

APPLICATION FOR A COMPLIANCE PLAN

In accordance with Part 20 (Transitional Provisions) of Schedule 8 and Part 2 (Transitional Provisions) of Schedule 9 of the Hazardous Substances (Dangerous Goods and Scheduled Toxic Substances) Transfer Notice 2004 (as amended).

The superscript numbers (e.g., Company Name¹) in the application form refer to the Reference notes at the back of this form. For more information see Information Sheet 'Compliance Plans: Stationary Container and Secondary Containment Systems' (ER-IS-29)

Applicant Details

| | |
|---|--|
| Applicant or Company Name ¹ <input style="width: 90%;" type="text"/> Contact Person ² <input style="width: 90%;" type="text"/> Contact Address <input style="width: 90%; height: 40px;" type="text"/> | Contact Number <input style="width: 90%;" type="text"/> Position <input style="width: 90%;" type="text"/> Fax Number <input style="width: 90%;" type="text"/> Email Address <input style="width: 90%;" type="text"/> Has a Test Certifier inspected the subject stationary container system(s)? ³ <input type="checkbox"/> No <input type="checkbox"/> Yes ⇒ Test Certifier Name <input style="width: 90%;" type="text"/> |
|---|--|

Reference Details of the Test Certifier's Report: (Include date):
(This report should be included with the application)

Location and Ownership Details

| | |
|--|--|
| Owner name / Company name ⁴ <input style="width: 90%;" type="text"/> Physical Address <input style="width: 90%; height: 40px;" type="text"/> | Contact Number <input style="width: 90%;" type="text"/> Fax Number <input style="width: 90%;" type="text"/> Email Address <input style="width: 90%;" type="text"/> |
|--|--|

Details of Stationary Tank/Process Container

Brief Description of Stationary Container System:⁵

Hazard classification of substance(s) stored:⁶

Name of substance(s) stored:⁷

Stationary tank/process container capacity (litres):

| | | | |
|---------------------------------------|--|--|--|
| <input type="checkbox"/> Above-ground | <input type="checkbox"/> Below-ground | <input type="checkbox"/> Vertical tank | <input type="checkbox"/> Horizontal tank |
| <input type="checkbox"/> Steel | <input type="checkbox"/> Stainless steel | <input type="checkbox"/> Fibre-glass | <input type="checkbox"/> High density polyethylene |

Other (specify)⁸.....

Single skin Double skin

Single compartment Multiple compartment (specify number and capacity of each compartment)

Details of corrosion protection (if fitted)

Date of stationary tank/process container installation:⁹..... Documented Estimated

Date of manufacture (if different from above) Documented Estimated

Design/fabrication standards

Copy this table as required to include all tanks that are the subject of this application

Details of Secondary Containment System

| | |
|--|--|
| Containment capacity: | |
| Method of construction: | |
| <input type="checkbox"/> Concrete | <input type="checkbox"/> Earth |
| <input type="checkbox"/> Clay | <input type="checkbox"/> Steel |
| <input type="checkbox"/> HDPE Lined | <input type="checkbox"/> Other (specify) ¹⁰ |
| Date of installation: ⁹ | <input type="checkbox"/> Documented |
| | <input type="checkbox"/> Estimated |
| Details of most recent test (where available): | |
| Date of test: | Test Result: |
| List the standards that the secondary containment system is compliant with (if any): | |
| | |

Details of Stationary Tanks/Process Containers within the Secondary Containment System (for above ground systems)

| | Tank 1 | Tank 2 | Tank 3 | Tank 4 | Tank 5 |
|--|--------|--------|--------|--------|--------|
| Container Reference No. | | | | | |
| Substance Stored ⁷ | | | | | |
| Hazard Classification ⁵ | | | | | |
| Container Gross Capacity ¹¹ | | | | | |
| Date of Installation ⁹ | | | | | |
| Details of Overfill Protection | | | | | |
| Frequency of Stock Reconciliation | | | | | |

Copy this table as required to include all tanks that are the subject of this application

Secondary Containment System Compliance Summary

| | Yes/No | Details of Non-Compliance |
|---|--------|---------------------------|
| 1 | | |
| 2 | | |
| 3 | | |
| 4 | | |
| A | | |
| B | | |
| C | | |

| | | | |
|---|--|--|--|
| D | Is the capacity of each intermediate secondary containment system greater than 50% of the capacity of the largest stationary container? ¹⁵ | | |
| E | Are the internal walls of the each intermediate secondary containment system lower than 0.25 meters below the lowest wall of the secondary containment system? ¹⁵ | | |

Reference Data

Was the Stationary Container System in use immediately prior to April 1 2004? Yes? No?

Was the site previously issued with a Dangerous Goods License? Yes? No?

Application Costs:

There is a fee of \$225 (incl. GST) for a Stationary Container System Compliance Plan application. This fee must accompany the application unless you have an existing account with ERMA New Zealand and intend to make payment by direct credit into our bank account. If the application fee is not included processing will not commence until the payment is received.

Cheque included with application: Payment by direct credit/debit:

Date application
received

Date application
fee received

COMPLIANCE PLAN - SECONDARY CONTAINMENT SYSTEM

Instructions:

1. For each item, *either* (a), specify what alterations are proposed in order to achieve compliance, *or* (b) specify what steps are proposed in order to manage a non-compliance; **and**
2. Provide a target date for each by which time compliance or a management programme will be in place.
3. *Include additional copies of this page if further entries are required.*

Either :

The secondary containment system can be made to comply in accordance with the following compliance actions (include additional pages if required):

| | | |
|--------------|--|----------------------------|
| Item Number: | Description: | Target Date: ¹⁶ |
| | Proposed compliance action(s): ¹⁷ | |

| | | |
|--------------|--------------------------------|--------------|
| Item Number: | Description: | Target Date: |
| | Proposed compliance action(s): | |

| | | |
|--------------|--------------------------------|--------------|
| Item Number: | Description: | Target Date: |
| | Proposed compliance action(s): | |

Or:

The secondary containment system cannot be made to comply and the following compliance action plan will be implemented in order to manage the non-compliance (include additional pages if required):

What is the intended duration of this compliance plan?

Apart from these specific issues of non-compliance, all other requirements of Regulations 39 and 40 of the Hazardous Substances (Emergency Management) Regulations and Part 1 of Schedule 9 of Hazardous Substances (Dangerous Goods and Scheduled Toxic Substances) Transfer Notice 2004 are to be complied with.

I certify that the particulars in this application are true and correct and are without material omission, to the best of my knowledge.¹⁸

Signature: Print name:

Capacity in which signed¹⁹: Date:

Note: The approval of a Compliance Plan does not absolve the Person in Charge of their responsibilities under the Hazardous Substances and New Organisms Act.

Reference Notes to Assist in Completing the Application Form

(The superscript numbers in the application form refer to these notes below)

Note that this application form includes Compliance Plans for Stationary Container Systems and Secondary Containment Systems for both below ground situations and above ground situations. Not all particulars of the form are required for each of these.

1. Applicant name / Company name: In some cases this will differ from the ownership of the stationary container system, e.g. oil company tanks at a privately owned or franchised service station or depot.
2. Contact person: May be the Person in Charge but must possess sufficient decision-level responsibility and technical knowledge. The authority will in the first instance contact this person should they wish to seek further clarification or further information concerning an application.
3. Name of test certifier: Insert the details of the test certifier that is engaged to carry out an inspection of the stationary container system. That person must be registered for this activity. **The report by the Test Certifier should be included with the application.** Once a Compliance Plan has been approved by the Authority the test certifier may issue a Stationary Container System test certificate subject to the conditions specified in the approval. The test certificate must only be issued for the period specified by the Authority.
4. In many cases the stationary tank will be owned by one company and operated by another. In this case the operating company and person-in-charge will be the applicant for the Compliance Plan, and the tank owner should be separately specified at this point.
5. Brief description of stationary container system: Insert details of the nature of the system e.g. service station, process container in the manufacture of kerosene etc.
6. Refer to the chart below for the hazard classifications of some common flammable liquids that are stored in stationary container systems. The flammable hazard classification is highlighted.

| HAZARD CLASSIFICATIONS OF SOME COMMON FLAMMABLE LIQUIDS | | |
|---|-----------|--|
| SUBSTANCE | UN NUMBER | HAZARD CLASSIFICATION |
| Petrol (unleaded) | 1203 | 3.1A , 6.1E, 6.3B, 6.7B, 9.1B |
| Aviation Gasoline and Racing Gasoline (Avgas 100 and Avgas 100LL) | 1203 | 3.1A , 6.1E, 6.3B, 6.7B, 6.8A, 9.1B |
| Diesel Fuel | | 3.1D , 6.1E, 6.3B, 6.7B, 9.1B |
| Low Flashpoint Diesel (Low flashpoint domestic heating oil and alpine diesel) | 1202 | 3.1C , 6.1E, 6.3B, 6.7B, 9.1B |
| Kerosene (including Jet A-1, aviation turbine fuel) | 1223 | 3.1C , 6.1E, 6.3B, 9.1B |
| Mineral turpentine | 1300 | 3.1C , 6.1E, 6.3B, 9.1B |
| Crude oils, extremely flammable | | 3.1A , 6.1E, 6.3B, 6.7B, 9.1C |
| Crude oils, highly flammable | | 3.1B , 6.1E, 6.3B, 6.7B, 9.1C |
| Crude oils, low flammability | | 3.1D , 6.1E, 6.3B, 6.7B, 9.1C |
| Heavy Fuel oil | | 3.1D , 6.3B, 6.7B, 9.1C |

7. In addition to selection from the above chart, the technical or trade name (whichever best describes the product) should also be specified, e.g., "Unleaded petrol, 98 octane Enzon Ultra", or "Avgas 100LL, Enzair".
8. Other stationary tank construction material should be specified, e.g. Fi-glass-over-steel, HDPE gundwrap over steel, concrete vaulted steel tank, etc.

9. Date of installation: the year and month should be stated (if known) or the actual date if installation details are known. Tick either “documented” or “estimated” as applicable. For above-ground tanks that have been constructed in-situ, the date that construction of the tank was completed should be specified.
10. Specify other type of secondary containment, e.g. steel integrated bund, concrete bund, earth bund, HDPE pit liner, etc.
11. For a vertical storage tank this is the volume to the top curb angle. For a horizontal storage tank this is the total barrel capacity.
12. Refer to Regulation 35 of the Hazardous Substances (Emergency Management) Regulations 2001.
13. Refer to Regulation 39 of the Hazardous Substances (Emergency Management) Regulations 2001.
14. Refer to Regulation 40 of the Hazardous Substances (Emergency Management) Regulations 2001.
15. Refer to Clause 1 of Schedule 9 of the Hazardous Substances (Dangerous Goods and Scheduled Toxic Substances) Transfer Notice 2004 (as amended).
16. Target date: the target date must be realistic and practical, and is to be indicative of the time frame that the necessary alterations can and will in fact be carried out. The target date may be accepted, declined or modified by the Authority inclusive of their decision to either approve or decline an Application for Compliance Plan. Any variation in the target date will be subject to further discussion between the Authority and the applicant. If, following approval of a Compliance Plan, it becomes necessary in genuine circumstances beyond the applicant’s control to modify or vary the target date, this must be re-negotiated with the Authority as soon as practicable, and the original target date will nevertheless stand until such time as any modification or variation has been agreed upon by the Authority.
17. Concise, specific details of proposed alterations or compliance actions must be provided. If more space is needed than has been provided in this application form, the applicant should attach additional pages or accompany the application.
18. Declaration: In authenticating this application the applicant is making a binding commitment in accordance with the HSNO Act 1996 to achieve compliance with Part 20 of Schedule 8 of the Gazette Notice No. 35, dated 26 March, 2004, or the standard to which the stationary container was originally manufactured or subsequently modified. Failure to subsequently achieve compliance and obtain a test certificate for a stationary container system without reasonable cause or explanation may constitute an offence under Section 109 of the Act and leave the owner and/or the applicant and/or the person-in-charge, liable for prosecution under section 109 of the Act.
19. The position held by the signatory e.g. Engineering Manager.