

Draft Work Health and Safety (Mines) Regulation

Public comment template

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

Confidentiality: Any information that you do not wish to be made available to the public should be clearly marked 'IN CONFIDENCE'. Submissions are subject to all relevant laws such as the Government Information (Public Access) Act 2009 and the Privacy and Personal Information Protection Act 1998. NSW Trade & Investment may provide extracts of submissions to other stakeholders for comment during the review of public submissions.

Please indicate here by a tick if this submission or any parts of it are provided in confidence.

Whole submission Address and contact details Part (please specify)

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This template is divided into two parts:

1. Comments in response to discussion paper
2. Comments in relation to draft regulation

Please ensure you include the page, section number or regulation clause number to which your comment relates. Your submission should, wherever possible, include evidence and examples to justify your position.

Part 1 - Comments in response to discussion paper

Page or Section No.	Discussion point and your comment
P15,S 3.2	<p>Under the WHS Act a PCBU has a primary duty of care to ensure the health and safety of workers, so far as reasonably practicable managing risk.</p> <p>Comment: , A focus on risk management may be unhelpful if it is done at the expense of rigour in identifying hazards and assessing the effectiveness of current and alternative controls. In this respect the often used matrix method of risk management is particularly unhelpful. Uncommon high impact incidents and long-term occupational health disorders need additional attention. There is a need to establish approaches to collect and analyse health outcome data that is missed in the current injury and incident reporting data. This includes death data (Australian Institute of Health and Welfare) and early claims for superannuation</p>

