GUIDE

Work health and safety reports

WHS (MINES AND PETROLEUM SITES) LEGISLATION

This guide assists mine operators on how to complete their work health and safety reports.

Operators of the following classes of mines are not required to give the NSW Resources Regulator annual work health and safety reports:

- non-coal mines with total worker hours (including contractors) at the mine of less than 10,000 hours during the year
- mines or exploration sites where the only mining activity undertaken is exploration
- petroleum sites
- opal mines and
- tourist mines.

Important note: Operators of non-coal mines must login to the Regulator Portal and declare they meet the exemption criteria. The NSW Resources Regulator will send a reminder email to this effect.

About work health and safety reports

Clause 130 of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2014 requires the mine operator to give the NSW Resources Regulator a work health and safety report. The report must provide certain information, including details of incidents and injuries at the mine during the reporting period set out below. This type of information is used for preparing key statistical data on injuries and illness in the mining sector.
When to submit reports

Mine operators are required to submit a work health and safety report once a year. Quarterly reports are no longer required to be submitted.

The mine operator must submit a report for each mine no later than 30 July each year for the period 1 July to 30 June in the preceding financial year.

For the period 1 July 2019 to 30 June 2020, the submitted quarterly reports will be available in the Regulator Portal as read-only.

Completing the form online

Work health and safety reports must be submitted online through the Regulator Portal. You will need a user account for the portal to be able to report for all mines operated by you.

Should you require a user account set up for the portal or to add a mine you operate to your existing user account then please submit a request to us via email. Your request should be made by an authority/statutory position holder and include:

- name and position title of representative/s requiring a user account
- contact phone number (mobile preferred) of representative
- email address of representative (must be a unique email address) and a
- list of all the mines for which Regulator Portal access is required by the representative.

You must complete a report for each mine. If no work was carried out at a mine during the quarter, you will be asked to make a declaration confirming that it did not operate.

Call us on 1300 814 609 if you have any enquiries about the reporting.

Terms used in the form

Mining operations are defined in Section 7 of the Work Health and Safety (Mines and Petroleum Sites) Act 2013 and includes any activities carried out in connection with construction, exploration, extraction, processing and storing, and closure at the mine site.

Incident means (a) a notifiable incident referred to in section 14 of the Work Health and Safety (Mines and Petroleum Sites) Act 2011 or (b) an incident referred to in clause 128 of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2014. For more information, refer to the Notification of incident and injury guide.
**Worker** means an employee, a contractor or subcontractor, an employee of a contractor or subcontractor, an employee of a labour hire company who has been assigned to work in the person’s business or undertaking, an outworker, an apprentice or trainee, a student gaining work experience, or a volunteer.

**Employee** means a worker who is a direct employee of the mine operator. The term ‘other’ means all other workers at the mine, during the reporting period.

**Number of workers** means the average number of workers who worked at the mine during the reporting period, regardless of the number of hours worked or employment status. Do not adjust to full-time equivalents. Do not include people who are absent from work on paid or unpaid leave for the entire reporting period. Mine operators with employment levels that do not vary could record the number of workers at the start or end of the reporting period, rather than calculating an average.

**Number of hours worked** means the total number of hours (including additional shifts and overtime) worked at the mine during the reporting period.

**Number of deaths** means the total number of deaths that occurred during the reporting period as a result of incidents.

**Number of permanent incapacities** means the total number of incidents that resulted in permanent incapacity that occurred during the reporting period.

**Number of lost time injuries and illnesses** means the total number of injuries and illnesses of workers during the reporting period that resulted in the inability of a worker to work for one day or more (not including the day on which the injury was sustained or the illness first became apparent).

**Number of days lost from work** means the total number of days lost (not including the day on which the injury was sustained or the illness first became apparent) from work by workers during the reporting period as a result of injury or illness, including any which resulted from injuries or illnesses in a prior reporting period.

**Number of new restricted duties injuries and illnesses** means the total number of injuries and illnesses of workers during the reporting period that resulted in a worker being placed on restricted duties (not including the day on which the injury was sustained or the illness first became apparent), but not injuries or illnesses already counted as lost time injuries and illnesses.

**Number of days on restricted duties** means the total number of days (not including the day on which the injury was sustained or the illness first became apparent) on which workers carried out restricted duties during the reporting period as a result of incidents, including any which resulted from injuries or illnesses in a prior reporting period.

**Number of new medical treatment injuries** means the total number of injuries and illnesses of workers during the reporting period that resulted in a worker requiring medical treatment, but not injuries or
illnesses already counted in the number of lost time injuries and illnesses or number of new restricted duties injuries and illnesses.

**Medical treatment** means the management or care of a patient including: (a) the suturing of a wound, (b) the treatment of fractures, (c) the treatment of bruises by drainage of blood, (d) the treatment of second and third-degree burns, but does not include diagnostic procedures, observation, counselling, first aid or therapeutic measures taken solely for preventative purposes. For more information, refer to the [Notification of incident and injury guide](#).

**Number of incidents** means the total number of notifiable incidents and incidents referred to in clause 128.