

Date: 4 February 2016

Your Ref: SSD 7264

Ms Kerry Hamann
Senior Planner, Industry
NSW Department of Planning & Environment
23-33 Bridge Street
SYDNEY NSW 2000

UNCLASSIFIED

Dear Ms Hamman

Port Kembla Bulk Liquids Terminal (SSD 7264)

SafeWork NSW has reviewed the EIS and PHA for the above project and our submission and our comments are set out below.

The proponent/applicant should contact us prior to completing the responses to the submission.

- a) SafeWork NSW's SEARS listed 12 items to be taken into account/addressed when preparing the EIS/PHA. It appears that the proponent/applicant had assumed (incorrectly) that the requirements of SafeWork NSW in the SEARS were part of the 'Guidance Material' under attachment C of the OEH requirements and therefore did not require to be specifically addressed in the EIS/PHA.
- b) Section 9.1 of the EIS specifically requires that the proponent/applicant must consult with SafeWork NSW, among others listed, during the preparation of the EIS. This was not done. Reference at 9.3.2 in the EIS to a meeting with SafeWork NSW on 19 August 2015 is when the proponent provided an outline of the project to the Wollongong office of SafeWork NSW. However, SafeWork NSW met with representatives of the proponent/applicant during the exhibition period, on 19 January 2016, when SafeWork NSW outlined the procedure to be followed in relation to complying with the WHS legislation in general and the major hazard facilities chapter in particular.
- c) While the PHA has some references to the issues listed in the SafeWork NSW's SEARS, most have not been specifically addressed in the EIS/PHA as exhibited. The proponent/applicant must consult with SafeWork NSW prior to completing the Response to Submissions Report with regard to the requirements of SafeWork NSW.
- d) Items 3 to 6 in The Hazid Register at Appendix C in the PHA refer to scenarios relating to the MLA failures. The possibility of high surge pressures in the ship discharge pipeline when the fast closing valves operate prior to the MLA disconnecting should also be addressed. A similar scenario to be considered is high surge pressures if the ship's pumps stop on power failure.

If you have any questions please contact me on (02) 8867 2747 or email
sohan.fernando@safework.nsw.gov.au.

Yours sincerely



Sohan Fernando

Senior Safety Analyst
Major Hazard Facilities
SafeWork NSW