

Queensland



Subordinate Legislation 2003 No. 339

Coal Mining Safety and Health Act 1999

**COAL MINING SAFETY AND HEALTH
AMENDMENT REGULATION (No. 1) 2003**

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1 Short title

This regulation may be cited as the *Coal Mining Safety and Health Amendment Regulation (No. 1) 2003*.

2 Regulation amended

This regulation amends the *Coal Mining Safety and Health Regulation 2001*.

3 Replacement of s 261 (Using vehicles powered by internal combustion engines)

Section 261—

omit, insert—

‘261 Using plant powered by internal combustion engines

‘(1) The underground mine manager must ensure plant powered by a non-explosion protected internal combustion engine is used—

- (a) only in a NERZ at the mine; and
- (b) only if—
 - (i) the engine is—
 - (A) a compression ignition type; and
 - (B) clearly marked as a non-explosion protected engine; and
 - (ii) any hazard controls for the plant’s operation as decided by a risk assessment mentioned in section 260(2)(f) are implemented; and
 - (iii) for plant that is mobile equipment—access by the plant into an ERZ1 is prevented by a system that is either fail safe or includes multiple redundancy devices.

‘(2) The underground mine manager must ensure an internal combustion engine used to power plant in an ERZ1 is—

- (a) a compression ignition type; and

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- (b) a type that has been tested by a nationally accredited testing station under AS/NZS 3584.2:2003 Diesel engine systems for underground coal mines—Explosion protected; and
- (c) assessed by the engine’s manufacturer, having regard to the recognised standard for explosion protected diesel engine systems, as safe to use in an ERZ1; and
- (d) clearly marked with information identifying—
 - (i) the test report for the test mentioned in paragraph (b); and
 - (ii) the assessment report for the assessment mentioned in paragraph (c).

‘(3) The underground mine manager must ensure an internal combustion engine is not used to power plant in an ERZ0.

‘(4) In this section—

“AS/NZS” means a joint Standards Australia and Standards New Zealand standard.’

ENDNOTES

1. Made by the Governor in Council on 11 December 2003.
2. Notified in the gazette on 12 December 2003.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Natural Resources and Mines.