



**NSW
Resources
Regulator**

GUIDE

APPLYING FOR A CERTIFICATE OF COMPETENCE

(2022–23 calendar of exams – updated October 2022)



Document control

Published by NSW Resources Regulator

Title: Applying for a Certificate of Competence

First published: May 2022

Authorised by: Chief Inspector

CM9 reference: MEG/DOC21/653723

AMENDMENT SCHEDULE

Date	Version	Amendment
October 2021	1	Revised
April 2022	2	Further revisions
September 2022	3	Amendments for WHS (Mines and Petroleum Sites) Regulation 2022 and general editorial and clarification of links.
October 2022	4	Further revisions

© State of New South Wales through Regional NSW 2022. You may copy, distribute, display, download and otherwise freely deal with this publication for any purpose, provided that you attribute Regional NSW as the owner. However, you must obtain permission if you wish to charge others for access to the publication (other than at cost); include the publication in advertising or a product for sale; modify the publication; or republish the publication on a website. You may freely link to the publication on a departmental website.

Disclaimer: The information contained in this publication is based on knowledge and understanding at the time of writing (April 2022) and may not be accurate, current or complete. The State of New South Wales (including Regional NSW), the author and the publisher take no responsibility, and will accept no liability, for the accuracy, currency, reliability or correctness of any information included in the document (including material provided by third parties). Readers should make their own inquiries and rely on their own advice when making decisions related to material contained in this publication.

Contents

1. Introduction	3
2. Background	3
3. Applying for a certificate of competence	4
3.1. Briefing sessions.....	4
3.2. Eligibility and application requirements	4
3.3. Application fees.....	6
3.4. Submitting applications and registering for an exam.....	6
3.5. Application outcomes	6
4. The examination processes	6
4.1. Written exams.....	7
4.1.1. Resitting a written examination	7
4.2. Oral exams	8
4.2.1. Resitting an oral examination	8
5. Certificate of competence	9
5.1. Being granted a certificate of competence.....	9
5.2. Practising certificates	9
5.3. Maintenance of competence.....	9
6. Further information	10
7. Statutory function guides	10

1. Introduction

This guide provides information and instructions to assist applicants applying for a certificate of competence for the following statutory functions:

- Mining engineering manager of underground coal mines
- Electrical engineering manager of underground coal mines
- Mechanical engineering manager of underground coal mines
- Undermanager of underground coal mines
- Deputy of underground coal mines
- Mining engineering manager of coal mines other than underground mines
- Open cut examiner of coal mines other than underground mines
- Electrical engineer of coal mines other than underground mines
- Mechanical engineer of coal mines other than underground mines
- Mining engineering manager of underground mines other than coal mines
- Underground mine supervisor of underground mines other than coal mines
- Quarry manager of mines other than underground mines or coal mines

Note: Cable repair signatory certificate of competence information (including guide and modules) can be found on the Resources Regulator [website](#).

2. Background

Certificates of competence to exercise certain statutory functions are granted under the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022. A person is eligible to hold a certificate of competence for a statutory function once they have been assessed and deemed competent to exercise that function.

Key requirements to determine competence for a certificate of competence include specified qualifications and experience, satisfying set criteria and an examination process. The assessment

process is facilitated by the NSW Resources Regulator, with competence standards determined in consultation with the Mining and Petroleum Competence Board.

In 2019, an independent review of the certificate of competence examination processes found that while the process was valid, relevant and mostly in line with contemporary practice, enhancements could be made to improve the rigour, reliability and defensibility of examination processes.

In response to this review, a blueprint framework has been developed and implemented, to standardise the way exams are constructed and delivered. The framework will ensure validity, reliability, transparency and consistency of assessment.

3. Applying for a certificate of competence

Applications for a certificate of competence must satisfy a range of eligibility and application requirements as outlined below.

3.1. Briefing sessions

Briefing sessions for each statutory function are conducted by examination panel members to provide applicants with information about the examination process including key contacts, dates, available resources and advice to assist with preparing for the exam process.

It is strongly recommended that all applicants attend a briefing session, however, we understand this is not always possible. Therefore all sessions are recorded and published on the Resources Regulator website, where possible.

Find out when the next briefing session for each statutory function is scheduled and register your interest in attending via the [Briefing Sessions webpage](#).

3.2. Eligibility and application requirements

All applications must include supporting documentation as evidence to satisfy each of the following prerequisites:

Eligibility criteria	Requirement
Age	The minimum age a person will be issued with a certificate of competence is 21. However, an application for a certificate of competence may be submitted before turning 21.

Eligibility criteria	Requirement
Tertiary and vocational qualifications	<p>Applications must be accompanied by certified documentation.</p> <p>The specific tertiary qualifications required for each statutory function is outlined in your relevant statutory function guideline document.</p> <p>Refer to the Factsheet: Recognition of qualifications and units of competence for further general information on what may be acceptable.</p>
Relevant practical experience	<p>All applicants must demonstrate</p> <p>The relevant practical experience required for each statutory function is outlined in your relevant statutory function guideline document.</p> <p>Also ensure you refer to:</p> <ul style="list-style-type: none"> • Guide – Experience pre-requisites explained for certificate of competence application • Sample entry of experience in an online application for certificate of competence <p>on our Certificate of competence guide webpage.</p>
Emergency preparedness and response competency	<p>All applicants must provide evidence of successfully completing the required unit of competence in emergency preparedness and response.</p> <p>Details about the unit of competence required for each statutory function is outlined in your relevant statutory function guideline document.</p> <p>Refer to the Factsheet: Recognition of qualifications and units of competence for further general information on what may be acceptable.</p>
Candidate portfolio	<p>All applicants must submit a portfolio to demonstrate knowledge and experience. Evidence may include certificates, documented work tasks or records.</p> <p>Portfolio requirements for each statutory function is outlined in your relevant statutory function guideline document. Further general information is available on our Competencies and portfolios webpage.</p>

3.3. Application fees

The certificate of competence examination process involves application fees that must be paid via the portal when submitting applications.

Once an application has been assessed and an applicant has been invited to progress to the examination process additional examination fees will be requested and must be paid prior to sitting an exam.

The fee schedule is outlined on the [Examination fee schedule](#).

3.4. Submitting applications and registering for an exam

All applications must be made online via the [Resources Regulator portal \(mining workers\)](#).

Applications should include supporting documentation to satisfy the prerequisites for the relevant statutory function and applicable fees must be paid upon submission.

Once you have submitted your application, you will be able to register for an exam.

All supporting documentation must be certified as a true copy by an authorised certifier and applicants must provide documentation to enable the Resources Regulator to verify the identification of applicants.

Information about how to certify documents and what identification records are required are outlined in the [Certifying documents and verifying identity fact sheet](#).

Note: Applicants are responsible for ensuring applications are accurate and complete, including supporting certified documentation, and that fees and submission are finalised prior to the closing date.

3.5. Application outcomes

Applicants will be notified of the outcome of their application as soon as possible.

Successful applicants will be invited to progress to the examination process via email. Applicants are required to confirm exam attendance and pay the required exam fee prior to sitting the exam.

4. The examination processes

A key requirement to determine competence for statutory functions is for applicants to pass an examination process that may include written and/or oral exams.

To assist with preparing for the written examination refer to your relevant statutory function description and competencies available on our [Competencies and portfolios web page](#).

Additional resources, including examples of the types of questions you may be asked in a written exam and oral exam and a sample examination paper, are also available [here](#).

New candidates are candidates who have either put in an application or started a new examination process after 1st July 2022.

All other candidates are considered existing candidates.

4.1. Written exams

If you satisfy all prerequisites and your application is successful, you will be invited to sit a written exam.

Each written exam will consist of two types of competencies that candidates must satisfy:

- Essential competencies and benchmarks – those ranked as essential for each statutory function will be assessed in questions and applicants must be deemed competent for all of them (100%)
- Desirable competencies and benchmarks – a selection of competencies and benchmarks that are ranked as desirable will also be assessed and applicants must be deemed competent in at least 60% of the questions

A pass for the written exam is a prerequisite for progressing to the oral exam.

Written exam fees must be paid prior to sitting the examination.

Note: existing candidates will continue to sit under the rules that applied when they sat their written exams. They will receive a three-year credit for a pass in any individual paper. At the end of this three-year period, the credit will expire.

4.1.1. Resitting a written examination

For new candidates, if you do not pass the written exam, you will need to put in a new application via the [Resources Regulator portal \(mining workers\)](#).

For existing candidates, if you do not pass the written exam, you will need to apply for a re-examination of the written exam as a pass for the written exam is a prerequisite for progressing to the oral exam. If your application for re-examination is successful, you will be invited to re-sit the exam. This will incur additional [re-sit fees](#) that must be paid prior to the new scheduled exam date.

The application for re-examination is available for completion through the [Resources Regulator portal \(mining workers\)](#).

4.2. Oral exams

New candidates who are assessed as having achieved 100% of the essential competencies and 60% of desirable competencies (or closest rounded up or down percentage) in the written exam will be invited to sit the oral exam. The oral exam will be conducted like an interview where you will be asked questions by the panel of examiners.

Oral exam fees must be paid before sitting the examination. The link to pay will be sent to you together with your invitation.

Like the written exam, the oral exam will consist of two types of competencies that candidates must satisfy:

- essential competencies and benchmarks –ranked as essential for each statutory function will be assessed in questions and applicants must be deemed competent for all of them (100%)
- desirable competencies and benchmarks – a selection of competencies and benchmarks that are ranked as desirable will also be assessed and applicants must be deemed competent in at least 60% or more of the questions.

A candidate who is assessed as competent in satisfying the above competencies, will be recommended by the examination panel to the Resources Regulator (Chief Inspector) to be granted a certificate.

Where in an oral exam following on from the round of written exams passed, that a candidate obtains a minimum of 60% or more of essential and desirable competencies/benchmarks (or closest rounded up or down percentage), then they will be eligible to re-sit the oral exam in that round of exams only.

Note: existing candidates will continue to sit under the rules that applied when they sat their exams. If they are assessed as 'not yet competent' for their first oral exam, then they will be permitted to attempt the oral exam two more times within three years of passing the written exam.

4.2.1. Re-sitting an oral examination

For new candidates, if you do not pass your first oral exam and meet a certain benchmark in your first oral attempt, you are permitted to attempt the oral exam one more time within the current round of the exams in that year of passing the written exam.

You will need to apply for a re-examination of the oral exam. Application fees will apply for the further attempt of the oral exam and must be paid at the time of application for re-sit. If you fail a re-sit attempt

of the oral exam, you must re-apply to sit and pass the written exam before you will be permitted to make further attempts at the oral exam.

The application for re-examination is available for completion through the [Resources Regulator portal \(mining workers\)](#).

Note: existing candidates will continue to sit under the rules that applied when they sat their exams. If they are assessed as 'not yet competent' for their first oral exam, then they will be permitted to attempt the oral exam two more times within three years of passing the written exam.

5. Certificate of competence

5.1. Being granted a certificate of competence

A certificate of competence may be granted once an applicant has been deemed to satisfy all prerequisites and successfully completed written and/or oral examinations.

5.2. Practising certificates

Candidates may apply for, and be issued with, a practising certificate at the same time as applying for a certificate of competence. If you do not tick the box to receive a practising certificate in your original online application, then you will be required to apply separately later and with a fee, prior to working in the statutory position at a mine. If you do not apply within 1 year of being granted your certificate of competence, then an additional 20% of maintenance of competence requirements may be a condition for you to complete in the first year of your practising certificate.

The fees that apply for practising certificate application are outlined in the [fee schedule](#) and the application form is available through the [Resources Regulator portal \(mining workers\)](#).

More information is available on the [Apply for a practising certificate webpage](#).

5.3. Maintenance of competence

Holders of a practising certificate are required to keep up to date with knowledge and skills in order to exercise a statutory function. The maintenance of competence scheme requires holders of practising certificates to undertake specified hours of recognised learning to maintain competence over the five-year period that a certificate is valid for.

It is the responsibility of statutory function practitioners to be aware of the learning requirements and document completed learning hours and topics in a logbook over the period of the practising certificate.

Practitioners must also apply to renew practising certificates with a declaration of learning every five years.

More information is available on the [Maintenance of competence webpage](#).

6. Further information

More information about the certificate of competence examination process is available on our [website](#) or by contacting the Mining Competencies and Authorisations Unit at:

Email: mca@regional.nsw.gov.au

Phone: 1800 814 609 (options 2 then 3)

Post: Mining Competencies and Authorisations Unit

NSW Resources Regulator

PO Box 344, Hunter Region Mail Centre NSW 2310

7. Statutory function guides

There are separate guides for each of the following statutory functions on the Certificate of competence guide [web page](#) providing further information about the prerequisites and examination details for each:

- Mining engineering manager of underground coal mines
- Electrical engineering manager of underground coal mines
- Mechanical engineering manager of underground coal mines
- Undermanager of underground coal mines
- Deputy of underground coal mines
- Mining engineering manager of coal mines other than underground mines
- Open cut examiner of coal mines other than underground mines
- Electrical engineer of coal mines other than underground mines
- Mechanical engineer of coal mines other than underground mines
- Mining engineering manager of underground mines other than coal mines
- Underground mine supervisor of underground mines other than coal mines
- Quarry manager of mines other than underground mines or coal mines