



ALL REGISTERED MANAGERS

**GENERAL EXEMPTION FROM THE PROVISIONS OF REGULATION 6.33 OF
THE MINES SAFETY AND INSPECTION REGULATIONS 1995**

Pursuant to regulation 1.5(1) of the Mines Safety and Inspection Regulations 1995 (MSIR), I hereby exempt mines under the Mines Safety and Inspection Act 1994 (MSIA) from compliance with the requirements of regulation 6.33 of the MSIR.

I am satisfied that compliance with regulation 6.33 is impracticable due to the fact that design, construction and testing in accordance with Australian Standards AS 1228 – 1990, AS 1418 – 1994, AS 1210 – 1989 and AS 1735 -- 1986, as referenced in the regulation (by virtue of the application of regulation 1.3) is no longer practicable since the Standards have been superseded by Australian Standards AS 1228 – 2006, AS 1418 – 2002, AS 1210 – 1997 and AS 1735 -- 2003, which makes compliance with the requirements of the referenced standard impracticable.

Pursuant to regulation 1.5(2) of the MSIR, this exemption is made conditional upon the following:

Compliance with the provisions of regulation 6.33 of the Mines Safety and Inspection Regulations 1995 shall not be necessary provided that –

The manager of, and each employer at, a mine and each person who designs, manufactures, imports or supplies –

- any boiler for use at a mine ensures that the provisions of AS 1228 – 2006 are complied with in relation to the design, construction and testing of such plant at the mine; and
- any crane or hoist for use at a mine ensures that the provisions of AS 1418 – 2002 (*with amendments to 2007*) are complied with in relation to the design, construction and testing of such plant at the mine); and
- any pressure vessel for use at a mine ensures that the provisions of AS 1210 – 1997 (*with amendments and supplements to 2002*) are complied with in relation to the design, construction and testing of such plant at the mine; and
- any lift for use at a mine ensures that the provisions of AS 1735 – 2003 (*with amendments to 2006*) are complied with in relation to the design, construction and testing of such plant at the mine


M. J. Knee
STATE MINING ENGINEER

A436346

18 December 2007