

## In three weeks the new Hazardous Substance Regulations come into effect...

This means on 1 December there will be some changes as outlined in our previous newsletters. In summary, they are as follows:

### HAZARDOUS SUBSTANCES INVENTORY

Your site will now require an inventory, if not already in place. This must be easily attainable as per Regulation 3.1 and include the name of substances held, their HSNO Classification numbers (i.e. 2.1.1A), UN Number and quantity on site including any specific storage requirements.

Information regarding production of a Hazardous Substance Register can be found on DGC Ltd website under information and then newsletters.  
[www.dgcompliance.co.nz/information](http://www.dgcompliance.co.nz/information)



HEALTH & SAFETY  
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### HAZCHEM SIGNAGE

You may already have Hazchem signage, however going forward, where a Class Diamond was required for a hazardous substance location, such as a bunker or gas

enclosure, it now has to have a Hazchem sign as per Regulation 2.5 & 2.6. The ICAO pictograms must also be correct.



### SAFETY DATA SHEETS (SDS)

Going forward all staff are to have knowledge and unobstructed access to SDS as per Regulation 2.11. All SDS (as per their HS Inventory) are to be readily accessible (hard or

soft copy) to all workers who handle substances, whether using or storage. SDS are to be reviewed every 5 years and to show NZ supplier contact details.



### TRAINED STAFF

You may already have at least one Approved Handler on site. Going forward any staff who handle, store or use hazardous substances, regardless the quantities, will now require to be trained under Regulation 4.5.

The previous concept of Approved Handler is now gone and has been replaced with Regulation 4.5, which for all intents and purposes is similar to the previous Approved Handler training. Class 6.1A & 6.1B toxins will also require specific Certified Handlers Certification as per Regulation 4.3.

This will have a huge impact on business and in response DGC are revamping our training to reflect the new regulations.

We recommend you consider the following training, as listed:

- Manufacture / Processing - over time everybody involved in handling.
- Retail - at least the people involved in inwards goods and storage distribution.
- Storage / Distribution - over time everybody involved in handling.
- Gas / LPG - those that are involved in transportable storage or changing cylinders.
- Spray Painters - at least those working in the paint shop starting with the spray painter.

Hazardous Substance training, that complies with Regulation 4.5, can soon be booked from DGC Ltd on [www.dgcompliance.co.nz/training](http://www.dgcompliance.co.nz/training). NB: There also needs to be a record of competent training and without this, we cannot issue a Location Compliance Certificate.



## INSTANT FINES

All of the above, if not in place from 1 December, may incur an infringement from a random (or intended) inspection by a WorkSafe NZ Enforcement Officer. This is over and above the infringements already mentioned within the new Regulations after every clause.

The fine is a personal fine, much like a speeding ticket and may be payable via the normal infringement system. Specific details are yet to be outlined, however, this is where personal liability becomes real.



## SITE PLAN

When we conduct an assessment, we are to inspect the site plan, to check it is as per Regulation 57.3.d.(ii). The Site Plan is to show boundaries in relation to road and neighbours, all Hazardous Substances locations including Control Zones and Hazardous Area Atmosphere Zones.

The Compliance Certifiers Performance Standards, which we are required to use as our audit template, may have extra requirements such as scale, date, version number, compass north, fire extinguisher etc.



## COMPLIANCE CERTIFIERS PERFORMANCE STANDARDS

Essentially the Regulations are performances based and outline the "want". Our Performance Standard is the "how" and is tied into the Regulations via Regulation 6 meaning there may be additional requirements to support a particular Regulation "want". This

document is still being finalised and is out for public consultation. Meanwhile each part of the Regulations outlines what we have to check, which does see some additional requirements such as PPE.



## INTERIM CERTIFICATES

DGC Limited, like all Compliance Certifiers (our new name, previously Test Certifier), are now part of the regulatory regime. We test the above controls regardless of any evidence on file. Consequently, audits may take longer, unless sites have everything ready for presentation.

second certificate for the remaining months of the year. This is increased administration meaning a small cost may result for the additional certification.

If a site has only a few remedial points, which are only minor, we can now issue an Interim Certificate for three months pending confirmation of any issues being remedied. Upon confirmation, we will then issue a

If remedial actions have not been completed by the three-month expiry, we are now required to notify WorkSafe NZ. If we visit a site and the breaches are not minor, then under our statutory obligations under the new Regulations we are now required to notify the site to WorkSafe NZ immediately.



## TOXINS & CORROSIVES

Formal certification for toxins and corrosives will not commence until the 1 December 2019, giving industry two years to become fully compliant.

As we visit your site we will continue to consult on toxins and corrosive to ensure everything is in order for December 2019.



## SUMMARY

Obviously, there is more details around other controls, however, the important regulatory items are mentioned above. When we visit for your next certificate renewal, we will assess any gaps and work with you towards full certification. Yes, the world has changed, however, the main thing is sites are taking all practical steps towards compliance given this is a massive change for both industry and the regulators.

Meanwhile as more information surfaces we will advise accordingly. We also encourage you visit our website for simple tools and information. Otherwise we can be contacted by phone or email. Please bear with us if you don't get an immediate response. We will get back to you.

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**! DGC will close for the Christmas break on Wed, 20 Dec and we'll be back on Mon, 15 Jan 2018 !**