

Department of Primary Industries

COAL MINE HEALTH AND SAFETY ACT 2002

Notice under Clause 152 of Coal Mine Health and Safety Regulation 2006

Applications for Licence for Diesel Engine Exhaust Sampling and Analysis

I, ROBERT REGAN, Chief Inspector, pursuant to Clause 152 of the Coal Mine Health and Safety Regulation 2006 (the Regulation), by this notice, specify that, in the case of an application for a licence in relation to the licensable activity referred to in Clause 149(1)(f) of the Regulation (ie sampling and analysis of diesel exhaust under Clause 74), the application must be in a form that includes evidence of the applicant's compliance with:

- (a) section 7 ('External Audits and Reports'), and
- (b) section 8 ('Testing Equipment and Standards')

of MDG29 DR070124 ("Guideline for the management of diesel engine pollutants in underground environments – DRAFT January 2007").

Dated this 29th day of January 2007.

ROBERT REGAN,
Chief Inspector,
NSW Department of Primary Industries

COAL MINE HEALTH AND SAFETY ACT 2002

Instrument of Appointment

PURSUANT to section 145 of the Coal Mine Health and Safety Act 2002 (the Act), the Minister for Mineral Resources hereby appoints Rodney Dale MORRISON as an investigator.

Dated this 23rd day of January 2007.

ALAN COUTTS,
Deputy Director-General,
NSW Department of Primary Industries
– Mineral Resources
(by subdelegation under section 214(2) of the Act)

COAL MINE HEALTH AND SAFETY ACT 2002

Notice under Clause 73(1)(a) of Coal Mine Health and Safety Regulation 2006

Diesel Fuel Used Underground

I, ROBERT REGAN, Chief Inspector, pursuant to Clause 73(1)(a) of the Coal Mine Health and Safety Regulation 2006 (the Regulation), by this notice, specify the requirements set out in the Schedule below as the requirements to which the operator of a coal operation must ensure that diesel fuel used (or for use) in the underground parts of the coal operation (in this notice referred to as diesel fuel) conforms.

Dated this 24th day of January 2007.

ROBERT REGAN,
Chief Inspector,
NSW Department of Primary Industries

SCHEDULE

1. All diesel fuel must comply with the Fuel Quality Standards Act 2000 of the Commonwealth (the Fuel Act), the Fuel Quality Standards Regulations 2001 under that Act and the National Fuel Standard (Automotive Diesel) Determination 2001 (the Determination), as amended, unless an approved variation under the Fuel Act has been permitted at the time of supply.
2. The flash point of diesel fuel must not be less than 61.5°C when tested in accordance with either:
 - (a) Clause 67(3) of the Regulation, or
 - (b) the Determination.
3. With the exception of Fyrex CI in a mixture of 500 parts diesel fuel to one part Fyrex CI (500:1), only diesel fuel additives that have been registered by the Environmental Protection Agency of the United States of America, may be used.
4. Flammable liquids must not be added to diesel fuel.
5. The mechanical engineering manager for the coal operation must ensure that sufficient testing of the diesel fuel is carried out so as to ensure compliance with this notice.
6. Records of tests required under clause 5 and all records required by the Fuel Act 2000 must be retained at coal operation for a minimum of 2 years.

COAL MINE HEALTH AND SAFETY ACT 2002

Notice under Clause 20(h) of Coal Mine Health and Safety Regulation 2006

Fire-Resistant Hydraulic Fluids

I, ROBERT REGAN, Chief Inspector, pursuant to Clause 20(h) of the Coal Mine Health and Safety Regulation 2006, by this notice, specify that hydraulic oil or fluid used in the under ground parts of a coal operation must be of a fire-resistant type for:

1. hydraulic braking systems on mobile plant where the friction surfaces are designed to operate in a dry state,
2. fluid couplings and hydraulic torque converters except where designed to operate integrally with an oil filled gearbox,
3. hydraulic self-advancing roof supports used in connection with longwall or shortwall faces, and
4. hydraulic breaker line supports.

Testing must be carried out in accordance with MDG 3006 MRT2 Material testing for hydraulic fluids and aerosol products.

Dated this 25th day of January 2007.

ROBERT REGAN,
Chief Inspector,
NSW Department of Primary Industries