

Excerpts from Mines Safety and Inspection Amendment Bill 2007

47A. Exploration manager to be treated as a manager in certain circumstances

15 (1) If exploration operations at a mine are not under the control of a registered manager because a registered manager is not required under section 33(7) for those operations and no notice has been given under section 47(1), then, for the purposes of this Act, the
20 exploration manager appointed for those operations is to be treated as a manager of a mine in respect of those operations, to the extent to which that is relevant to those operations.

(2) Subsection (1) does not apply to exploration operations
25 to which section 46A(2) applies.

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18. Section 46A inserted

After section 46 the following section is inserted —

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25 46A. Appointment of exploration manager

(1) Before exploration operations begin at a mine, the principal employer must appoint an exploration manager for those operations and, while those operations continue, must ensure that an exploration
30 manager is appointed for those operations.

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(2) If exploration operations are carried out by a syndicate or other association of persons in such a way that no person is employed in those operations, no exploration manager is required and the members of that entity or partnership or those persons
5 are jointly and severally responsible for the performance of those duties and responsibilities which are, in the circumstances described in section 47A(1), imposed on exploration managers under this Act, so far as those duties and
10 responsibilities apply to an operation without employees.

(3) Subsection (1) does not prevent the registered manager for the mine (if there is one) from being appointed as the exploration manager for those operations.

15 (4) A principal employer who contravenes subsection (1) commits an offence.