

# Application for an enforceable undertaking

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June 2019

Part 4, Health and Safety at Work Act 2015

The commitments in this application are offered to WorkSafe New Zealand by

Name of entity or, partnership or individual applying for this undertaking

Stevenson and Williams Limited

# Application for an enforceable undertaking

Part 4, Health and Safety at Work Act 2015

The commitments in this application are offered to WorkSafe New Zealand by

Name of the person or persons who will be signing this undertaking in section 4:

Rob Cunningham

On behalf of:

Stevenson and Williams Limited

Name of the entity giving this undertaking (if an individual or sole trader, leave blank - complete in all other cases)

Stevenson and Williams Limited

This enforceable undertaking is given on the day and date that it is accepted and signed by WorkSafe. The undertaking and its enforceable terms will operate as a legally binding commitment on the part of the person from the date it is given.

Do not refer to the victim by name in this document. Please refer to the victim/worker/employee/volunteer/or other term as appropriate.

WorkSafe respects your privacy and is committed to protecting personal information. The information provided in this document is for the purpose of an undertaking given to WorkSafe under Part 4 of the *Health and Safety at Work Act 2015*. This information will be managed within the requirements of both the *Privacy Act 1993* and the *Official Information Act 1982*.

There is an expectation that WorkSafe will generally publish the undertaking in full on its website.

TERM	DEFINITION
Contravention	An action which offends against the <i>Health and Safety at Work Act 2015</i> and/or any Regulations made under it. It includes both health and safety contraventions. A contravention also includes an alleged contravention.
HSMS	A Health and Safety Management System.
Person	An individual who or a legal entity which has a duty under the <i>Health and Safety at Work Act 2015</i> and can give a written undertaking. The term includes individuals, each partner in a partnership, corporations, trustees of trusts, and crown organisations.
Health and Safety legislation	<i>Health and Safety at Work Act 2015</i> and associated regulations.
Enforceable undertaking	An enforcement pathway that allows a duty holder to voluntarily enter into a binding agreement with WorkSafe. The agreement outlines actions the duty holder will undertake to address the contravention. It is expected to deliver activities which benefit workers, the wider industry or sector and/or the community as well as acceptable amends to any victim(s).

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## 1. General information

### 1.1 Details of the person/persons/entity giving the undertaking

Name of person(s) making this undertaking: (in all cases complete with the name(s) of those who are signing this undertaking under Section 4)

Rob Cunningham

Name of entity: (if applicable, leave blank if an individual)

Stevenson and Williams Limited

Type of legal entity: (complete in all cases, for example individual, sole trader, partnership, trust, company, etc)

Limited Liability Company

Nominated contact person: (the same person listed above/one of those listed above)

Rob Cunningham

Physical address:

64 Prince Albert Road  
St Kilda  
Dunedin 9012

Postal address: (if different from physical address)

PO Box 4007  
St Kilda  
Dunedin 9046

Work phone: 03 4554034

Mobile phone: XXXXXXXXXX

Email: rob@stevwill.co.nz

Industry: Construction

Workers (enter numbers):

Full-time: 55

Part time:

Casual:

Description of the products and services provided by the business or undertaking:

Stevenson & Williams Ltd are commercial and residential builders and joinery manufacturers with a proven record for quality workmanship, professional project administration and successful outcomes on a diverse range of projects.

With our development of skills over 60 years of construction and joinery manufacturing we have a track record second to none in successfully completing projects for our many clients.

All shareholders are active employees who combine with our loyal staff to bring a wealth of experience covering many sectors of the construction industry and have a comprehensive portfolio of successful project completion throughout the private and public sectors.

Comments:

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## 1.2 Detail of the contravention

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Stevenson and Williams Limited has been charged with Health and Safety at Work Act 2015, sections 48(1), and 48(2)(c), and sections 36(1)(a). It is alleged that Stevenson and Williams Limited, being a PCBU having a duty to ensure so far as is reasonably practicable the safety of workers who work for the PCBU, including the victim, while the workers are at work in the business or undertaking, namely painting work at 48 Park Street, did fail to comply with that duty and that failure exposed the workers to a risk of death or serious injury arising from exposure to the hazard of a fall from height.

Particulars, WorkSafe alleges that it was reasonably practicable for Stevenson and Williams Limited to have:

- a. Ensured scaffolding was safe for use by workers at 48 Park Street.
- b. Ensured scaffolding was erected, altered, dismantled and checked by a competent person.
- c. Ensured scaffolding was properly and visibly tagged at appropriate locations with current inspection registers.
- d. Ensured scaffolding was inspected weekly and following any alteration.
- e. Ensured it consulted, co-operated with, and co-ordinated activities with, all other PCBUs on site, including Bramwell Scaffolding Limited, and James Wren & Co Limited.

Stevenson and Williams Limited accepts responsibility for the contravention.

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### 1.3 Detail the events surrounding the contravention

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Stevenson and Williams Limited was engaged as building and joinery contractors to build and manage the construction of 15 residential apartments over three stories at 48 Park Street, Dunedin. The contract between the owners and Stevenson & Williams gave a timeframe for construction of 14 months.

Stevenson & Williams engaged Bramwell Scaffolding Limited (Bramwell) to supply propping, scaffolding and roof edge protection. Stevenson & Williams engaged [REDACTED] carry out interior and exterior painting work. The victim was a foreman/painter employed by Wren, and was the victim in this matter.

The scaffolding provided by Bramwell for the construction project moved in stages as the project progressed. As the building progressed upwards from the ground floor level, scaffold propping was used to construct the boxing for the floors, exterior walkways and verandas. Scaffold edge protection was erected around the perimeter of the boxing to prevent a fall off the side. Concrete would be poured and once dry, the boxing was removed and the scaffold edge protection and falsework stayed in place for construction of the floor above.

In areas where the balconies and walkways were constructed, edge protection connected to the falsework remained in place as fall protection. A combination of full decked working platforms and edge protection was erected for the construction of the other areas of the building. As each floor was constructed, the exterior stairwell access was installed at the same time. Access to the east-facing balconies was gained internally.

The worker principally responsible for carrying out the scaffolding erection was certified scaffolder [REDACTED]. [REDACTED] began work at the site in September 2017 applying coatings to the steel work. [REDACTED] workers applied specialist coatings to the balcony deck floor over the winter months, accessing the east-facing balconies from inside the unit.

On 8 June 2018, a scaffolding 'weekly inspection' was carried out by Bramwell. This was the last weekly inspection that was recorded before the accident on 21 June.

On 15 June 2018 Bramwell Scaffolding certified scaffolder [REDACTED] left the site for personal reasons. A Bramwell Scaffolding spanner hand, Mr [REDACTED], was instructed to dismantle the propping of the balcony. [REDACTED] erected handrails around the balcony. He erected the scaffolding with a single standard at one end as this was how he had seen it completed by other Bramwell's workers. [REDACTED] advised Bramwell that the work was completed and left the site. Bramwell did not have a competent person check the alterations made by [REDACTED].

On 12 June 2018, Stevenson & Williams Senior Foreman, [REDACTED] carried out the site inspection and noted under 'toeboards, guardrails, and barricades in place' "scaffold under work". Stevenson & Williams did not complete a weekly site inspection on Monday 18 June or Tuesday 19 June.

On 21 June 2018, the victim was applying coatings to various balcony decks. the victim gained access to the balcony deck from inside the flat, and out through the ranch slider.

The victim had applied primer to the deck, working his way from the south-facing edge of the concrete veranda floor to the north. He was on his knees with a hand on the scaffold mid-rail.

As the victim started the north-facing edge, he reached onto the mid-rail, leaned forward, and the mid-rail pivoted downwards on the single right-angled coupler fitting. The left hand side of the mid-rail pivoted downwards on the right angle coupler fitting and the victim fell approximately 3.5 metres to the ground, hitting his head against a retaining wall and losing consciousness.

The victim regained consciousness and called the [REDACTED] site foreman [REDACTED] on his cellphone. [REDACTED] came to assist and an ambulance was called. The victims injuries consisted of a scalp laceration, skin abrasion, bruising to the right and left humerus, right forearm and left knee. He was off work for four weeks and received physiotherapy.

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**1.4 Detail any enforcement notices issued that relate to the contravention as detailed in term 1.2**

DATE	NOTICE TYPE	NOTICE NUMBER	CONTRAVENTION OR PROHIBITED ACTIVITY	ACTION TAKEN IN RESPONSE TO NOTICE
DD / MM / YEAR				
DD / MM / YEAR				
DD / MM / YEAR				

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**1.5 Detail the rectifications to the workplace or work practices made as a result of the contravention (1.2), events (1.3) and the enforcement notices issued (1.4)**

As a result of this incident and the subsequent investigations the following steps were instigated:

- 1) Review and changes to work practices - Stevenson and Williams has undertaken a comprehensive review of work practices involving scaffolding. This has led to a new process to follow when there is a new or altered scaffold on site. Toolbox meeting now held (including all sub-contractors on site) whenever a new scaffold is erected or a scaffold has been significantly altered. New training will be developed relating to scaffolding including Working with Mobile Scaffolding and Inspection of Fixed Scaffolding.
- 2) Review practices relating to overlapping duties with other PCBU's - Consultation, Cooperation and Coordination. This was discussed with all senior staff to increase the awareness of the importance of this issue. This will lead to a greater understanding site wide of what PCBU's on site are doing and the potential impact on others.
- 3) Communication to workers - Meetings were held with all site foreman, health and safety worker representatives and management to discuss the incident and Stevenson and Williams shortcomings and steps to rectify these. This information was passed onto other workers at Toolbox meetings. Team Meetings held 17th April 2019 and 18th July 2019.
- 4) Meeting s have been held with Bramwell Scaffolding (our principal scaffolding contractor) to explain the changes they had introduced and discuss the impact this would have on our sites. This will lead to Stevenson and Williams involvement with Bramwell Scaffolding to develop a guide covering tagging and handover certificates.

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**1.6 Total amount of money spent on rectifications**

Rectification costs have all been internal costs that have not been separately quantified.

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**1.7 Detail the injury sustained or illness suffered by victim(s) or other(s) as a consequence of the contravention or, (as applicable) the *potential* for fatal injury or future fatal illness**

The victim hit his head against a retaining wall and lost consciousness. [REDACTED] injuries consisted of a scalp laceration, skin abrasion, bruising to the right and left humerus, right forearm and left knee. He was off work for four weeks and received physiotherapy. While we are thankful that there have been no lasting injuries we recognise that the head injury had the potential to be more serious or fatal.

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**1.8 Detail any offer of amends or payments made to the victim(s) who sustained injury or suffered illness (the total monetary amount here is also to be included in the table at 3.12.3)**

Describe the victim(s) relationship to you/the entity in question: (eg employee(s)/shareholder/director/family member/contractor, etc. If the relationship has more than one dimension, for example a family member who is also an employee and a director and/or shareholder of the business, or an employee who is a shareholder (etc) - then please describe this)

There is no contractual link between Stevenson and Williams and the victim. Contact with the victim and inquiries about his wellbeing have been via his employer [REDACTED]

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Detail offer of amends or payments:

As part of this process Stevenson and Williams have confirmed that a payment will be made to the victim and that payment will be \$20,000

**1.9 Detail any consultation with the victim(s) as to their views on whether an enforceable undertaking would be an acceptable alternative to prosecution**

A meeting was held with the victim, his supervisor [REDACTED] and Rob Cunningham on Monday 26th August 2019. The victim was agreeable to Stevenson and Williams enforceable undertaking application.

**1.10 Detail any consultation with unions/sector/industry as to their views on whether an enforceable undertaking would be an acceptable alternative to prosecution**

Stevenson and Williams Limited has consulted with Bramwell Scaffolding Limited, they are supportive of this enforceable undertaking.

**1.11 Detail the support provided or proposed by the person to the victim(s), other(s)**

DATE	DESCRIPTION OF SUPPORT	COMMENTS
21 / 6 <sup>TH</sup> / 2018	Rob Cunningham visited the victim and his wife at Emergency Dept. DPH	Rob conveyed his and the company's remorse
DD / MM / 2018	S&W various staff in contact with [REDACTED]	
26 / 8 <sup>TH</sup> / 2019	Offer of reparation made and accepted	
DD / MM / YEAR		
DD / MM / YEAR		
DD / MM / YEAR		
DD / MM / YEAR		
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DD / MM / YEAR		



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## 1.12 Detail any current HSMS implemented and maintained by the person

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Describe how health and safety risks are managed, including types of procedures or policies or standards:

Stevenson and Williams Limited operates a Health and Safety Management System based on AS/NZS 4801:2001. It has been developed with the support of TMR Limited, who continue to provide us with support.

### Management Commitment

Responsibility as the Health and Safety Coordinator is undertaken by Rob Cunningham. Rob personally inducts all new staff and the company's commitment to a high standard of health and safety practice is stressed. Senior management are regularly involved in monitoring health and safety by undertaking site visits. Stevenson and Williams has a long history of being on the ACC WSMP scheme undertaking its last audit in February 2017, passing at a Tertiary level. In addition it has passed the SiteWise contractor prequalification schemes at 88%. Health and Safety objectives are set annually and an Annual Review Meeting is undertaken each year.

### Worker Participation

A Health and Safety Committee operates this comprises of senior management, worker representatives (3) and is also attended by TMR Limited (H&S Advisers). Health and safety information is predominantly discussed with workers at Toolbox meetings on site. A Foremen Forum is held at least 3 monthly which management, foremen, H&S Adviser and Worker Health and Safety Representatives attend. Full staff meetings are held every six months, with additional meetings held if there is the need. Provision for worker engagement, participation and representation is outlined in a Worker Agreement.

### Risk Management

Stevenson and Williams approach to risk management is to maintain a Risk Register outlining all risks, these have been rated and the controls are reviewed annually. A risk assessment is completed for all new plant/equipment prior to purchase. Systems are in place to ensure all equipment and plant used is in a safe condition. Workers are trained in risk management including at induction and on the job. A risk assessment is completed by the team at each job and recorded on a Site Assessment form. A Site Specific Safety Plan (SSSP) is prepared for high risk work or as required by a client. Personal protective equipment is issued to workers as needed and is checked regularly.

### Information, training and supervision

Stevenson and Williams Limited has a long history of training apprentices and are involved with the BCITO - building and joinery training. A system of competency based training has been implemented to ensure all workers are supervised until they have undertaken a competency assessment.

### Incident Management

Stevenson and Williams maintains records of all incidents, near misses and work-related illnesses. Investigations are completed by the Health and Safety Coordinator and a worker representative, with other workers being involved as needed.

### Contractors

Stevenson and Williams seeks health and safety information from all contractors undertaking work on our premises or sites. This is reviewed and used on site. Following the completion of major project a contractors review is undertaken to assess their performance. Contractors are included in site toolbox meetings.

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### **1.13 Detail the level of auditing undertaken on the HSMS, including compliance audits and audit frequency**

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Stevenson and Williams Limited operate a Health and Safety Management system based on AS/NZS 4801:2001 and had been involved with the ACC WSMP scheme until it ceased in 2017. Stevenson and Williams Limited has successfully passed ACC audits (Tertiary Level) and has attained a Management undertake safety assessments by visiting sites to ensure that their practices reflect our health and safety expectations. Incidents are investigated to ensure that opportunities for improvements in practice as identified and implemented.

As part of this process Stevenson and Williams Limited will upgrade their system with a focus on Risk Management, Leadership, Training and Worker Participation. This will be developed to a standard as outlined in AS/NZS ISO 45001 and once this is in place and operating effectively Stevenson and Williams Limited will seek an audit by a suitable person.

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### **1.14 Detail the consultation undertaken or proposed to be undertaken, in relation to this undertaking**

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Stevenson and Williams Limited have worked with Rob McColl, TMR Limited and Bramwell Scaffolding Limited to identify potential actions for this proposal.

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## **2. General terms**

The person acknowledges and commits to the general terms set forth in the sub-terms below.

### **2.1 Acknowledgement that WorkSafe alleges a contravention occurred as detailed in term 1.2**

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Stevenson and Williams acknowledges that it has contravened the provisions of the Health and Safety at Work (as detailed in Section 1.2).

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### **2.2 Statement of regret that the contravention occurred**

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Stevenson and Williams Limited deeply regrets the harm and distress to the victim. We pride ourselves on a high standard of work and see this as a low point for the company, blemishing our history.

We acknowledge and strongly believe that legal requirement is a minimum standard and will continue to see health and safety as a priority for the business. We consider this undertaking is a chance to gain something positive out of an event we are not proud of.

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### **2.3 Statement of the reasons why, on balance, the person considers this undertaking is the most appropriate response to the contravention**

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Stevenson and Williams Limited considers that an enforceable undertaking is an appropriate response in this case it presents an opportunity to respond to this event

- 1) This situation was in a large way the result of inadequate communication, with misunderstanding around what work was being performed.
- 2) The victim of the incident has been contacted and is supportive of an application for an Enforceable Undertaking.
- 3) Stevenson and Williams since the incident have been remorseful and have cooperated with WorkSafe in the investigation
- 4) Stevenson and Williams undertake a wide range of construction work and have the reputation of working in a professional and safe manner, this option gives a chance to develop new innovative ways of lifting the bar within in the company, communicating the importance of these issues to the industry and supporting the community.
- 5) While Stevenson and Williams does not detract from the seriousness of the incident, we are thankful that there is no lasting injury as a result of the incident
- 5) Stevenson and Williams have previously had a good health and safety record
- 6) Stevenson and Williams have provide amends and support to the victim to the value of \$20,000
- 7) The proposed undertaking will provide benefits to Stevenson and Williams by upgrading our Health and Safety Management System to AS/NZS ISO 45001 which we believe will bring benefits around setting clear objectives, monitoring performance and an improved method of systematically identifying, controlling and reviewing risks. The use of an independent auditor will give a level of assurance that we have robust and effective systems in place. We will also improve communication with workers and PCBU's with whom we have overlapping duties. It will provide a way of providing training and assessment in an way better suited to our workers.
- 8) Working along with Bramwell Scaffolding, it will provide an opportunity for us to assist our industry in understanding scaffold tagging and handover certificates.
- 9) It will provide an opportunity to help Moana House be able to undertake their work groups in a safer way with the provision of hi visibility clothing (see attached proposal). We will also have the chance to support a local suicide prevention initiative, as we recognise that this is a major issue within the construction industry.

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**2.4 Statement of commitment that the behaviour, activities and other factors which caused or led to the contravention has ceased and will not reoccur**

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Stevenson and Williams Limited are committed to ensuring that the behaviour, activities and other factors causing this incident will not reoccur.

This commitment is demonstrated by:

1. Upgrades to our procedures and practices
2. Implementation of improved training methods and content
3. Upgrade of our Health and Safety Management System to AS/NZS ISO 45001

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**2.5 Acknowledgment of the policy published by WorkSafe for the acceptance of an undertaking**

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(write the name of the person(s) or entity giving the undertaking)

Stevenson and Williams Limited

has read and understood the Enforcement Undertaking Operational Policy.

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**2.6 Acknowledgement that this undertaking will be published and publicised in full**

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(write the name of the person(s) or entity giving the undertaking)

Stevenson and Williams Limited

acknowledges that the undertaking will, if accepted, be published on WorkSafe's website in full and referenced in WorkSafe material.

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**2.7 Statement of the person's ability to comply with the terms of this undertaking and meet the projected costs of the activities**

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(write the name of the person(s) or entity giving the undertaking)

Stevenson and Williams Limited

has the financial ability to comply with the terms of this undertaking and have provided evidence by way of

(type of evidence provided)

Letter confirming financial ability to pay from Findex (as attached)

with this undertaking to support this declaration.

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In the event of impending receivership, liquidation or sale of the entity, (write the name of the person(s) or entity giving the undertaking)

Stevenson and Williams Limited

will advise WorkSafe of the relevant circumstances and its capacity to comply with the outstanding terms of this undertaking.

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**2.8 Statement outlining any relationship between the person and any corporations, officers, employees, contractors, proposed beneficiaries of donations or scholarship or other recipient of financial benefit contained in this undertaking**

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Stevenson and Williams Limited confirms that there are no relationships with any beneficiaries of the Enforceable Undertaking.

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## 2.9 Statement regarding Intellectual Property

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(write the name of the person(s) or entity giving the undertaking)

Stevenson and Williams Limited

grants WorkSafe a perpetual, non-exclusive, worldwide and royalty-free licence to use, for any purpose, all Intellectual Property Rights in relation to any material developed as a result of this undertaking. This licence includes the right to use, copy, modify and distribute the materials.

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## 2.10 Acknowledgement that the person may be required to provide a statutory declaration

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(write the name of the person(s) or entity giving the undertaking)

Stevenson and Williams Limited

acknowledges that it may be necessary for WorkSafe to obtain a statutory declaration outlining details of any prior convictions (safety related) outside of New Zealand and that it will provide such declaration if required by WorkSafe

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## 2.11 Statement of commitment from the person to participate constructively in all compliance monitoring activities for this undertaking

1. It is acknowledged that responsibility for demonstrating compliance with this undertaking rests with the person.
2. Evidence to demonstrate compliance with the terms will be provided to WorkSafe by the due date for each term.
3. The evidence provided to demonstrate compliance with this undertaking will be retained by the person until advised by WorkSafe, that this undertaking has been completely discharged.
4. It is acknowledged that any failure to meet the due date for an enforceable term will result in the matter being escalated and may lead to enforcement action.
5. It is acknowledged that WorkSafe may undertake other compliance monitoring activities to verify the evidence and compliance with an enforceable term, and cooperation will be provided to WorkSafe.
6. It is acknowledged that WorkSafe may initiate additional compliance monitoring activities, such as inspections, as considered necessary at WorkSafe's expense.
7. It is acknowledged that details of all seminars, workshops and training conducted by a non-registered training provider must be notified to WorkSafe, by email, at least one week prior. Notification should include time, date, location and the trainer/facilitator.

(write the name of the person(s) or entity giving the undertaking)

Stevenson and Williams Limited

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### 3. Enforceable terms

The person acknowledges all activities set forth in the enforceable terms below must be auditable and include a date for completion and an estimated cost for each activity.

The person commits to performing the activities below diligently, competently and by the respective completion date.

#### **3.1 A commitment by the person to perform activities that will ensure the ongoing effective management of risks to health and safety in the future conduct of its business or undertaking**

Detail the management strategies to be employed that will satisfy and demonstrate to officer/s of the person that this commitment is being met:

Stevenson and Williams Limited is committed to undertaking all components of this Enforceable Undertaking diligently, competently and within the respective timeframe.

Management recognise the terms as an opportunity to significantly improve health and safety practices focused on:

- Improved communication with our contractors
- Greater focus on recognising the importance of changes with scaffolding and checking it is safe
- Better methods of providing training
- Keep up to date with changes in health and safety - to achieve this Stevenson and Williams Limited will retain expertise to update its Health and Safety Management System to meet the AS/NZS ISO 45001 standard
- Have the new Health and Safety Management System audited by an appropriate person

The Directors of Stevenson and Williams place importance on health and safety and will be personally involved to ensure the success of the terms of this agreement. Our focus is on strong leadership and continuous improvement of health and safety practices.



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### **3.2 A commitment by the person to disseminate information about this undertaking to workers, and other relevant parties**

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(this may include to work health and safety representatives and in the organisation's annual report, if applicable)

Dissemination will be achieved by doing the following:

Stevenson and Williams will hold meetings with all workers to disseminate information about the incident (and lessons learned) and the Enforceable Undertaking and its requirements.

The outcome of the Enforceable Undertaking will be disclosed and discussed at a Health and Safety Committee meeting, progress and completed outcomes will reviewed at each committee meeting.

We will make it clear to all workers that they are welcome to contact the Health and Safety Coordinator to answer any questions.

Initial communications to staff within 14 days of the Enforceable Undertakings being accepted, with regular updates to Stevenson and Williams workers on progress quarterly following that.

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Dissemination will occur by: 1<sup>st</sup> / 08<sup>th</sup> / 2020

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**3.3 Activities to be undertaken to promote the objectives of the health and safety legislation that will deliver benefits for workers and/or work and/or the workplace**

ACTIVITIES Outline the activity and the expected outcomes	COST (\$)	TIMEFRAME
Upgrade HSMS to AS/NZS ISO 45001	\$6900	Dec 2019
AS/NZS ISO 45001 Audit by a independent qualified person. Report will be supplied to WorkSafe	\$8050	Feb 2020
Develop and implement electronic learning modules - Refer attachment	\$30924	July 2020
Introduce and implement a Vis Tab visitor management system - Refer attachment	\$7000	Dec 2019
<b>Total estimated cost of benefits for workers/others</b>	<b>\$ 52874</b>	





### 3.6 Where WorkSafe considers appropriate in the circumstances, undertaking a SafePlus Onsite Assessment

Further information about SafePlus can be found here: [worksafe.govt.nz/about-us/who-we-are/our-priorities/safeplus/about-safeplus](https://worksafe.govt.nz/about-us/who-we-are/our-priorities/safeplus/about-safeplus)

3.6.1 The suitability of a SafePlus assessment will be determined by the Enforceable Undertakings Panel when your application is considered.

3.6.2 In addition to the total cost below (3.7) all costs of a SafePlus Onsite Assessment will be met by the person making this undertaking. The fee charged for an Onsite Assessment is a commercial matter between your business and the SafePlus Accredited Assessors that you commission.

### 3.7 Minimum spend

(write the name of the person(s) or entity giving the undertaking)

3.7.1 Stevenson and Williams Limited

commits to a minimum spend of \$ 102402 for this undertaking.

(write the name of the person(s) or entity giving the undertaking)

3.7.2 Stevenson and Williams Limited

agrees to spend any residual amount arising from an original term not being completed or being less costly than estimated in this undertaking. Agreement on how to spend this residual amount will be sought from WorkSafe

(write the name of the person(s) or entity giving the undertaking)

3.7.3 Stevenson and Williams Limited

Acknowledges the minimum spend comprises of the:

TOTAL COST	MINIMUM SPEND
Financial amends paid to victims (if applicable)	20000
Benefits to workers/others	52874
Benefits to industry	15000
Benefits to community	14528
Estimated cost of the undertaking Plus GST (if any)	\$ 102402

#### 4. Execution

##### Authorised representative of an organisation

Undertaking given by (name of authorised representative)

Rob Cunningham

In my own right and in my capacity as (eg President, Chairperson, etc)

Managing Director

of (eg organisation name) Stevenson and Williams Limited

On the (day) 11 day of (month) September, 2019 (year).

Signature of the person giving the undertaking:



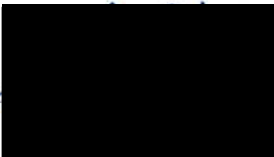
Undertaking given before me:

Witness name: Robin McColl

Witness address:

110 Maryhill Terrace  
Dunedin

Witness signature:

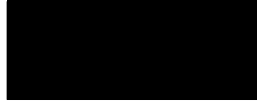


#### 5. Acceptance

This undertaking is accepted by WorkSafe.

On the (day) 16 day of (month) October, 2019

Signature of person accepting the undertaking:



Name of WorkSafe representative: (General Manager, WorkSafe (or delegate))

S. Humphries  
Head of Specialist Interventions

Undertaking given before me:

Witness name:

Mark Bailey

Witness address:

86 Customhouse Quay  
Wellington

Witness signature:

