

Test Certifiers are advised that although there is no legal provision for a "Provisional" Location Test Certificate, it could be a good means to encourage a client to make progress provided that the client is very clear that such a certificate is NOT definitive in terms of actual approval. Test Certifiers are also advised to remember that the Dept of Labour needs to be informed if there is a serious non compliance in the workplace, so that the enforcement agency can monitor the situation.

We recently reported a site where a spray painting worker was not able to speak due to toxicity and was showing bodily signs of breakdown and inability to communicate. The manager rang his insurer who in turn abused us and threatened us with "you mind your own business or else".

It is believed that officials estimate there will be about 50,000 approved handlers to be formally trained. What is happening at the present time is that some Test Certifiers are holding structured talks with candidates to inform them of the various regulations, then ask a few questions and sign them off as approved under the transitional certificate option.

What is not commonly known, is that all houses, motels etc, with more than two 45 Kg LPG cylinders, must have a qualified Approved Handler unless the LPG company does all the maintenance and servicing.

OSH PROTECTION ASSURANCE – FREE ENTRY FOR SUMMIT CLIENTS

In conjunction with Workers Compensation Insurance Ltd, we are pleased to announce that we have an exciting new product and that the entry fee (up to \$1000) is waived for Summit Clients. Many of our clients are joining this scheme and we invite you to join as soon as possible as the scheme will be limited to approx 2000 participants in New Zealand and possibly a similar number for Australia. You agree to pay a reasonable quarterly fee, and in return we maintain your systems, training and auditing and also do all you're reporting to OSH in the event of a serious harm that could result in a prosecution.

Consultant Name _____
Telephone/Fax _____

All information in this newsletter is to the best of our knowledge true and accurate. No liability is assumed by the author, or publisher, for any losses suffered by any person relying directly or indirectly upon this newsletter. Please call our Head Office for specialist advice.

**OUR HEAD OFFICE IS: 21 Hands Road, Riccarton, Christchurch 8004.
TELEPHONE (03) 338 8820, AH (03) 358 3726, FACSIMILE (03) 338 8353
Email: safetynz@xtra.co.nz Web www.esummit.co.nz Mob 021 257 4418**



S U M M I T
SYSTEMS LIMITED

Business Qualifications, Accreditation & Compliance Specialists

News & views from Summit Autumn 2005

GASFITTERS, PLUMBERS AND DRAINLAYERS COURSES



We have now gained qualification and approval to teach national certificate courses to Gasfitters, Plumbers and Drainlayers. Their regulatory board has recommended that every qualified tradesperson should complete a minimum of 16 hours per annum of relevant study and in the case of Gasfitter/Plumber a total of 20 hours of relevant study per annum.

We are able to offer two national certificates that can be completed over six years with Government subsidy available. This offers two benefits: (a) the subsidy is about 60% of the fees and this means that candidates only have to find a relatively small amount per annum, and (b) the candidate ends up with a worthwhile qualification.

We believe that other trades groups will follow this trend. For many years, Doctors and Accountants have been expected by their peers and patients or customers, to have periodic retraining as technology and practices inevitably change with the times.



CHANGES TO EMPLOYMENT LAW COMMENCE 1 APRIL 2005

We have updated our HR system to reflect the most significant changes relating to statutory holidays and the Holidays Act.

CHANGES TO LAND TRANSPORT LEGISLATION/REGULATIONS

We are informed that there are about 27 changes coming into force in April. Most people will know about the provisions for roundabouts. We must now give way to pedestrians, even if they are on the other side (unless there is an island). Can you possibly name the other 25?

ROAD INJURY PREVENTION

In 2001 there were 388 deaths and 4,213* moderate to serious injuries on New Zealand Roads. Many of these injuries could have been prevented if people had thought differently. If they'd changed their attitude. If they hadn't used those three little words: 'She'll be right'.*

**ACC Claim Statistic*



If you would like a free 'She'll be right' ACC Thinksafe pack on road injury prevention, containing a video and quiz book, please contact Rebekah at Summit Systems on (03) 338 8820 or email hrsummit@xtra.co.nz

HAZARDOUS SUBSTANCES (APPROVALS AND ENFORCEMENT) BILL

The Minister's first reading speech is available on the web at: <http://www.clerk.parliament.govt.nz/Hansard.aspx> (scroll down to Hazardous Substances and New Organisms Amendment Bill). The text of the bill is available at: <http://www.knowledge-basket.co.nz/gpprint/docs/bills/20052441.txt>

A list of current Test Certifiers and Advisers is available at <http://www.ermanz.govt.nz/search/test-cert-reg.asp> or <http://www.ermanz.govt.nz/hs/hs-advisors.asp>



Copies of the transfer notice can be obtained on web at <http://www.ermanz.govt.nz/resources/publications/pdfs/consolidatedGN35and128.pdf>

A list of hazardous substances which require Approved Handlers and Tracking can be found at the website address <http://www.ermanz.govt.nz/hs/dangerous-goods/DGAHTR.pdf>

APPROVED HANDLERS NEED TRAINING FOR HAZARDOUS SUBSTANCES

A recent Test Certifier update indicates that there are about 90 approved and potential Test Certifiers. The update also reports that there are now 495 records in the location Test Certificates register. They anticipated the "real" number to be more like 1,000, albeit they would have expected the figures to be about 2,000 by now. The eventual goal could be as many as 20,000 Locations. ERMA (Environmental Risk Management Authority) has advised that there are now records for 2,791 Approved Handlers. The eventual goal could be as many as 50,000 - so there is still a long way to go.

SOME DANGEROUS GOODS LICENCES MAY RENEW

In the case of Dangerous Goods licences expiring on 31 March 2005, they may be renewed for a further 12 months, providing there are no significant changes to the operation and they are not required to have a Test Certificate before 31 March 2006. A Dangerous Goods licence is NOT the same as a Location Test Certificate that is to be obtained from a Test Certifier and be renewed annually by the renewal date.



STAGED IMPLEMENTATION FOR HAZARDOUS SUBSTANCES

The implementation programme is alphabetic as follows. Failure to complete test certification of a site by the due date is unlawful and prosecution is likely to follow.

Persons/Businesses beginning with	Due date	Persons/Businesses beginning with	Due date
A to Ck	Overdue	J, J, K, L	31 October 05
Cl to Cz	31 March 05	M	30 November 05
D, E, F	30 June 05	N, O, P	31 January 06
G, H	31 August 05	Q, R, S	31 March 06

IMPLEMENTATION OF HAZARDOUS SUBSTANCES REGIME

The Environmental Risk Management Authority (ERMA) is having considerable difficulty in meeting expectations of the implementation timetable and respective goals. It appears that some officials think that there are only a few thousand to be completed. Our understanding is that there were about 14,000 dangerous goods licences under the old regime that was managed by Local Government. We also understand that of those transferred; about 9,000 believe that they need to do something under the new laws. In other words, many of them believe that by some slight reductions and changes, they can drop off the scheme.

Our belief is that the real number to be completed with be at least twice the former number, as there has been a real growth in sites holding hazardous substances and the Local Governments were not active in trying to track down new sites being set up.

