

Undertaking to the Executive Director, SafeWork SA given for the purposes of part 11 of the
Work Health and Safety Act.

by

Ensign Australia Pty Limited

ABN 94 000 385 704

Section 1 – General Information

GI(a) details of the person proposing the undertaking

Mailing address: 15-17 Westport Road, Edinburgh North
SA 5113

Telephone: (08) 8255 3011 **Mobile:**

Email address: Adelaide.General@ensignenergy.com

Legal structure: Private Company

Type of business: Oil & Gas Drilling Services

Commencement date: 6/2/1962

Workers: **Full time** 380 (approx) **Part Time:** 4

Products and services: Oil & Gas Drilling Services

Comments:

Ensign Australia Pty Limited (**Ensign**) is an established supplier of drilling services to the oil and gas industry. Ensign provides these services to various tenement licence holders known as "operators". Ensign's head office is located in Adelaide, South Australia. Ensign operates at various locations throughout Australia.

Ensign has a strong commitment to safety, demonstrated by the comprehensive health and safety systems and processes in place for each specific drilling rig, as well as across the organisation at a broader level.

Ensign employs an HSE manager, two HSE Superintendents, 14 HSE Field Advisors noting that, typically, one or two field based HSE Advisors are on a Rig at any one time.

Workers on Ensign rigs are required to carry out extensive training in relation to safety and awareness in the workplace. In relation to specific tasks on the Rig, HSE Advisors, in consultation with Rig Managers and senior members develop written procedures specific to that task with which workers are required to comply. Those written procedures are maintained on Ensign's Global Risk Management System (**GRMS**) being the online system through which workers are required to access the procedure each time they are required to perform the relevant task. Workers are required to review them prior to commencing the relevant task. In the event a procedure is changed, HSE Advisors, along with Rig Managers ensure that the new the procedure is uploaded to the GRMS. Accordingly, workers will review the most recent version of the procedure when they access it on the GRMS prior to performing the task.

Before the incident, which occurred on 13 September 2013 (**Incident**) Ensign had never been charged with any offences under the *Work Health and Safety Act 2012 (SA)* (or its predecessor legislation).

The Incident involved a worker being struck by equipment when the worker was performing a "running casing" task on a drilling rig. A drill rig runs casing in the hole after the hole is drilled to support the hole. Running in casing is the task of screwing joints of drill casing together. Rig 965 was equipped with a power tong which could, by spinning one joint into the other, thread two joints of casing together. On the day of the Incident, the power tong was anchored by a snub line to prevent the uncontrolled rotation in one direction (which might happen while casing was being threaded). However, on this day there was no equivalent snub line in place to prevent uncontrolled rotation in the reverse direction.

On Rig 965, the practice of using two snub lines was standard, however this had not been made an express part of the written procedure relating to the task at that time. During the incident, the equipment had to be reversed because two pieces of casing became cross threaded. The power tong, unanchored by a second snub line restraining that direction of travel, struck the worker, who sustained serious injuries. First aid was administered on site before the worker was airlifted to hospital for treatment.

Ensign took all immediate and reasonable steps to ensure that the injured worker received immediate medical attention, care and treatment and access to the rehabilitation programs for the injuries sustained. The injured worker returned to work approximately 5 months after the incident. The injured worker remains currently employed by Ensign in his position as Lead Floorman, although (consistent with his present fitness for work) he performs administrative duties and undertakes OHS studies.

Ensign responded in a timely manner to the statutory notices issued by SafeWork SA following the incident. In doing so, Ensign improved its health and safety systems and processes in order to eliminate or significantly reduce the risk of a similar incident in the future. These steps included:

1. reassessing the hazards and risks associated with running casing;
2. installing a secondary snub line so that uncontrolled rotation was restricted in both directions;
3. developing an in-depth checklist (accompanied by demonstration photographs) for rigging the power tongs and all running gear for casing – expressly mandating the use of the second snub line;
4. removing a breakout cathead post on Rig 965 to increase its safe work area; and
5. alerting all of its drilling operations in SA, WA and Qld to the incident and the corrective actions required to be taken on all rigs.

GI(b) the details of the alleged contravention

SafeWork SA has alleged that Ensign, on 10 September 2013 in the Cooper Basin in South Australia, being a person having a health and safety duty, failed to comply with that duty, exposing an employee to a risk of serious injury contrary to section 32 of the *Work Health and Safety Act 2012 (SA)* (**Act**).

SafeWork SA alleges that Ensign failed, so as far as was reasonably practicable, to ensure that when used by its workers, power tongs were anchored by two snub lines, to minimise the extent to which the power tongs could rotate in any direction, and thereby minimise the risk that the power tongs could strike a worker.

GI(c) details of the events surrounding the alleged contravention, eg, incident details

On 10 September 2013, rig crew on Rig 965, located at the Cooper Basin in South Australia, were carrying out the task of running in 13 3/8" casing. When making up the 13th joint the threads became cross threaded. The worker broke the bite of the casing power tong and changed the gear direction to reverse. The worker attempted to back out the joint, and in doing so the casing power tong struck him on the upper torso and neck, causing him to come into contact with other machinery (an Iron Roughneck) and fall onto the rotary table matting. The worker was rendered unconscious. First aid was administered onsite and the worker was subsequently airlifted to hospital for treatment.

GI(d) an acknowledgement that an alleged contravention has occurred

Ensign acknowledges that SafeWork SA alleges that it contravened section 32 of the *Work Health and Safety Act 2012 (SA)*.

It acknowledges the allegation that it had not, so far as was reasonably practicable, ensured when used by its workers, the power tong was anchored by two snub lines, to minimise the extent to which the power tongs could rotate in any direction, and thereby minimise the risk that the power tongs could strike a worker.

GI(e) the details of any injury that arose from the alleged contravention

Worker sustained injuries resulting in fractured vertebrae, facial laceration loss of function to the facial nerve and a deflated right lung.

GI(f) The details of any enforcement notices issues that relate to the alleged contravention

Notices received

No

Yes (provide details)

Date issued	Notice type	Notice number	Contravention	Action taken to respond to notice
12/9/13	Prohibition	300509	s19(3)(b,c,d)	See below.
12/9/13	Improvement	300510	s19(3)(a,c)	See below.

Action taken to respond to Notices 300509 and 300510

Ensign complied with Notice 300509 by, in consultation with workers, identifying all reasonably foreseeable hazards with the operation of the casing power tongs, eliminating or minimising as far as is reasonably practicable these hazards and implementing control measures using the hierarchy of controls.

Ensign complied with Notice 300510 by, in consultation with workers, reviewing its policies and procedures associated with the use of the casing power tongs to ensure as far as is reasonably practicable a working environment is without risk to health and safety.

Ensign's immediate responses:

1. Ensign initially conducted a formal Risk Assessment which highlighted the reasonably foreseeable hazards involved in carrying out the task of 'Running Casing';
2. Ensign issued the 'Safety Alert – Power Tong' in September 2013 to all of its Australian drilling operations including in Western Australia, Queensland and South Australia;
3. In respect of implementing an 'Engineering Control' – Ensign installed a secondary snub line to restrict the casing power tong's range of movement when in reverse, such as for 'breaking out' and in the event of cross threaded joints;
4. A further 'Engineering Control' was the physical removal of the breakout cathead post to allow the Iron Roughneck to fully rotate out of the work area, which increased the size of the safe work area.
5. In respect of implementing an 'Administrative Control' – Ensign reviewed and updated all procedures associated with running casing to identify all known hazards and associated controls (see below).
6. A further 'Administrative Control' was to develop an in depth checklist for the rigging up of the casing power tong and all running gear for casing. This included photographs to demonstrate the correct rigging up process including the second snub line hook up and the removal of the breakout cathead post as well as requiring that the Iron Roughneck is rotated out of the way prior to performing the task.
7. A further 'Administrative Control' was to issue a Company Wide Safety Alert on the incident and conduct a revised risk assessment of the use of casing power tongs. The Alert included the above corrective actions.

In addition, Ensign created the following documentation:

- JSA 'Cathead Removal Storage to Dance floor'
- JSA 'Moving Iron Roughneck'
- procedure C-022-965 'Rigging Down Cathead'
- procedure C-023-965 'Remove Cathead'

Ensign also reviewed and amended the following existing documentation:

- procedure C-014-965 'Casing Running Rev 3' including, relevantly, explicitly mandating the use of a second snub line
- JSA 'Casing Running 13 3-8 9 5-8'
- JSA 'Revised Running Casing 14 Sep 13'

GI(g) a statement of assurance about future work health and safety behaviour

Ensign commits to SafeWork SA to discharge its obligations under the *Work Health and Safety Act 2012* (SA) now and in the future. This commitment is reinforced by:

- The rectifications referred to in section GI(m) below; and
- The undertakings set out in this document.

Relevant to the task of running casing, Ensign has amended its Safety Procedures including Standard Operating Procedures and Job Safety Analyses. Workers, since the incident, now and in the future, were, are and will be required to:

- Undertake training in respect of safety in the workplace including the requirement to strictly follow the procedures in Ensign's GRMS; and
- Follow the amended procedures in relation to the task of running casing.

Compliance with these obligations is imposed on workers through their extensive training and as a condition of their employment. Rig Managers, HSE Advisors and senior rig members will ensure the continued compliance with safety procedures on the Rig by requiring that the updated procedures are available on the Ensign's GRMS and followed by workers.

When an alleged contravention is associated with an injury/illness

GI(h) The details of the type of workers compensation provided (if the injured person is a worker of the person)

The worker received all Worker's Compensation entitlements including in respect of income maintenance, medical and rehabilitation expenses from the date of the injury.

In addition to the formal support provided through the Worker's Compensation scheme, Ensign engaged the services of an external Rehabilitation Consultant to assist with the Worker's recovery. Any travel costs which were not covered by Worker's Compensation in relation to the Worker's work or medical appointments were covered by Ensign.

GI(i) details of the support provided to the injured person to overcome the injury/illness

The injured person is:

- An employee of the entity
- A self-employed person
- Other (please specify)
- Not applicable

Support provided to the injured person/s or injured person/s family:

In addition to the formal support provided through Worker's Compensation, Ensign engaged the services of an external Rehabilitation Consultant, Restored Health Services, to assist with the Worker's recovery. Restored Health Services' assistance included working alongside Ensign's HR Department to identify suitable individual goals, alternative meaningful duties and direction for the worker to enable

him to progress in their recovery and return to work. This included meeting with the worker and their medical providers to assess the worker's needs and abilities in order to develop a suitable rehabilitation/return to work plan.

Ensign's HR Manager contacted the worker's family to advise of the incident on 10 September 2013 and of his ETA into Adelaide (RFDS).

Details of Ensign's Employee Assistance Program were sent to the worker's family and Ensign's HR confirmed all family members were eligible to access this support program.

Ensign's Australian Operations Manager and Oil & Gas Division Manager met with the worker's father to discuss the details of incident in response to the father's request.

Operations Manager, Oil & Gas Division Manager, HSE & Training Superintendent, Operations Team Lead and various members of HR visited the worker on numerous occasions including during his immediate hospital stay and throughout his subsequent rehabilitation. Various members of Ensign's HR remained in frequent contact with the worker throughout his rehabilitation. The various visits were not documented by Ensign and were carried out on an ad hoc basis.

Ensign's HR department continues to offer support to and is still in communication with the worker's family members by phone and text and continues to confirm access to the Employee Assistance Program is available should they require it.

Any travel costs not covered by Worker's Compensation insurance for the worker's work or medical appointments was covered by Ensign. The total cost to Ensign was \$1,344.20

The worker was certified able to resume limited modified duties being office based administration tasks on 3 February 2014, and continued until May 2014 when he underwent surgery.

The worker again resumed modified duties on 4 June 2014, and has continued in that capacity from then to current date including working with Ensign's HSE Superintendent.

Throughout rehabilitation, the worker remains employed as Lead Floorman being the position he held at the time of the incident, but is currently undertaking administrative duties, consistent with his current fitness to work restrictions, as well as undertaking OHS studies. The cost of the Worker's studies was \$2,480.30 and was covered by Ensign.

GI(j) if the matter involved a fatality or very serious injury¹, a claim to demonstrate that exceptional circumstances exist so the WHS undertaking can be considered

Does the contravention involve a fatality or very serious injury?

Yes

No

Note: a "very serious injury" an injury that has caused nervous system damage liable to lead to mental incapacity or permanent restriction of mobility or involves a major amputation of a limb or parts of the body, for example amputation above the knee or elbow.

GI(k) the details of any existing occupational health and safety management systems at the workplace including the level of auditing currently undertaken

Ensign has a comprehensive occupational health and safety system in place across its different operations throughout Australia.

¹ An injury that has caused nervous system damage liable to lead to mental incapacity or permanent restriction of mobility or involves a major amputation of a limb or parts of the body, for example, amputation above the knee or elbow.

Overview of health and safety system

Ensign's Health Safety and Environment Management System (**HSE System**) sits within Ensign's Global Risk Management System (**GRMS**). Each model is comprised of 7 interrelated elements:

1. Commitment and Leadership
2. Policies and Objectives
3. Organisation, Resources and Documentation
4. Risk Evaluation and Management
5. Planning
6. Implementation, Recording and Monitoring
7. Audit and Review

Each of the above 7 elements is broken down into the following 16 specific components: Organizing & Responsibility; Employee Selection, Competency & Training; Documentation; Risk Assessment/Risk Management; HSE Planning; Employee Involvement Contractor Support Services; Safe Operating Procedures; Managing Change; Health System; Emergency Response; Monitoring & Recording; Incident Reporting & Investigation; Maintenance Testing, Inspection & Modification; Audit Review and Performance Review.

Among other things, each of the 16 specific components discussed above addresses individual responsibilities, monitoring feedback of the specific components and where improvements are to be made.

Supporting the practical implementation of the GRMS are a number of policies and procedures. For example, and without limitation, these include a GRMS Policy Handbook, Risk Management, Incident Reporting and Investigation and Auditing.

Ensign's HSE Management System has been certified compliant by SAI Global under OHSAS 18001:2007 Occupational Health and Safety Management System and AS/NZS 4804:2001 (Australian/New Zealand Standard).

Specific to Rig 965

In relation to Rig 965, the site at which the injury took place, in July 2012 Peter Koutsoukos, (the Area Manager at the time), implemented a "Safety Management Plan – South Australia" (**SMP**). The SMP forms part of the GRMS and provides additional procedures developed specifically for Rig 965 including (without limitation) the following:

- Formal assessments of safety risks and risk control measures
- The safety responsibilities associated with the interactions between other "operating plant" and Contractors
- Training needs analysis of each person to carry out specific work

- Training and supervision programs including ongoing monitoring and skill retention requirements
- Safety standards and standard operating procedures for Operations
- Plant and equipment safety control systems
- Machinery and equipment that may affect plant safety
- Emergency preparedness
- Communication systems relevant to safety
- The methods for implementing, monitoring and reviewing safety policies and plans
- Key performance indicators for compliance with the Act and the safety management plan
- Incident management
- Management of safety records
- Management of occupational health and safety.

Specifically, the SMP also provides for (without limitation):

- Carrying out a Job Safety Analysis (**JSA**) for new jobs, jobs where new personnel are performing the task or the job is unfamiliar, and/or jobs that have a history of or potential for injury or incidents;
- Standard Operating Procedures to give instruction in the safe application of its work activities;
- The maintenance of specific safety standards and practices across Rig 965; and
- The requirement that all staff, visitors, third party contractors and operational staff complete a Rig 965 Specific Induction when first attending the location to become familiar with the equipment and the exposure areas on the site.

The SMP in relation to Rig 965 is reviewed annually by an HSE Advisor in conjunction with the Rig Manager. This is subsequently reviewed and approved by the HSE Superintendent. The site also undergoes an additional safety audit every six months being the Exploration and Production Industry Body forum checklist which requires a review of all critical functions of the rig. This audit is carried out by the HSE Superintendent or their delegate which can be an HSE Advisor.

Prior to the incident on 10 September 2013, within Ensign's operations there had not previously been any reportable incident or incident involving significant injury involving the running casing task.

Roles and Responsibilities

All workers are responsible for health and safety on the Rig.

Workers on Ensign rigs are required to carry out extensive training in relation to safety and awareness in the workplace. In relation to specific tasks on the Rig, HSE Advisors, in consultation with Rig

Managers and senior members ensure that written procedures specific to that task are followed. These written procedures are maintained on Ensign's GRMS and workers are required to review them prior to commencing the relevant task. In the event a procedure is changed, HSE Advisors, along with Rig Managers and Superintendents ensure that the new procedure is amended and available on the Ensign GRMS. HSE Advisors, Rig Managers and senior members ensure the GRMS contains the most up to date version of any relevant procedure.

Training and induction is monitored and supervised by Ensign's Learning and Development Manager or another assigned instructor.

Every worker has the right, and is required, to "stop the job" if they do not feel the task can be performed safely or they are uncomfortable doing so. This message is relayed right from the top.

Workers have a constant and ongoing opportunity to note any risks, unsafe acts or safe acts by noting it in a 'behaviour based safety (BBS) observation card'. These cards are collected, collated and reviewed by managers on each rig (including those from Ensign and its clients). The raising of BBS cards is part of Ensign's lead KPI's for safety and any corrective/preventative action that may arise as a result of a BBS card is uploaded into Ensign's GRMS. Where necessary, 'actions' are placed against those observations for review and, subsequently, corrective and preventative actions can be recommended. Once those actions are 'closed out', any relevant information is communicated to the rig crews.

Further, Ensign records and monitors the quantity and types of those cards raised on monthly basis. This data is reviewed closely by Ensign management at all levels.

GI(l) a statement of regret (i.e. not an admission of guilt)

Ensign sincerely regrets that the incident occurred and that the worker was injured. All workers of Ensign, including the injured worker, are valued employees and the worker remains an employee.

GI(m) any rectifications made as a result of the contravention

Following the incident, Ensign implemented the following rectifications:

1. Amendment of Safety Procedures including Standard Operating Procedures and JSAs. As a result of these amendments, Ensign ensured each Rig was required to follow the procedures and was provided with additional equipment as necessary including the provision of lower clamp assembly unit;
Amendment of procedures: \$3,400
Additional equipment: \$60,000
2. Issuing company wide safety alerts in respect of the incident;
Costs absorbed in company operation costs.
3. Issuing company wide safety alerts in respect of carrying out the task of 'Running Casing';
Costs absorbed in company operation costs.
4. Re-configuring of new Rigs constructed post incident, to ensure ample clearance when operating casing tongs;
Cost of re-configuring the drill floor: \$3,700
5. Implementing various safety initiatives as follows:

- A Core Communications program; being an Ensign training program for key people within the organisation (Rig Managers and up) which covers various aspects of communication in relation to safety in the workplace. \$10,000 (approx.) per program.
- A Safety Leadership Forum, conducted as workshops where various managers across the business meet to engage in a workshop on safety leadership; \$5,200 per workshop.
- 'High reliability organisation' forums; this involves various managers convening to discuss safety leadership and introduce the concept of operating as a High Reliability Organisation (HRO). \$30,000 (excluding any wages for those attending) per forum/workshop.

6. Consequently, Ensign made a company decision to operate as a HRO and has taken steps to imbued those characteristics into its daily operations. Example characteristics include having a collective mindfulness regarding work health and safety.

Total amount spent on rectifications \$67,100

Total amount inclusive of general safety initiatives: \$117,500 as at February 2016.

GI(n) an acknowledgement that the WHS undertaking may be published

Ensign acknowledges that this undertaking document may be published on the departmental internet site, referenced in departmental material, may be published in newspapers and on the SafeWork SA website.

GI(o) a statement of ability to comply with the terms of the undertaking

Ensign declares that it has the financial ability to comply with the terms of this WHS undertaking.

GI(p) The person may be required to provide a statutory declaration. The regulator has requested a statutory declaration outlining details of any prior WHS convictions² or findings of guilt under WHS legislation or WHS-related legislation?

Yes No

The statutory declaration is attached (if applicable)

Yes N/A

(q) Acknowledgment of WHS undertaking overview and guidelines

I have read and understood:

- a. *Enforceable undertakings* – overview version 'Final' dated 1 January 2013, and
- b. *Enforceable undertakings – guidelines with respect to the acceptance of a WHS undertaking* version 1 dated 1 January 2013.

²Subject to any local legal constraints such as spent conviction legislation.

Section 2 – Mandatory Terms

MT(a) A commitment that the behaviour that led to the alleged contravention has ceased and will not reoccur

Immediately following the incident, Ensign investigated the relevant safety procedures and has further improved the Safety Operating Procedures and JSAs relevant to the task of running casing to clarify that 2 snub lines ought be used.

Ensign considers that it has taken all reasonable steps to ensure that the practice of conducting the running casing task has been reviewed and revised with a view to ensuring that an incident will not occur again and it is committed to complying with its obligations under the Act.

Those reasonable steps include:

- installing two snub lines on any rig that uses the same set up for running casing as Rig 965;
- mandating the use of two snub lines on any rig that uses the same set up for running casing as Rig 965; and
- communicating that mandatory requirement to its employees on all rigs by means of a company wide alert and the amendment of its written procedures;
- ensuring that employees know about the alert and the amendment to its procedures by ensuring the updated version of the procedure is uploaded to Ensign's GRMS.

MT(b) A commitment to the ongoing effective management of WHS risks

Ensign is committed to the ongoing management of WHS risks, as evidenced by:

- The actions that it has taken following the incident as discussed above;
- The Undertakings set out in this document; and
- The actions that is has taken to prevent any recurrence of incidents of a similar nature.

MT(c) A commitment to the disseminate information about the undertaking to workers, and other relevant parties, and in the annual report (if applicable)

Dissemination will be carried out by implementing the following:

- All senior management including Rig Managers across all Ensign rigs will be required to read this Undertaking document and provide confirmation they have done so; and
- All employees will be provided with a copy of this Undertaking document by publishing a copy on Ensign's intranet. Employees will be required to read this Undertaking document and provide confirmation they have done so.

Ensign does not publish annual reports.

Dissemination will occur within 4 – 6 weeks of acceptance of the WHS Undertaking.

MT(d) A commitment to participate constructively in all compliance monitoring activities of the undertaking

It is acknowledged that the Regulator will conduct compliance monitoring to ensure compliance with the terms of this undertaking.

It is acknowledged that compliance inspections will be conducted by an officer of the regulator at approximately six monthly intervals, with the final inspection to be conducted once all aspects of the undertaking have been implemented and are complete.

Cooperation will be given to allow the regulator's officers to assess compliance including giving access to relevant material (evidence of compliance).

It is acknowledged that the regulator may initiate additional compliance inspections as considered necessary at the regulator's expense.

MT(e) Strategies that will deliver worker benefits

Ensign's safety management systems were externally audited in June 2014 and again in 2015.

Ensign will carry out an internal review of its safety management systems to ensure compliance with AS/NZS 4801:2001 by the end of 2016 and will engage an external auditor to audit Ensign's safety management systems by June 2017.

In addition, Ensign commits to the provision of:

- safety leadership workshops for senior managers at six monthly intervals;
- core communications programs at six monthly intervals;
- verification of Competency training programs annually on a range of operational activities, in particular those requiring qualifications through formal training processes;

MT(f) Strategies that will deliver industry benefits

Ensign agrees to meet with SafeWork SA for the purpose of delivering a presentation on the various strategies implemented by Ensign as an HRO (discussed above).

Ensign will propose to Drill Safe Forum that it present to industry peers on the various steps Ensign takes in order to be a HRO at its upcoming Industry group gathering.

Ensign agrees to take steps to engage with operators about implementing strategies in respect of continuing best safety practice in relation to drilling operations. Ensign proposes this is done by meeting with the safety representatives of each operator prior to the commencement of drilling operations at each particular Ensign rig.

Ensign also undertakes to participate in a forum conducted by SafeWork SA during the 'National Safe Work Month' or at a time as reasonably requested by SafeWork SA by having a representative present for approximately 20 minutes in relation to Ensign's experience in respect of agreeing an

enforceable Undertaking with SafeWork SA.

MT(g) Strategies that will deliver community benefits

In addition to the fundraising it already carries out, Ensign will make a donation to the Royal Flying Doctor Service in the amount of \$5,000.

The strategies outlined above in respect of delivering industry benefits, in light of the fact they are aimed at, amongst other things, ensuring greater safety to individual workers, and on the basis that the improvement of safety awareness and hazard recognition at work is carried with workers outside the workplace, will also bring about community benefits through the promotion of those safety initiatives.

MT(h) Agreement to pay the regulators costs

Agreement is given to paying the regulators costs associated with the undertaking, as itemised below, and acknowledgment that payment is due 30 days after receipt of the regulator's invoice:

• Investigation, legal and administrative costs associated with the alleged contravention and proposed undertaking	\$2,500.00
• Compliance monitoring costs	\$3,000.00
Total Amount	\$5,500.00

Where appropriate

MT(i) A commitment to establish and maintain (or maintain if a system already exists) an occupational health and safety management system (OHSMS)

Ensign commits to maintain its Occupational Health and Safety System.

MT(j) A commitment to ensure the OHSMS is audited by third party auditors

Details of the auditors' qualifications against the stated requirements will be provided with audit reports submitted to Regulator.

MT(k) A commitment to provide a copy of each finalised OHSMS audit report to the regulator

It is acknowledged that audit reports received from the auditor will be sent to the regulator, within 30 days of the audit along with a letter certifying that the report has not been altered from the copy provided to the person by the auditor.

It is acknowledged that within 30 days of receipt of the auditor's written report the regulator will be advised of the intended action in addressing each of the report's recommendations.

MT(l) A commitment to implement the recommendations from these audits (unless otherwise negotiated with the regulator)

The recommendations resulting from the OHSMS audit which identify non-compliance with legislation will be fully implemented within six months of receiving the audit report, unless the regulator offers a

variation of the WHS undertaking due to the actions being unreasonable.

Section 3 – Offer of Undertaking

OR

As duly authorised person of Ensign Australia Pty Limited I offer this undertaking and commit Ensign Australia Pty Limited to the terms herein.

Signed: 

Peter Koutsoukos

.....
Country Manager – Australia

Dated at Adelaide this

15th day of June 2016

Section 4 – Departmental acceptance of undertaking

I accept this undertaking as an enforceable undertaking under section 216 of the Work Health and Safety Act 2012 SA.

Signed: Marie Boland

<Position>, <Regulator's Name>

[person]

MARIE BOLAND

[print name]

Dated at KESWICK this 15 day of June 2016