

ENFORCEABLE UNDERTAKING

Part 11

Work Health and Safety Act 2011

The commitments in this enforceable undertaking
are offered to SafeWork NSW

by

ABC Tissue Products Pty Ltd

ACN 003 085 112

Privacy statement

SafeWork NSW respects your privacy and is committed to protecting personal information. The information provided on this document is for the purpose of making an undertaking to SafeWork NSW given for the purposes of part 11 of the WHS Act. This information will be managed within the requirements of the current state government privacy regime.

SafeWork NSW may publish the undertaking and the information contained in it for purposes identified in the undertaking or for other appropriate legal purposes in various publications such as newspapers and on its website. SafeWork NSW may be required to disclose personal information to other regulatory agencies in accordance with other law enforcement activities which may be conducted as part of an investigation. Further information on our privacy policy is available at www.SafeWork.nsw.gov.au

Enforceable Undertaking

Purpose

The purpose of this enforceable undertaking is to document the undertakings offered to SafeWork NSW pursuant to Part 11 of the Work Health and Safety Act 2011 (**WHS Act**) in connection with matters relating to alleged contraventions of the WHS Act or the Work Health and Safety Regulations 2011 (**the Regulations**).

Section 1 – General information

a. Details of the person proposing the undertaking

Registered Address:	34-36 Redfern Street Wetherill Park NSW 2164
Postal address:	34-36 Redfern Street Wetherill Park NSW 2164
Telephone contact:	██████████
Email address:	██
Legal structure:	Proprietary limited company
Type of business:	Manufacturing
Commencement date of the entity:	1986
Number of workers:	Approximately 400
Products and/or services:	Manufacturing of personal paper products
Comments:	

b. Details of the alleged contravention

It is alleged by SafeWork NSW that on 17 August 2016, ABC Tissue Products Pty Ltd failed to discharge its obligations as a person conducting a business or undertaking under section 19(1) of the WHS Act in that it did not ensure so far as reasonably practicable the health and safety of workers.

c. Details of the events surrounding the alleged contravention



d. An acknowledgement that SafeWork NSW alleged a contravention has occurred

It is acknowledged that SafeWork NSW has alleged that ABC Tissue Products Pty Ltd has contravened section 19 (1) of the WHS Act.

e. The details of any injury that arose from the alleged contravention



f. The details of any enforcement notices issued that relate to the alleged contravention

Were enforcement notices received?

Yes Please provide details in the table below.

Date issued	Notice type	Notice number	Contravention	Action taken in response to notice
22 August 2016	Improvement Notice	7-294917/7-295862	Guarding on REW04	External consultant engaged to review the machine and recommend improvements. Those improvements including movement of the light curtain and installation of an emergency stop lanyard.
22 August 2016	Improvement Notice	7-294922/7-295861	REW04	External consultant engaged to review the machine and recommend improvements. Those improvements including movement of the light curtain and installation of an emergency stop lanyard.

g. A statement of assurance about future work health and safety behaviour

ABC Tissue Products Pty Ltd is committed to complying with its obligations under the WHS Act and ensuring, so far as reasonably practicable the health and safety of all workers and those who may be affected by its business or undertakings.

When an alleged contravention is associated with an injury/illness

- h. The details of the type of workers compensation provided (if the injured person(s) is a worker of the person)**



- i. The details of the support provided, and proposed to be provided, to the injured person(s) to overcome the injury/illness**

Does the alleged contravention involve injury to a person?

Yes The worker was employed by ABC Tissue Products Pty Ltd at the time of the incident.

The following support has been provided to the worker and/or their family:

Date	Description of support	Comments
August 2016 - September 2016	Various support was offered to the injured worker and his family.	

- j. The details of any existing work health and safety management system (WHSMS) at the workplace including the level of auditing currently undertaken**

ABC Tissue Products Pty Ltd has an existing WHSMS compliant with AS/NZS 4801:2001. Third party auditing of the workplace against AS/NZS 4801:2001 is conducted on an annual basis.

- k. The details of any consultation undertaken within the workplace regarding the proposal of an enforceable undertaking**

ABC Tissue Products Pty Ltd has consulted with its Safety Consultation Forum regarding the EU and proposed strategies.

- l. A statement of regret that the incident occurred (i.e. not an admission of guilt)**

ABC Tissue Products Pty Ltd regrets that the incident on 17 August 2016 occurred and the Worker sustained injuries as a result of the incident.

- m. Any rectifications made as a result of the alleged contravention**

Description	\$ Amount
The guarding on the Rewinder machine was overhauled with the light curtain moved, tamper tags installed, magnetic interlocks and an additional emergency lanyard installed.	\$157,750

TOTAL AMOUNT SPENT ON RECTIFICATIONS

\$157,750

n. A commitment that the behaviour that led to the alleged contravention has ceased and will not reoccur

ABC Tissue Products Pty Ltd commits that the behaviour that lead to the alleged contravention has ceased and that it will take all reasonably practicable steps to prevent recurrence of this type of incident.

o. A commitment to the ongoing effective management of work health and safety risks

ABC Tissue Products Pty Ltd commits that it will exercise its best endeavours to the ongoing effective management of work health and safety risks.

p. A statement of ability to comply with the terms of the enforceable undertaking

ABC Tissue Products Pty Ltd acknowledges that it has the financial ability to comply with the terms of this enforceable undertaking and has provided evidence with this undertaking to support this declaration.

q. The person is required to provide information regarding any prior work health and safety convictions

SafeWork NSW requests a list outlining details of any prior work health and safety convictions or findings of guilt under work health and safety legislation² or work health and safety related legislation.

Yes This has been provided to SafeWork NSW.

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

r. Statement regarding relationships with beneficiaries

ABC Tissue Products Pty Ltd acknowledges there are no known current relationships with any of the beneficiaries outlined in the enforceable undertaking, other than the current employees of ABC Tissue Products Pty Ltd and the injured worker.

s. Intellectual property licence

ABC Tissue Products Pty Ltd grants SafeWork NSW a permanent, irrevocable, royalty-free, worldwide, non-exclusive license to use, reproduce, distribute, electronically transmit, electronically distribute, adapt, and modify any materials developed as a result of this enforceable undertaking.

t. A commitment to participate constructively in all compliance monitoring activities of the undertaking

ABC Tissue Products Pty Ltd acknowledges that the responsibility for demonstrating compliance with this undertaking rests with the person who has given this undertaking. Evidence to demonstrate compliance with the terms will be provided to SafeWork NSW by the due date for the term.

ABC Tissue Products Pty Ltd acknowledges that SafeWork NSW may undertake other compliance monitoring activities to verify the evidence that is provided and compliance with the relevant term. The evidence provided to demonstrate compliance with the undertaking will be retained by the person who has given this undertaking until advised by SafeWork NSW that the undertaking has been completely discharged.

ABC Tissue Products Pty Ltd acknowledges that SafeWork NSW may initiate additional compliance monitoring activities, such as inspections, as considered necessary at SafeWork NSW's expense.

u. Acknowledgement of enforceable undertakings guidelines

ABC Tissue Products Pty Ltd has read and understood SafeWork NSW Enforceable Undertakings Guidelines and Enforceable Undertakings Customer Service Standard.

Section 2 – Enforceable Terms

a. An acknowledgement that the enforceable undertaking will be published and publicised

ABC Tissue Products Pty Ltd acknowledges that the enforceable undertaking will be published on SafeWork NSW's internet site and may be referenced in SafeWork NSW's publications.

ABC Tissue Products Pty Ltd will, within thirty (30) days of the date of acceptance of this enforceable undertaking, cause a public notice to be published in the Sydney Morning Herald, which will be drafted using the script provided in Annexure 1.

b. A commitment regarding linking the strategy and promotion of benefits to the enforceable undertaking

ABC Tissue Products Pty Ltd is committed to ensuring that any promotion of a benefit arising from this enforceable undertaking will clearly link the benefit to the undertaking and that the undertaking was entered into as a result of the alleged contravention.

c. A commitment to disseminate information about the undertaking to workers, and other relevant parties (which may include work health and safety representatives), and in the annual report (if applicable)

ABC Tissue Products Pty Ltd agrees to disseminate information about the enforceable undertaking within the workplace, including to the members of any health and safety committee, health and safety representatives and all subcontractors working for ABC Tissue Products Pty Ltd. This information will be disseminated through printed copies of the agreement placed on Notice Boards, Meal Rooms and common areas throughout the workplace and will be completed within 30 Days from the date of acceptance of the enforceable undertaking.

ABC Tissue Products Pty Ltd commits that any strategies that involve safety information being provided to the industry and/or community will be subject to SafeWork NSW's review and approval of the content prior to dissemination.

Strategies that will deliver benefits to the workplace, industry and the community

d. Strategies that will deliver workplace benefits

1. Traffic management plan

Scope:

To evaluate and review the current traffic management plan in place in production areas

Target issue:

Production areas have both pedestrian and forklift traffic working in close proximity.

Tangible outputs / deliverables:

Creation of a detailed traffic management plan and implementation/reinstallation of walkways, driveways and training of staff in the same.

Audience / beneficiaries:

This strategy targets and will benefit, all production staff.

Delivery method:

ABC Tissue Products Pty Ltd will engage an external consultant to undertake an audit and review of the current traffic management plan, and to then provide recommendations and oversee implementation of those recommendations.

Timeframes:

The external consultant has already been identified and will be engaged to commence work within one month of this undertaking being accepted. The external consultant will be asked to undertake the review within six months of engagement and implement those recommendations within a further 12 months.

Work health and safety outcome:

Improved traffic management in production areas

Cost Breakdown:

Description	\$ Amount
Estimated cost of external consultants	\$105,000
Estimated ABC Labour costs (550 staff)	\$45,000
Purchase of new barricades, bollards, signage and other items, including surface preparation and line marking	\$86,700

Total estimated cost: \$236,700

2. English lessons for all production staff

Scope:

ABC will engage an external organisation to provide English classes to production staff. It is estimated that of 280 production staff, 200 will take up this opportunity.

All participants will undergo an assessment to confirm their skill level and the most appropriate course, which will be undertaken on site and during work time. It is estimated the course will take 40 hours to complete and delivered in 2 hour sessions over 20 weeks.

The English taught, will be tailored to the workplace to ensure it covers specific issues relevant to the site and will have a WHS context.

Target issue:

The majority of the workforce are from a linguistically diverse background, with a number of workers not feeling comfortable speaking English. The different languages may create a risk to health and safety.

Tangible outputs / deliverables:

- External specialised organisation engaged to deliver training to workers
- External consultant to assess skill levels, assess groups and develop training package
- Delivery of training courses, (likely to be delivered in 10 week blocks)
- Completion of the training courses
- Successful completion of the course with the awarding of a certificate of completion.
- Conduct an evaluation/survey of participants to determine their level of satisfaction and effectiveness of the training.

Audience / beneficiaries:

All production workers, approximately 200 to 250 employees that are deemed by the external consultant to require the English lessons.

Delivery method:

An external consultant will be engaged to develop and deliver the training to workers at the workplace and during working hours.

Timeframes:

Action	Commencement	Completion
External specialised organisation engaged to deliver training to workers	Upon acceptance of the enforceable undertaking	Within 2 months of acceptance of the enforceable undertaking
External consultant to assess skill levels, assess groups and develop training package	Within 2 months of acceptance of the enforceable undertaking	Within 3 months of acceptance of the enforceable undertaking
Delivery of training courses, likely to be delivered in 10 week blocks	Within 3 months of acceptance of the enforceable undertaking	Within 12 months of acceptance of the enforceable undertaking
Completion of the training courses by up to 250 employees	Within 12 months of acceptance of the enforceable undertaking	Within 12 months of acceptance of the enforceable undertaking

Work health and safety outcome:

Improved communication in the workplace.

Cost Breakdown:

Description	\$ Amount
External training	\$100,000
Lost production time for approximately 250 staff	\$476,375

Total estimated cost: \$576,375

3. Machine guarding audit

Scope:

ABC Tissue Products Pty Ltd will engage an external consultant to review the guarding on 24 production lines at its Wetherill Park site. ABC Tissue Products Pty Ltd has 44 production lines, however a number of these are the same, therefore only 24 need to be audited. Notwithstanding that only 24 need to be audited, ABC Tissue Products Pty Ltd confirms that the recommended changes will be made to all identical lines. The audit will assess the guarding on machines, including the adequacy of interlock features and any removable guard, including Safe Operating Procedures and other relevant documentation against AS4024.1601-2006.

The audit will identify improvements that should be made and ABC is committed to implementing these changes.

Target issue:

The incident that is the subject of these proceedings, arose due to an interlock being overridden. Whilst substantial steps have already been taken to address those issues and will be borne out in the leadership training of supervisors, the audit will identify any further improvements that may be made to guards on the production line. ABC Tissue Products Pty Ltd seeks to initiate and implement a cultural change amongst its workforce and this audit will be a key piece to ensuring the same.

Tangible outputs / deliverables:

- External auditor to undertake machine audit on 24 production lines at the Wetherill Park site. The machines will be audited against AS4024-2019 including:
 - 4024.1601 General requirements for the design and construction of fixed and movable guards
 - 4024.1602 Interlocking devices associated with guards - principles for design and selection
 - 4024-1604 Design of controls, interlocks and guarding - emergency stop-principles for design
 - 4024-1801 Safety distances to prevent danger zones being reached by upper and lower limbs
- The auditor will provide a report and action plan to ABC Tissue Products Pty Ltd and ABC Tissue Products Pty Ltd acknowledges that audit reports received from the auditor will be provided to SafeWork NSW, within 30 days of the receiving the same, along with a letter

certifying that the report has not been altered from the copy provided to the person by the auditor.

- ABC Tissue Products Pty Ltd acknowledges that within 30 days of receipt of the auditor's written report, SafeWork NSW will be advised of the intended action in addressing each of the report's recommendations.
- ABC Tissue Products Pty Ltd commits to fully implementing the intended actions arising from the audit within six months from receiving the audit report from the WHSMS auditor unless otherwise agreed by SafeWork NSW.
- ABC Tissue Products Pty Ltd will update SafeWork NSW when each action is implemented and provided adequate evidence of this.

Audience / beneficiaries:

All workers.

Delivery method:

Engage a qualified external auditor with machine guarding expertise to conduct an independent audit of guarding on ABC production machines and equipment against AS4024-2019 and develop an action plan to deal with any identified issues.

Timeframes:

Action	Commencement	Completion
External auditor engaged	Within 6 months of acceptance of the enforceable undertaking	Within 7 months of acceptance of the enforceable undertaking
External auditor to undertake audit and provide report and action plan to ABC Tissue Products Pty Ltd	Within 12 months of acceptance of the enforceable undertaking	Within 18 months of acceptance of the enforceable undertaking
ABC Tissue Products Pty Ltd to provide audit report to SafeWork NSW	Within 30 days of receiving the Audit report	Within 30 days of receiving the Audit report
Execution of recommended actions outlined in the action plan	Within 18 months of acceptance of the enforceable undertaking	Within 24 months of acceptance of the enforceable undertaking
ABC Tissue Products Pty Ltd to provide a report/update to SafeWork NSW when each action has been implemented	Within 18 months of acceptance of the enforceable undertaking	Upon completion of each action. Final report to be provided to SafeWork NSW within 24 months of acceptance of the enforceable undertaking.

Work health and safety outcome:

Machine guarding compliant with AS4024-2019 in place and maintained to an acceptable level on all production machines and equipment.

Cost Breakdown:

Description	\$ Amount
External qualified Auditor	\$30,000
Guarding repair/upgrade contingency	\$50,000
In kind support including internal staff support	\$40,000

Total estimated cost: \$120,000

Total estimated cost of workplace benefits \$933,075

e. Strategies that will deliver industry benefits

4. Safety leadership program

Scope:

Develop a leadership training program aimed at raising the standard of safety leadership and improving safety culture in the manufacturing sector. The program will be developed in consultation with SafeWork NSW. The aim of the training program will be to inspire and empower leaders to speak out on safety matters and hence encourage workers whom they supervise and lead to do the same. The leadership program is aimed at creating a cultural change to encourage and support all workers to speak out on all safety matters.

Target issue:

Improve safety leadership in the manufacturing sector. This is in line with the NSW Manufacturing Work and Health and Safety Sector Plan.

Tangible outputs / deliverables:

- Develop a capability program for small to medium sized organisations aimed at raising the standard of safety leadership and improved safety culture in the manufacturing sector.
- The training program will be separated into two groups, managers and frontline leaders and will include case studies from the manufacturing sector and demonstrate how risks such as machine guarding, forklifts and falls from height, can be mitigated through effective safety leadership.
- The training program will be developed in consultation with SafeWork NSW.
- The training program will be translated into Khmer and Mandarin and 3 versions (English, Khmer and Mandarin) made available in a digital format to SafeWork NSW.
- Materials for facilitators, workbooks and personal action plans will also be developed.
- A launch event for the training program will be delivered, noting it may be outside standard business hours and will need to accommodate up to 200 attendees. ABC Tissue Products will also fund all event logistics - room hire, catering, audio visual, ticketing, production costs of promotional items to be delivered at the launch.

- Evaluation forms for the launch event and training program will be made available to SafeWork.

Audience / beneficiaries:

The training will be aimed at small to medium sized organisations in the manufacturing sector. It will provide those organisations with dedicated resources to develop/enhance their safety culture and leadership through relevant and targeted training. The development of two separate programs for managers and frontline leaders will also assist in developing an overall safety culture by including all levels of management.

Delivery method:

ABC Tissue Products Pty Ltd will engage a project manager to oversee the development and launch of the training program and a consultant to develop the training program materials. The training program will be developed in conjunction with SafeWork NSW and will be made available in a digital format in English, Mandarin and Khmer.

ABC will also host an event to launch the training program, with the consultant present at the launch. This will include management of the launch event, which will be co-hosted with SafeWork NSW and consist of event logistics, marketing communications and post event evaluation.

Timeframes:

Action	Commencement	Completion
Project manager engaged to oversee the development of the training program	Within 3 months of acceptance of the enforceable undertaking	Within 5 months of acceptance of the enforceable undertaking
External consultant engaged to develop training program	Within 6 months of acceptance of the enforceable undertaking	Within 7 months of acceptance of the enforceable undertaking
Consultation with SafeWork NSW on the training materials developed	Within 12 months of acceptance of the enforceable undertaking	Within 18 months of acceptance of the enforceable undertaking
Delivery/testing of training material to at least 25 ABC Tissue Products Pty Ltd staff. Participant feedback forms will be provided to SafeWork NSW as evidence.	Within 18 months of acceptance of the enforceable undertaking	Within 24 months of acceptance of the enforceable undertaking
Launch of the training program to industry	Within 18 months of acceptance of the enforceable undertaking	Within 24 months of acceptance of the enforceable undertaking
Attendance/sign in forms will be provided to SafeWork NSW as evidence.	At completion of launch.	At completion of launch
Evaluation/survey of participants undertaken to determine relevance of the information launched and the success of the launch.	Upon completion of the launch.	Upon completion of the launch

Work health and safety outcome:

Improved safety leadership in the manufacturing sector, particularly for small to medium sized organisations.

Cost Breakdown:

Description	\$ Amount
Appointment of a Project Manager	\$100,000 annual salary
Development of training content for safety leadership, both managers and frontline leaders	\$32,000
Hosting a launch event, including event venue hire, catering and attendance of the consultant	\$45,000
Costs of testing the training program internally, including production downtime	\$60,000
Translation of training program into Khmer and Mandarin and creation of digital versions of the same	\$15,000
Printing and internal support for delivery and promotion of training program	\$30,000

Total estimated cost: \$282,000

Total estimated cost of industry benefits \$282,000

f. Strategies that will deliver community benefits

5. WHS Community Awareness Program targeted at linguistically diverse workers

Scope:

SafeWork NSW has identified workers from a linguistically diverse background as being at greater risk of safety related issues and risks due to a lack of awareness of their rights and obligations in relation to safety. ABC Tissue Products Pty Ltd will develop, in consultation with Ethnic Communities Council of NSW and SafeWork NSW, a community awareness safety program aimed at linguistically diverse workers to increase their awareness of their WHS rights and responsibilities and SafeWork NSW available resources to provide them with advice and assistance. The community awareness program will outline basic safety rights and responsibilities in the workplace and be translated into two different languages.

Target issue:

ABC Tissue Products Pty Ltd employs a large proportion of linguistically diverse workers. It is essential these workers are appropriately catered for to ensure they are not at greater risk of WHS incidents within the workplace, due to communication issues. This awareness program will attempt to ensure that these workers are aware of their rights with respect to safety and where they can seek help and advice on safety matters.

Tangible outputs / deliverables:

- ABC Tissue Products Pty Ltd will engage a project manager to oversee the development and implementation of the community awareness program.
- ABC Tissue Products Pty Ltd will also engage an external consultant to develop the community awareness program which will be translated into Arabic and Mandarin. SafeWork NSW will approve the community awareness program once developed and prior to its launch.
- Prior to the launch event ABC Tissue Products Pty Ltd will meet with SafeWork NSW to confirm details of the launch event and developments of the community awareness program.
- ABC Tissues Products Pty Ltd will work with the Ethnic Communities Council of NSW to deliver training sessions in Arabic and Mandarin, as an example to businesses of how the program can be developed.
- Once the community awareness program is developed, ABC Tissue Products Pty Ltd will work with the Ethnic Communities Council of NSW to deliver the community awareness program in Arabic and Mandarin in the Western Sydney Area. The community awareness program will be approximately 30-40 minutes in duration, plus 20 minutes for pre and post evaluation.
- Ten sessions will be delivered throughout the life of the undertaking, 5 in Mandarin and 5 in Arabic.
- Pre and post evaluations completed by participants will be provided to SafeWork NSW.

Audience / beneficiaries:

PCBU's and workers from linguistically diverse backgrounds.

Delivery method:

ABC Tissue Products Pty Ltd will work with an independent consultant and SafeWork NSW to develop the community awareness program. ABC Tissue Products Pty Ltd will also work with the Ethnic Communities Council NSW in the development, marketing and translation of the community awareness program, and in identifying business that have a large proportion of linguistically diverse workers who speak Mandarin or Arabic and encouraging them to attend the community awareness program.

ABC Tissue Products Pty Ltd will also hire appropriate venues for the community awareness program to be delivered, noting it may be outside of working hours.

Timeframes:

Action	Commencement	Completion
Project manager engaged to oversee the development of the training program	Within 3 months of acceptance of the enforceable undertaking	Within 5 months of acceptance of the enforceable undertaking
External consultant engaged to develop the community awareness program	Within 12 months of acceptance of the enforceable undertaking	Within 13 months of acceptance of the enforceable undertaking

Consultation with SafeWork NSW on the community awareness program	Within 15 months of acceptance of the enforceable undertaking	Within 17 months of acceptance of the enforceable undertaking
Development of marketing/communication strategy to promote the community awareness program to PCBU's with a particular focus on those with a diverse linguistic workforce	Within 17 months of acceptance of the enforceable undertaking	Within 24 months of acceptance of the enforceable undertaking
Delivery of 10 community awareness sessions in Mandarin or Arabic by Ethnic Communities Council of NSW	Within 18 months of acceptance of the enforceable undertaking	Within 24 months of acceptance of the enforceable undertaking

Work health and safety outcome:

Improved community awareness of safety rights and responsibilities through the creation of a training program which can be used by various PCBU's and others, including those with Mandarin and Arabic speaking communities, together with an increased awareness of SafeWork NSW and its resources.

Cost Breakdown:

Description	\$ Amount
Appointment of a Project Manager	\$100,000 annual salary
Engagement of a consultant to develop community awareness program and attend the launch event	\$17,000
Engagement of the Ethnic Communities Council media officer and marketing fees to promote the launch of the community awareness program	\$50,000
Training of 2 bi-lingual training officers of Ethnic Communities Council to deliver the program in Arabic and Mandarin at a total of 10 sessions	\$2,000
Venue hire and catering for 10 sessions	\$60,000
Printing and internal support for delivery and promotion of community awareness program	\$30,000

Total estimated cost: \$259,000

Total estimated cost of community benefits \$259,000

TOTAL ESTIMATED VALUE OF THE UNDERTAKING 1,474,075

Section 3 – Offer of undertaking

As a duly authorised person of ABC Tissue Products Pty Ltd, I offer this undertaking and commit to the terms herein.

Signed:

[Duly authorised person]

Name:

Position: Group OHS Manager

Dated at Wetherill Park this 24th day

of June, 2020

Section 4 – SafeWork NSW’s acceptance of undertaking

The duration of an enforceable undertaking is determined by the content of the agreed terms. An enforceable undertaking commences and is enforceable once accepted by SafeWork NSW. The enforceable undertaking will be concluded on written advice from SafeWork NSW when all requirements of the undertaking have been satisfactorily executed.

I accept this undertaking as an enforceable undertaking under section 216 of the WHS Act.

Signed:

Name: Valerie Griswold

Position: Executive Director, Investigations and Enforcement

Authorised delegate for SafeWork NSW, an agency within the Department of Customer Service.

Dated at Parramatta this 25th day of June 2020
[suburb] [month] [year]

Annexure 1 – Public Notice of SafeWork NSW’s acceptance of undertaking

Notice of Acceptance of an Enforceable Undertaking under Part 11 of the Work Health and Safety Act 2011.

On 17 August 2016, a worker employed by ABC Tissue Products Pty Ltd, suffered injuries while operating a Rewinder machine at the company’s Redfern Street premises, Wetherill Park.

SafeWork NSW investigated the incident and subsequently alleged that ABC Tissue Products Pty Ltd contravened section 19(1) and 32 of the Work Health and Safety Act 2011.

This notice has been placed under the terms of an enforceable undertaking and acknowledges acceptance of an undertaking, that is enforceable under the Act, from ABC Tissue Products Pty Ltd, ACN 003 085 112 as finalisation of the abovementioned alleged contravention.

The undertaking requires the following actions:

- Review of traffic management plans and implementation of recommendations
- Provision of English classes to production staff
- Audit of machine guarding on production lines and implementation of recommendations
- Develop of a safety leadership program for the manufacturing industry
- Develop a safety awareness program targeted at linguistically diverse workers

The full undertaking and general information about enforceable undertakings is available at www.safework.nsw.gov.au.