

Notice of Exemption

In accordance with section 220 of the Health and Safety at Work Act 2015 (the Act), Chorus New Zealand Limited is exempted from compliance with regulation 17.63(4)(a)(ii), 17.63(4)(b), and 17.92(2)(b)(i) and (ii) of the Health and Safety at Work (Hazardous Substances) Regulations 2017 for each of their stationary container systems with the serial number listed in column 1, Annex 1 ("the tank"), that is located at each site listed in columns 2 and 3 of Annex 1 ("the site"), subject to the following conditions -

Chorus New Zealand Limited must, for each site -

- (1) ensure the tank is not filled beyond 420 litres (the maximum the tank can be filled by virtue of the design of the tank); and
- (2) ensure the tank is located such that a person can exit the building without passing within 2 metres of the tank; and
- (3) ensure the floor under and about the tank is made of masonry or reinforced concrete; and
- (4) ensure that only persons who are regularly employed in telephone exchanges or are accompanied by persons who are regularly employed in telephone exchanges may be present in the room in which the tank is installed; and
- (5) ensure persons in the room in which the tank is installed are limited to those who are essential for the operation and maintenance of the site; and
- (6) no later than 31 November 2023, initiate a system of an annual regular integrity checks to verify principal prescribed requirements of Part 17 of the Regulations; and
- (7) no later than 31 November 2023, provide to WorkSafe (hsapplications@worksafe.govt.nz) a plan specifying a time by which the non-compliant matters of Part 17 of the Regulations (with the exception of the exempted matters of regulation 17.63(4)(a)(ii), 17.63(4)(b), and 17.91(2)(b)(i) and (ii)) shall be brought into compliance; and
- (8) provide a copy of this exemption to any compliance certifier engaged to issue a location compliance certificate (if required) or a stationary container system compliance certificate; and
- (9) hold a copy of this exemption at the site.

This exemption takes effect from the date specified in the *Gazette* notice required by section 221 HSWA, which will be on 4th July 2023 and expires on 4th July 2028 unless it is replaced sooner or revoked. This exemption is given the reference HS2119.

SIGNED AT WELLINGTON THIS 29TH DAY OF JUNE 2023



Phil Parkes
Chief Executive
WorkSafe New Zealand

ANNEX 1 – Tank site locations

Application for Exemption

Attachment 1 - Martin Engineering '495L' Tank List

Revision 2

Tank S/N	Site Name	Site Address
MEL1396b	RIVERTON	115 BATH ROAD, Riverton - Southland District
MEL1396E	KELBURN	119 UPLAND RD, KELBURN - WELLINGTON CITY
MEL1396c	RAZORBACK MICROWAVE STATION	6 FINCHS ROAD, Hampden - Waitaki District
MEL1396a	WAKATIPU EXCHANGE	1086 FRANKTON ROAD, Frankton - Queenstown-Lakes District
MEL1609	ANDERSONS BAY	57 SILVERTON STREET, Andersons Bay - Dunedin City
MEL1608	LYTTON WEST	13 POTAE AV, RIVERDALE - GISBORNE DISTRICT
MEL1754	CLYDE EXCHANGE & RESIDENCE	6 PYKE STREET, Clyde - Central Otago District
MEL1596	GONVILLE	102 PURIRI STREET, GONVILLE - WANGANUI DISTRICT
MEL1606	TARAPONUI RADIO STN	POHOKURA RD, TUTIRA - HASTINGS DISTRICT
MEL1605	CULVERDEN	36 MOUNTAINVIEW ROAD, Culverden - Hurunui District
MEL1604	HALFWAY BUSH EXCHANGE	74 HELENSBURGH ROAD, Halfway Bush - Dunedin City
MEL1597	MAORI HILL EXCHANGE	20A OBAN STREET, Kaikorai - Dunedin City
MEL1603	TAUWHAREPARAE	TAUWHAREPARAE ROAD, Tolaga - Gisborne District
MEL1755	CORSTORPHINE EXCHANGE	166 CORSTORPHINE ROAD, Corstorphine - Dunedin City
MEL1553	RANFURLY EXCHANGE	11A PERY STREET, Ranfurly - Central Otago District
MEL1602	PORTOBELLO EXCHANGE	6 FRANCES STREET, Broad Bay - Dunedin City
MEL1554	MURUPARA	46 PINE DRIVE, MURUPARA URBAN - WHAKATANE DISTRICT
MEL1601	TAPANUI	2 SUFFOLK STREET, Tapanui - Clutha District
MEL1600	MT MAIRE	RIDGE ROAD, TAIHAPE RURAL - RANGITIKEI DISTRICT
MEL1607	OXFORD	35 MAIN STREET, OXFORD URBAN - WAIMAKARIRI DISTRICT
MEL1599	TIKOKOPU	1650 OLD NORTH RD, KAUKAPAKAPA, OREWA
MEL1598	GWAVAS	SALISBURY ROAD, Kereru - Hastings District
MEL1871	OKERE FALLS	5 OKERE FALLS RD, TIKITERE - ROTORUA DISTRICT
MEL1793	MT ASHCROFT	268 MT CURL ROAD, HUNTERVILLE RURAL - RANGITIKEI DISTRICT
MEL1794	MT PEARCE RADIO STATION	SUMMIT ROAD, Duvauchelle - Christchurch City
MEL1795	HUNTERVILLE	14A MILNE STREET, HUNTERVILLE URBAN - RANGITIKEI DISTRICT
MEL1875	HOKITIKA EXCHANGE	36 WELD STREET, Hokitika - Westland District
MEL1928	RONGOTEA	15 AVON STREET, RONGOTEA URBAN - MANAWATU DISTRICT
MEL1797	BRIGHTWATER	37 ELLIS STREET, Brightwater - Tasman District
MEL1798	RUAKAWAKAWA	2 BERTRAM ROAD, Kawakawa Bay - Manukau City
MEL1799	MAHENO EXCHANGE	2 BRIDGE ROAD, Maheno - Waitaki District
MEL1801	WAITOHI HILL MICROWAVE STATION	41 STALKER ROAD, Kakahu - Timaru District
MEL1802	MAHIA	NEWCASTLE STREET, Mahia - Wairoa District
MEL1804	AWANUI	46 SH 1, Awanui - Far North District
MEL1805	LAWRENCE EXCHANGE	9 BEAUMONT HIGHWAY, Lawrence - Clutha District
MEL1806	TWIZEL EXCHANGE	19 TASMAN ROAD, Twizel - Mackenzie District
MEL1877	MANUREWA RADIO	477 REDOUBT RD, WAIRERE - MANUKAU CITY
MEL1834	WOODVILLE	64 ROSS STREET, WOODVILLE URBAN - TARARUA DISTRICT
MEL1835	KAIKOURA	7 HASTINGS ST, KAIKOURA - KAIKOURA DISTRICT
MEL1836	LEITH VALLEY RLU	222 MALVERN STREET, Glenleith - Dunedin City
MEL1809	WAVERLEY	1 CHESTER STREET, WAVERLEY URBAN - SOUTH TARANAKI DISTRICT
MEL1878	WAIKOUAITI EXCHANGE	34 BEACH STREET, Waikouaiti - Dunedin City
MEL2100	NGATEA	PAUL DR, NGATEA - HAURAKI DISTRICT
MEL2159	MANGERE	63 ASHGROVE ROAD, MANGERE CENTRAL - MANUKAU CITY
MEL2160	MANGERE	63 ASHGROVE ROAD, MANGERE CENTRAL - MANUKAU CITY
MEL1587	MURCHISON	FAIRFAX ST, MURCHISON - TASMAN DISTRICT