

Subject: Entry Report
From: peter_sullivan@worksafe.vic.gov.au
Date: 26/06/2017 10:25 AM
To: ue@ueindustries.com



ENTRY REPORT



Date of Report: w
Entry Date and Time : 21/04/2016 09:45 AM

Visit Number: V00011306272L
Departure Date and Time: 21/04/2016 11:30 AM

PLACE ENTERED

Legal Name: THE TRUSTEE FOR UE INDUSTRIES TRUST

ABN: 23321012092

Legal Address: 53 MAJORS LINE ROAD
FERNIHURST 3518

Trading Name (if different from above):

Phone No : 0402218102 **Facsimile No :**

Service Method: w

OTHER PERSONS ATTENDING WITH INSPECTOR

WorkSafe Inspector:
WorkSafe Staff:

Other Persons:

THIS REPORT GIVEN TO w

Name: Eugene Apter
Name of person copy given to: w
No HSR

Person's Position: w
Employer Representative
Person's Position: w
Health and Safety Representative

Purpose for entry:

I entered this place on request to investigate an alleged contravention of the health and safety legislation.

POWERS OF ENTRY: w

Under section 98(1) of the Occupational Health and Safety Act 2004, I entered your workplace during working hours.

OBSERVATIONS AND ACTIONS OF THE INSPECTOR

1. OHS-164527-1 : Service Request-Alleged Contravention

I attended this location as a result of 2 service request lodged with the WorkSafe Victoria Advisory Service. Details regarding these service requests are as follows.

19-Apr-16 08:51

- The caller is from Victoria Police

- He states that he spoke to a WorkSafe inspector at Bendigo and they requested him to call the concerns through to advisory and SR raised for an inspector to attend with police this week before the music festival commences to assess the site for safety issue

21-Apr-16 09:24

Festival organisers are constructing stages, poles and lighting in what seems to be a very unsafe manner.

A Front end loader is being used and concerns regarding lack of safety at the site could lead to an accident.

Festival is expected to start tomorrow and caller is concerned that the festival may also be packed down in an unsafe manner.

2. OHS-152347-1 : Service Request-Alleged Contravention

The following issues were observed and discussed during this site visit.

- The services of AML Risk management have been engaged by the employer to ensure OHS requirements are followed during bump in, during the event and during the bump out of the Yeaya Music Festival.

- An emergency management plan has been developed and implemented at this location.

- Site security is being conducted by the AWG Group.

- Site environmental plan developed and implemented.

- 4000 patrons will be attending concert over a 3 day period.

- 52 on site toilets are provided for patrons use during the concert.

- Council permits have been obtained.

- First aid treatment at the concert site was being provided by Ambulance Victoria and St Johns First Aid.

- I conducted an inspection of 2 small staging areas these stages were not higher than 1.5 metres above the ground level.

- Shade structures have been erected and were nearing completion.

- Only issue raised during this site inspection related to the testing and tagging of portable electrical tools. Once this issue was raised arrangements were made for the site electrician to commence testing and tagging the untested equipment observed during the site inspection.

- I observed all work at height were being completed from scissor lifts or boom lift hired from Coates hire. I conducted a check of operators training and also high risk licences during this site inspection.

- I was unable to observe any front end loaders during this site inspection as mentioned in the service request

- The forklift in operation at the site during my site inspection was owned and operated by Geelong Mobile Coolrooms the operated had a current high risk licence to operate the forklift.

Voluntary compliance has been achieved.

3. OHS-164527-2 : Service Request-Alleged Contravention

We discussed the arrangements that are in place to consult with employees over Health and Safety issues and to ensure that employees are represented.

4. OHS-1144 : Service Request-Alleged Contravention

Inspect, examine and make enquires (including documents)

- In accordance with Section 99(a) and (b) of the Occupational Health and Safety Act 2004, I inspected, examined and made enquiries. This includes documents detailed in the body of this entry report.

5. OHS-1155 : Service Request-Alleged Contravention

Legal name of the Trustee of the trust

I made reasonable enquiries to determine the legal name of the Trustee for the UE Industries Trust. I was unable to establish who is the Trustee for the UE Industries Trust.

- As a result this documentation is issued to the Trustee for the UE Industries Trust.

INSPECTION OUTCOMES SUMMARY

Notices Issued By Inspector

Notice Number(s):

Description(s):

STATUS OF NOTICES THAT WERE MONITORED DURING THIS ENTRY

Additional Details:

I GAVE YOU THESE DOCUMENTS

Title:

Description:

INSPECTOR INFORMATION

Name of Inspector:

Peter Sullivan

Telephone Number of Inspector:

5443 8866

Facsimile Number of Inspector:

5441 3997

Email Address of Inspector:

peter_sullivan@worksafe.vic.gov.au

Original Report Hand Written

Service Request Number: **96351**

Asbestos and Trenching Notification Number:

INTERNAL REVIEW OF CERTAIN INSPECTOR DECISIONS

If you want to apply for internal review of a decision made by an inspector during this visit, you must lodge the approved application form with the Internal Review Unit within 14 days of the date the decision came to your notice. WorkSafe Victoria (WorkSafe) must conduct the internal review within legislated time frame of either 7 or 14 days depending on the category of reviewable decision. If WorkSafe does not notify you of the internal review decision within the required time, WorkSafe is taken to have made a decision to affirm the reviewable decision. Not all decisions can be internally reviewed and in order to seek internal review of a decision you must be an eligible person.

Application forms for internal review, a list of reviewable decisions and a list of eligible persons are available upon request from a WorkSafe Inspector, WorkSafe Advisory Service on 1800 136089 or they can be downloaded from the website worksafe.vic.gov.au

All applications are to be in approved form and must be received by WorkSafe's Internal Review Unit, GPO Box 4306, Melbourne 3001 in order to be considered.

If you lodge an application for internal review and you do not receive a decision within the required time frame or you receive an Internal Review decision that you are not happy with, you can then apply to Victorian Civil and Administrative Tribunal for external review within 14 days of the date the Internal Review decision or non-decision first came to your attention. Applicants seeking external review must be an eligible person.

You can contact the Internal Review Unit on telephone (03) 8663 5450, fax (03) 8663 5451 or by email at internalreviewunit@worksafe.vic.gov.au

OFFENCE

The following Acts, including any regulations made under them carry varying offences such as failure to meet duties and obligations, non compliance with a notice or direction issued or made by an inspector and hindering or obstructing an inspector in the exercise of their powers:

* Occupational Health and Safety Act 2004

* Dangerous Goods Act 1985

* Equipment (Public Safety) Act 1994

For specific details about offences and subsequent penalties refer to the specific Act or regulation.

FEEDBACK

If you want to contact WorkSafe in relation to this entry by our Inspector other than for Internal Review purposes (see above), please use the following guide:

* to clarify any matter that is covered by the Entry Report and any associated Notices or Directions contact the issuing Inspector, whose name and contact details appear above in the Inspector Information section in this Entry Report.

* to make comment about any aspect of how this inspection was conducted, contact the inspector's senior management on telephone 5443 8866, fax 5441 3997 or by writing to P.O. Box 1100, Bendigo 3550

* to provide feedback in relation to WorkSafe activities or the legislation we administer, write to WorkSafe Victoria, Advisory Service GPO Box 4306 Melbourne Victoria 3001, For general enquiries contact our Advisory Service on (03) 9641 1444 or 1800 136 089 (toll free). Otherwise email info@worksafe.vic.gov.au

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FURTHER INFORMATION

WorkSafe has a range of publications to explain your legal responsibilities and help you make your premises/site safer. To inquire about these publications, telephone (03) 9641 1333 or 1800 136089, or visit worksafe.vic.gov.au

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