

# Notice of Exemption

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In accordance with section 220 of the Health and Safety at Work Act 2015, Flint Group NZ Limited is exempted from compliance with regulation 11.29(1) of the Health and Safety at Work (Hazardous Substances) Regulations 2017 (the HS Regulations) for their flammable liquids store at 6 Burrett Avenue, Penrose, Auckland. This exemption relates only in respect of the requirement that a building that is Type D storage specified in regulation 11.29(2)(d) of the HS Regulations must have a certain fire resistance rating for the walls, roof and doors, and is subject to the following conditions:

Flint Group NZ Limited must ensure that–

- (1) the store holds no more than 15,000 litres of class 3.1B and 3.1C flammable liquids; and
- (2) the walls of the store maintain their current fire resistance rating of 180/180/180 minutes with no penetrations through the walls; and
- (3) the unrated personnel doors on the northern side of the store must be replaced with doors of -/120/60 FRR or the highest fire rating available. This work must be completed within 12 months of the date this exemption takes effect, and WorkSafe NZ are to be notified on the completion of this work; and
- (4) the area inside and outside the store within 3 metres of all the doors of the store must be maintained clear of combustible materials; and
- (5) the store has no doors opening into the interior of the building unless required for personnel escape. These doors must have a fire resistance rating of the highest fire-rating available and must be self-closing in the event of a fire, and kept closed at all times other than when people need to move in and out of the workroom; and
- (6) the west and east facing walls of the store maintain the existing parapet structure and height to adjacent roof lines; and
- (7) the in-rack foam fire protection sprinkler system in the store, the protected place attached to the southern wall of the store and the canopy of the dispatch area must be maintained with current certification to AS/NZS 4541 *Automatic Fire Sprinkler Systems*; and
- (8) the foam fire protection must maintain a capacity of 80,000 litres, capable of delivering 15 minutes of foam to the store; and
- (9) the containers holding flammable liquids in the store must be limited to package sizes of no more than 20 litres for class 3.1B substances and no more than 220 litres for class 3.1C substances; and
- (10) there must be no more than 5,000 litres of class 3.1B or class 3.1C substances in plastic containers, limited to packages of no more than 20 litres; and
- (11) plastic containers of class 3.1B and class 3.1C substances must not be stored in racking more than one rack above ground level; and
- (12) there must be no class 3.1A flammable liquids held in the store; and
- (13) Flint Group New Zealand Limited must provide a copy of this Notice of Exemption to any compliance certifier engaged to issue a location compliance certificate for the store.
- (14) Hold a copy of the Notice of Exemption at the site.

This exemption takes effect on 22 September 2025 and expires on 22 September 2030 unless it is replaced sooner or revoked. This exemption is given the reference SEP2404.

Signed at Wellington this 18th day of September 2025

A handwritten signature in black ink, appearing to read 'Kate Morrison', with a stylized, cursive script.

Kate Morrison  
Head of Authorisations and Advisory  
WorkSafe New Zealand