p> <p>CF and Alan Chipperfield conducted another site visit on the Monday morning and reinspected the formwork area again we did notice that there were 2 pins in the area but they weren't there on the sat afternoon.</p> <p>CF, AC, went through the process that [redacted] had gone through to access what had happened [redacted]</p>			11/09/2012	Caulfan, Isabel	11/09/2012	9:42 am

File Notes For: E7356

Category	Subject	Note	Due Date	Reminder Date	Date Completed	Entered By	Date Entered	Time Entered
Phone Call - Incoming		<p>[REDACTED]</p> <p>The investigation is on going</p> <p>CF spoke to [REDACTED] and he informed me that they have ingauged an independ person to carry out an audit on [REDACTED] this report is been action now</p>				Flanagan, Chris	14/09/2012	2:35 pm

***** End of Report *****

