

14 April 2020

Mr James Dunphy
Dangerous Goods Compliance Ltd
PO Box 20436
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By email: James@dgcompliance.co.nz

Dear James

Thank you for your letter of 9 April 2020 concerning difficulties faced by PCBUs when compliance certificates expire during Covid-19 lockdown.

You will be aware that WorkSafe has developed an approach to manage expired compliance certificates during Alert Level 4. This is viewed as pragmatic and reasonable in the current climate. Compliance certifiers are continuing to operate for essential services, whilst taking appropriate steps to minimise community transmission in accord with Government guidelines.

I acknowledge that non-essential services holding hazardous substances may fall into technical breach of the regulations if their certificate expires. WorkSafe will take a measured and proportionate approach in such circumstances. In regard to their insurance cover, no insurance company or any industry using hazardous substances has raised this with us as an issue. We are not aware of any widespread concern.

Our view is that an administrative approach can work effectively at this time. The threshold for changing legislation is high and in this case WorkSafe and MBIE have agreed there is a suitable non-legislative approach to managing the issue.

Yours sincerely



Phil Parkes
Chief Executive

Copy: Ross Wilson, Chair WorkSafe
Simon Wakefield, Ministry of Business Innovation and Employment