

Department of Primary Industries

COAL MINE HEALTH AND SAFETY ACT 2002

Appointment of Member to the Coal Competence Board

I, IAN MACDONALD, M.L.C., Minister for Mineral Resources, pursuant to section 132(1)(d) of the Coal Mine Health and Safety Act 2002, appoint Mr Robert Charles GIBBONS as an independent member of the Coal Competence Board for the period of eighteen (18) months, commencing on 1 July 2009 expiring 31 December 2010.

Dated this 10th day of June 2009.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

COAL MINE HEALTH AND SAFETY ACT 2002

Appointment of Member to the Coal Competence Board

I, IAN MACDONALD, M.L.C., Minister for Mineral Resources, pursuant to section 132(1)(d) of the Coal Mine Health and Safety Act 2002, appoint Mr John Barry McKENDRY as an independent member of the Coal Competence Board for the period of three years, commencing on 1 July 2009.

Dated this 10th day of June 2009.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

COAL MINE HEALTH AND SAFETY ACT 2002

Notice under Clause 73(1)(a) of Coal Mine Health and Safety Regulation 2006

Diesel Fuel Used Underground

I, ROBERT REGAN, Chief Inspector, pursuant to Clause 73(1)(a) of the Coal Mine Health and Safety Regulation 2006 (the Regulation), hereby:

- (a) revoke the notice under Clause 73(1)(a) of the Regulation published in *New South Wales Government Gazette* No. 24 of 2 February 2007, at page 662, and
- (b) specify the requirements set out in the Schedule below as the requirements to which the operator of a coal operation must ensure that diesel fuel used (or for use) in the underground parts of the coal operation (in this notice referred to as diesel fuel) conforms.

Dated this 24th day of June 2009.

ROBERT REGAN,
Chief Inspector,
NSW Department of Primary Industries

SCHEDULE

1. All diesel fuel must comply with the Fuel Quality Standards Act 2000 of the Commonwealth (the Fuel Act), the Fuel Quality Standards Regulations 2001 under that Act and the National Fuel Standard (Automotive Diesel) Determination 2001 (the Determination), as amended, unless (and except to the extent that) a relevant approved variation under the Fuel Act was in force at the time of supply of the fuel concerned.

2. The sulfur content of diesel fuel must not be greater than 10 mg/kg when tested in accordance with ASTM D5453.
3. The flash point of diesel fuel must not be less than 61.5°C when tested in accordance with either:
 - (a) clause 67(3) of the Regulation, or
 - (b) the Determination.
4. With the exception of Fyrex CI in a mixture of 500 parts diesel fuel to one part Fyrex CI (500:1), only diesel fuel additives that have been registered by the Environmental Protection Agency of the United States of America may be used.
5. Flammable liquids must not be added to diesel fuel.
6. The manager of mechanical engineering for the coal operation must ensure that sufficient testing of the diesel fuel is carried out so as to ensure compliance with this notice.

Records of tests required under Clause 6 above must be kept at the coal operation for a minimum of 2 years.

COAL MINE HEALTH AND SAFETY ACT 2002

Notice under Section 217

Documents Required to be Supplied to Chief Inspector

I, ROBERT REGAN, Chief Inspector under the Coal Mine Health and Safety Act 2002 (the Act), pursuant to Clause 217 of the Act, by this order:

1. Revoke the notice titled "Documents required to be supplied to Chief Inspector" published in *New South Wales Government Gazette* No. 132 of 17 October 2008, at pages 10018, and
2. Specify that, if the Act or the regulations made under the Act require something to be sent or given to the Chief Inspector, it is sufficient that it is sent or given to any officer of the NSW Department of Primary Industries:
 - (a) at any office of the Department or using any postal address, or
 - (b) by electronic or facsimile transmission to any of the email addresses or facsimile numbers,

listed in the Schedule below.

Dated this 24th day of June 2009.

ROBERT REGAN,
Chief Inspector,
NSW Department of Primary Industries

SCHEDULE

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