

FACT SHEET

Information for new quarry operators

I am a new quarry operator, what do I need to do?

If your quarry is a new site, you must inform the NSW Resources Regulator of the start of your mining operations.

Your site falls under the jurisdiction of the NSW Resources Regulator for all Work Health and Safety (WHS) matters, rather than Safe Work NSW. The following WHS legislation applies to your site:

- *Work Health and Safety Act 2011*
- Work Health and Safety Regulation 2017
- *Work Health and Safety (Mines and Petroleum Sites) Act 2013*
- Work Health and Safety (Mines and Petroleum Sites) Regulation 2014

Who is the operator of the mine?

You must identify and appoint the mine operator before starting mining operations. The mine operator is the company or individual who is conducting a business or undertaking, has the skills, knowledge, experience and resources to exercise the functions of the mine operator, and is authorised to have management or control of the mine and to discharge the duties of the mine operator under the WHS laws.

The mine holder is the person with the right to mine (e.g. landowner). The mine holder is the mine operator unless another person (generally a company) is appointed to be the mine operator.

Who is the quarry manager of the mine?

The statutory function of quarry manager is to supervise mining operations at the mine.

The mine operator must ensure that the mining operations are supervised by a quarry manager. The quarry manager must hold a current quarry manager practising certificate and must always be available and capable of exercising the statutory function.

For further information see:

- [Practising certificate requirements for quarry managers](#)

Can I operate the mine while I apply for a quarry manager practising certificate?

A competent person can be nominated to supervise mining operations for a period of up to two months, in the absence of a qualified quarry manager being available.

The application can be found [here](#).

I have obtained my quarry manager practising certificate – what now?

It is the obligation of the mine operator to notify the Regulator of the nominated person who is exercising the statutory function at the mine. If two people on site have obtained a quarry manager practising certificate, only one person can be nominated.

Do I need a safety management system?

The mine operator must establish and implement a safety management system before mining operations take place. The safety management system must manage all aspects of risks to health and safety, in relation to the operation and have appropriate regard to the nature, complexity and location of the mining operations.

For further information see:

- [Health and safety at quarries guide](#)
- [Safety management kit for small-scale mines, quarries and extractive industry operations](#)

What happens if something changes?

The mine operator must notify the Regulator of any proposed changes relating to the nominated mine operator, quarry manager or person nominated to exercise statutory functions.

Email CAU@planning.nsw.gov.au with details of the changes.

For more information

Visit resourcesregulator.nsw.gov.au

Call 1300 814 609

Email CAU@planning.nsw.gov.au.

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