

Exemption from provisions of Health and Safety at Work (Hazardous Substances) Regulations 2017

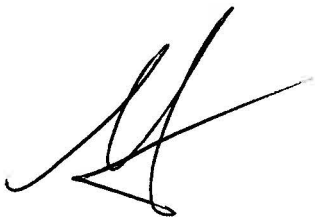
In accordance with section 220 of the Health and Safety at Work Act 2015 (the Act), I, Simon Humphries, Acting Deputy General Manager Investigations and Specialist Services of WorkSafe New Zealand, exempt **Contact Energy Limited and BYC Investments Limited** from compliance with regulation 11.21 of the Health and Safety at Work (Hazardous Substances) Regulations 2017 for the 4,490 litre above ground LPG tank at the NPD Lincoln Rd service station located at 55 Lincoln Road, Addington, Christchurch.

I do so –

- being satisfied that:
 - a. the extent of the exemption is not broader than is reasonably necessary to address the matters that gave rise to it; and
 - b. the exemption is not inconsistent with the purpose of the Act; and
- subject to the conditions specified on the following page:

This exemption takes effect on **8 October 2018** and expires on **8 October 2023** unless it is replaced sooner or revoked.

Signed at Wellington this *08* day of *October* 20*18*



Simon Humphries

Acting Deputy General Manager Investigations and Specialist Services

WorkSafe New Zealand

Exemption Conditions

The exemption is granted to Contact Energy Limited and BYC Investments Limited (the Parties) for the 4,490 litre above ground LPG tank located at NPD Lincoln Rd, 55 Lincoln Road, Addington, Christchurch and shown in BD Group Design (2016) Ltd drawing number N66171-E006, revision C, to have reduced separation distance to protected places subject to the following conditions:

1. The Parties must maintain a manually-operated deluge system in a fully operational state and it must be tested no less than annually. The test records must be kept for at least 3 years.
2. The Parties must maintain a concrete block wall adjacent to the LPG tank at 2.4 m high and 140 mm thick as shown in BD Group Design (2016) Ltd drawing number N66171-E006, revision C.
3. The Parties must permanently mark and maintain an exclusion zone on the ground extending at least 4.83 metres (the separation distance to public places) from the LPG tank and ensure that there are no ignition sources, no combustible materials and no staff work areas within this exclusion zone. A sign stating that these items are excluded must be displayed within the zone. The sign must meet the requirements of regulation 2.5(2)(c).
4. The Parties must permanently mark and maintain an exclusion zone on the ground extending at least 2 metres from the LPG tank deluge system manual valve and ensure that there are no ignition sources and no combustible materials within this exclusion zone. This valve must be readily accessible in case of emergency. A sign identifying the location of the manual valve must be displayed. The sign must meet the requirements of regulation 2.5(2)(c).
5. The Parties must maintain the layout of the site as shown in BD Group Design (2016) Ltd drawing number N66171-E006, revision C.
6. The Parties must provide a copy of this exemption to any compliance certifier engaged to issue a location compliance certificate for the LPG tank at NPD Lincoln Rd, 55 Lincoln Rd, Addington, Christchurch.
7. The exemption is revoked if:
 - a. there is a change to the layout of the site as shown in BD Group Design (2016) Ltd drawing number N66171-E006, revision C; or
 - b. there is a change in use of any buildings; or
 - c. any of the conditions are not complied with.