

WORKSAFE

Mahi Haumaru Aotearoa

Exemption from provisions of Health and Safety at Work (Hazardous Substances) Regulations 2017

In accordance with section 220 of the Health and Safety at Work Act 2015 (HSWA), I, Phil Parkes, Chief Executive at WorkSafe New Zealand, exempt Grayson Engineering (2015) Limited from compliance with regulation 11.42 of the Health and Safety at Work (Hazardous Substances) Regulations 2017 (the HS Regulations) at 25 Langley Road, Wiri, Auckland ('the site').

I do so having had regard to the prescribed requirements in section 220 of HSWA; and being satisfied that it's not reasonably practicable for Grayson Engineering (2015) Limited to comply with the requirement due to the quality of LPG required to operate their business, the extent of the exemption is not broader than is reasonably necessary to address the matters that gave rise to the proposed exemption, and that the exemption is not inconsistent with the purpose of the Act; and subject to the following conditions—

- (1) Grayson Engineering (2015) Limited must ensure that the amount of LPG located indoors at the site at 25 Langley Road, Wiri, Auckland does not exceed 810 kilograms; and
- (2) Grayson Engineering (2015) Limited must ensure that when groups of LPG cylinders are used indoors, each groups of cylinders must -
 - (a) not be located any closer than 15 metres from another group of cylinders; and
 - (b) not exceed 180 kilograms of accumulative LPG; and
 - (c) be secured in place in a way that inhibits them falling over; and
 - (d) not have cylinders stacked on top of one another; and
 - (e) not be used as permanent storage.
- (3) For the purposes of clause (2)(a), separation distances may be measured in the horizontal plane around an intervening wall provided that the wall is vapour tight and has a fire resistance of at least 180/180/180 minutes.

- (4) Grayson Engineering (2015) Limited must provide a copy of this exemption to any compliance certifier engaged to issue a location compliance certificate for the new flammable liquids store; and
- (5) A copy of this exemption must be held at the site.

This exemption takes effect on 7 October 2020 and expires on 7 October 2025 unless it is replaced sooner or revoked.

Signed at Wellington this 29 day of September 2020



Phil Parkes, Chief Executive
WorkSafe New Zealand