

Exemption from provisions of Health and Safety at Work (Hazardous Substances) Regulations 2017

In accordance with section 220 of the Health and Safety at Work Act 2015 (the Act), I, Simon Humphries, Deputy GM Investigations and Specialist Services of WorkSafe New Zealand, exempt **Uhlenberg Haulage Ltd** from compliance with regulations 16.16, 16.19, 16.20, 16.22, 16.23 and 16.34 of the Health and Safety at Work (Hazardous Substances) Regulations 2017 to allow two LPG tank wagons to receive tank wagon design record numbers in accordance with the attached schedule.

I do so –

- being satisfied that:
 - a. the extent of the exemption is not broader than is reasonably necessary to address the matters that gave rise to it; and
 - b. the exemption is not inconsistent with the purpose of the Act; and
- subject to the conditions specified on the following page:

This exemption takes effect on **2 July 2018** and expires on **2 July 2023** unless it is sooner replaced or revoked.

Signed at Wellington this ^{02nd}..... day of ^{July}..... 20¹⁸



Simon Humphries,
Deputy GM Investigations and Specialist Services
WorkSafe New Zealand

Exemption Conditions

- a. Uhlenberg Haulage Ltd must operate and maintain these tank wagons in accordance with Part 16 the Health and Safety at Work (Hazardous Substances) Regulations 2017.
- b. Within 3 months of the date of this exemption, Uhlenberg Haulage Ltd must engage an engineer to assess and report on compliance with the requirements of regulations 16.16, 16.19, 16.22 and 16.23.
- c. As soon as practicable and no later than 12 months after receiving the engineer's report under (b), Uhlenberg Haulage Ltd must implement all recommendations from the engineer's report to achieve compliance with the requirements of regulations 16.16, 16.19, 16.22 and 16.23.
- d. Uhlenberg Haulage Ltd must increase the static roll threshold to 0.45g when major works are undertaken on the sub-frame of a tank wagon or prior to the expiry date of the exemption.
- e. Uhlenberg Haulage Ltd must notify WorkSafe (hsapplications@worksafe.govt.nz) when conditions b, c and d are completed.
- f. Uhlenberg Haulage Ltd must fix the issued record number to the respective tank wagons in a manner that will ensure it will remain legible for the life of the tank wagon.

Schedule of tank wagon details covered by the application, the non-compliances, and the Worksafe tank wagon record numbers to be allocated

Official no.	125479	149013
Manufacturer	Fitzroy Engineering	Scotts Engineering
Tank design specification	BS 5500	BS 5500
Gross water capacity (litres)	35,000	36,000
Date of construction	1992	1998
Vehicle registration no.	P4747	73091
Uhlenberg identification	T10	T11
WorkSafe record number to be allocated	TAN18034	TAN18035