

INFORMATION SHEET

Code of Practice HSNO COP 13-1
NUMBER 38
NOVEMBER 2006

Code of Practice for the Management of Existing Stationary Container Systems up to 60,000 litres Capacity

Codes of Practice: What are they and what is their significance?

Codes of Practice are able to be approved by the Authority under Sections 78 and 79 of the HSNO Act. In practice they are approved by the ERMA New Zealand Chief Executive under delegated authority.

Codes of Practice can be how to documents i.e. they tell you how you can meet the requirements of the HSNO regulations and controls in a way that is legally defensible. Furthermore, where specified in the legislation, Codes of Practice may specify alternatives to the nominated standards.

What is this Code about?

Schedule 8 of the Hazardous Substances (Dangerous Goods and Scheduled Toxic Substances) Transfer Notice 2004 (as amended) provides standards for the design, construction, installation and maintenance for stationary tanks for hazardous liquids. Clause 100 of this schedule specifically provides for the adoption of Codes of Practice for existing stationary container systems.

Similarly, Schedule 9 Hazardous Substances (Dangerous Goods and Scheduled Toxic Substances) Transfer Notice 2004 (as amended) provides requirements for secondary container systems and clause 4 specifically provides for the adoption of Codes of Practice for secondary containment systems associated with existing stationary container systems.

This Code provides controls to accept the design, installation and management of a significant proportion of the stationary container systems and associated secondary containment systems that;

1. have a capacity not exceeding 60,000 litres, and
2. were in use (or under construction) as at the commencement date of the relevant transfer notice for the containment of hazardous liquids.

For hazardous liquids that were transferred in the Hazardous Substances (Dangerous Goods and Scheduled Toxic Substances) Transfer Notice 2004 (as amended), the Stationary Container System must have been in use (or under construction) before the 1st of April 2004.

What is in the Code?

It is not possible to give a full summary of the Code in this Information Sheet, but the following information will give you a good indication of what is covered in the Code.

Stationary Tanks

Existing stationary tanks may have been constructed to a standard that is not cited in the Hazardous Substances (Dangerous Goods and Scheduled Toxic Substances) Transfer Notice 2004 (as amended) and details of their construction may not now be available. This code provides controls for accepting these stationary tanks (for purposes of obtaining a Stationary Container System Test Certificate) as alternatives to specified controls in Schedule 8 of the Hazardous Substances (Dangerous Goods and Scheduled Toxic Substances) Transfer Notice 2004 (as amended). This code is not a complete replacement for this Schedule 8 – it must be considered in conjunction with that schedule.

Secondary Containment Systems

This code specifies requirements for the management of:

1. stationary container systems, and
2. secondary containment systems

in circumstances whereby the secondary containment system does not meet the requirements specified in Regulation 39 or 40 of the Hazardous Substances (Emergency Management Regulations 2001).

Examples of this include:

1. a below ground tank that does not have secondary containment, or
2. an above ground tank that has a secondary containment system which is at least 100 % capacity of the tank but less than 110% capacity.

Where can you get a copy of this Code?

Code HSNOCOP 13-1 was developed by ERMA New Zealand. A hard copy of the Code will be held at ERMA New Zealand's reception in our Wellington Office. You can inspect a copy there.

It can also be downloaded from the ERMA New Zealand website:

(<http://www.ermanz.govt.nz/resources/publications/pdfs/COP13-1.pdf>).

Conclusion

This paper has been prepared by ERMA New Zealand to help you decide whether this Code would be of relevance to you. It is **not** in itself a Code of Practice.

Further information or feedback

ERMA New Zealand publishes information sheets on a range of topics to provide background information on current issue or proposals being dealt with by the Authority. All publications may be viewed and downloaded from our website at www.ermanz.govt.nz/resources/index.asp or may be requested by contacting ERMA New Zealand, P O Box 131, Wellington. Ph +64 4 916 2426 Fax +64 4 914 0433 Email info@ermanz.govt.nz