



Amendments to the Mines Safety and Inspection Levy Regulations 2010

(effective 1 July 2014)

This information sheet explains the main amendments in effect from 1 July 2014 under the Mines Safety and Inspection Levy Regulations 2010. The aim of the amendment is to reduce the unnecessary administrative burdens for industry and increase clarity regarding compliance activities.

Amendment	Explanation
Regulation 3 definition of worker has been changed	Now reads: Worker means an individual who for remuneration carries out work at a mine in the course of mining operations (whether under a contract of employment, a contract for services or other arrangement).
Regulation 31(2) has been replaced	Now reads: The principle employer at a mine must keep records that enable the total number of hours worked at the mine by workers in each month be verified. Penalty: (a) For an individual – a fine of \$5 000; (b) For a body corporate – a fine of \$25 000
Regulation 31(3A) has been added	Now reads: Nothing in subregulation (2) is to be taken to require the principle employer at a mine to keep separate records for the purposes of that subregulation.
Regulation 31(3) has been replaced	Now reads: A person must not, in records referred to in subregulation (2), make an entry relating to the number of hours worked at a mine by workers that – (a) the person knows is false or misleading in a material particular; or (b) Is false or misleading in a material particular, with reckless disregard as to whether or not the entry is false or misleading in a material particular. Penalty: (a) For an individual – a fine of \$5 000; (b) For a body corporate – a fine of \$25 000.
Regulation 31(5) has been added	Now reads: If a person obliged to keep records under subregulation (2) ceases to be the principle employer at the mine within the 5 year period referred to in subregulation (4), the person must, within 15 days after ceasing to be principal employer at the mine, notify the CEO in writing of the place where the records are kept. Penalty: (a) For an individual – a fine of \$5 000; (b) For a body corporate – a fine of \$25 000