



# Improvement Notice

(paragraph 3.30(e))

*Offshore Petroleum and Greenhouse Gas Storage Act 2006  
Offshore Petroleum and Greenhouse Gas Storage (Safety) Regulations 2009*

**Notice Number: 0367**

## IMPROVEMENT NOTICE

To: MODEC Venture 11B.V.

I, [REDACTED] an OHS inspector appointed under section 680 of the Act, am satisfied that the person named above as the responsible person is contravening, or has contravened, and is likely to contravene:

(a) Clause 9(2)(e) of Schedule 3 to the Act

at: the MODEC Venture 11 facility.

The reasons for my opinion are:

The current lifeboat davit arrangements do not adequately provide for a safe working load (SWL) to accommodate the operator's proposed personnel on board (POB) of 40 persons with an average weight of 91kg with an appropriate level of lifeboat redundancy.

The previous facility operator, Santos Limited, advised that it was impractical to carry out proposed major maintenance activities and integrity related projects with a reduced POB of 33 to meet SWL requirements, and therefore proposed to utilise both lifeboats on an interim basis (no redundancy). It is noted that MODEC Venture 11B.V. has advised that plans are in place to upgrade lifeboats and davits to safely accommodate 40 persons.

You are required to take action within **220** days of the date of this notice to prevent further contravention or likely contravention of the clause or regulation.

\* The following action must be taken by the responsible person within the period specified above:

1. Replace, re-certify, or by any other suitable means, ensure the lifeboats and davit arrangements are suitable to accommodate the expected number of POB within the SWL for the arrangement, with an appropriate level of redundancy.
2. Introduce additional measures to ensure the ongoing fitness for service and availability of the existing lifeboats e.g. increased frequency of inspection and testing.
3. Develop and introduce a daily weight management system to ensure total weight per lifeboat does not exceed its current safe working load.

Signed:

[REDACTED]  
OHS inspector

Dated: 24 January 2012

[\*Omit if inapplicable]

NOTES: (Please see back of form)

This notice was delivered to:

[REDACTED]  
(insert name)

in the office or position of

[REDACTED]  
(insert office or position)

at: \_\_\_\_\_ am/pm on

(insert time)

24 / 01 / 2012

(insert date)

(See notes on page 3)

When the required improvement has been completed, return this part of the notice to the following person at the address below:

Name:

[REDACTED]

Position:

OHS inspector

Address:

Level 11, 58 Mounts Bay Road, PERTH WA 6000

Telephone number:

08 6188 8716

Improvement Notice No. **0367** has been complied with.

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

**NOTES:**

1. Under clause 78 of Schedule 3 to the Act, a person who fails to ensure that this notice is complied with, to the extent that it relates to a matter over which the person has control, may be liable to a penalty of 100 penalty units.
2. This notice must be displayed in a prominent place at the workplace and, under clause 79 of Schedule 3 to the Act, must not be tampered with or removed before the notice has ceased to have effect.
3. Under subclause 78 (11) of Schedule 3 to the Act, an operator, or an employer of a member of the workforce to whom this notice is given must:
  - (a) give a copy of the notice to each health and safety representative for a designated workgroup having group members performing work that is affected by the notice; and
  - (b) display a copy of the notice in a prominent place at or near each workplace at which the work is being performed.
4. Under subclause 81 of Schedule 3 to the Act, any of the following persons may request Fair Work Australia to review the OHS inspector's decision:
  - the operator of the facility or an employer who is affected by the decision;
  - any person to whom an improvement notice has been issued;
  - the health and safety representative for a designated work group that includes a group member affected by the decision;
  - a workforce representative in relation to a designated work group that includes a group member affected by the decision;
  - if there is no designated work group — a workforce representative in relation to a member of the workforce affected by the decision;
  - the owner of any plant, substance or thing to which the OHS inspector's decision relates.
5. An improvement notice ceases to have effect when the responsible person takes the action specified in the notice, or if no action is specified, takes the action that is necessary to prevent the contravention, or likely contravention, with which the notice is concerned.

