Appendix N: Environmental Forms

- Incident Reporting and Investigation (MMA-PLN-RMA-FRM-1763)
- Non Conformance and Opportunity for Improvement Form (MMA-PLN-RMA-FRM-1750)

Incident Reporting & Investigation

December 2017

MMA-PLA-RMA-FRM-1763



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1 Purpose

To ensure that all accidents and incidents are accurately reported and recorded, and properly investigated so that corrective action can be taken to prevent their reoccurrence.

2 Scope

This Management Procedure addresses the requirements associated with the initial response, classification, reporting and investigation of incidents within Downer New Zealand. This applies to <u>all</u> Downer New Zealand personnel and visitors.

3 Definitions

INX InControl

The Zero Harm database used to record, investigate and follow-up Events. Currently only Zero Harm staff have access to this database.

Entry of a new record automatically generates the INX reference number.

Hi-Po

High-Potential incident; there was a reasonable potential for a serious consequence (severity rating of "4" or higher as shown in Annex 2 of this procedure).

Incident/ Injury Definitions Refer DG-ZH-MF007.1 Incident Reporting Classification and Management , Classification and Management

Notifiable Event

For Health and Safety incidents, this is defined in the Health and Safety at Work Act 2015 as:

- a) The death of a person
- b) A notifiable injury or illness, or
- c) A notifiable incident

<u>Electricity Act</u> and <u>Gas Act</u> also require Notification of incidents to WorkSafe NZ which result in a "Notifiable injury or illness" or significant property damage.

Refer to Annex 3 for definitions of "notifiable injury or illness", "notifiable incident", and definitions from Electricity Act and Gas Act.

For Environmental incidents, this is defined as any unauthorised discharge to the environment which may lead to damage to the receiving environment, or community complaint (*ie actual consequence level "2"; refer to Annex 2*).

Personnel

A collective term used to describe Downer New Zealand Management, Employees, Contractors and Casual labour

Responsible Manager The relevant Downer New Zealand Manager assigned with the authority, responsibility and control of a specific workplace area or function.

Zero Harm Alert A notice requiring immediate communication and action due to the occurrence of a serious injury or risk. These should be discussed as soon as practicable (using <u>DN-QA-FM005.4 Alert</u>).

Zero Harm Bulletin A notice for communication of general risks or issues that should be communicated at the next available toolbox meeting (using <u>DN-QA-FM005.5 Bulletin</u>).

Zero Harm Initiative

A notice for a proactive/innovative risk control, process, equipment and/or operation identified that may have benefits in other areas of the business and are disseminated accordingly (using DN-QA-FM005.6 Initiative).

4 Requirements and responsibility

The Downer New Zealand *Incident Reporting & Investigation* procedure comprises 4 key stages (Figure and table below), each with a number of steps.



Stages	Steps	Actions	Responsibility
1 Initial Response	Respond Immediately to Prevent Further Harm	Establish the nature of the Incident e.g., injury, property damage, environmental etc. Take immediate steps to stabilize or quarantine the area and ensure site emergency response personnel are notified i.e. First Aid Officers, Area Wardens etc. Take all appropriate steps (considering risks to health and safety of responders) to respond to immediate situation and prevent further harm or damage, including: Provide first-aid to injured personnel; Extinguish fires; Contain and clean-up spills; Evacuate immediate area; and Call Emergency Services Also refer Annex 1 Incident Reporting & Investigation Flowchart	All Personnel
	Preserve the Scene and report incident	Ensure incident scene is preserved where possible and critical information obtained, for example: Full names of injured persons; Exact time and location of incident; Photos of incident scene; Sequence of events leading to incident; Statements from persons involved; Details of plant/ equipment involved, including	Supervisor

Stages	Steps	Actions	Responsibility
		registration numbers for third party vehicles. For actual or potential <i>Notifiable Events</i> , advise the relevant Responsible Manager by phone as soon as practicable.	
	Initial management actions	For actual or potential <i>Notifiable Events</i> , ensure scene is preserved until all authorities give authority to re-enter. Consider need to call next of kin and/or appoint somebody to deal with media on site. NOTE: Drug and alcohol testing may be required where operator error is a potential contributory factor. Refer to DN-ZH-PR083 Drug and Alcohol Procedure.	Responsible Manager
	Report incident	As soon as practicable, report the incident to the Responsible Manager by phone and/or using an Event Report.	All Personnel
	Classify Incident / Identify Reporting Requirements	Classify the Incident (incident type, actual consequence and potential consequence): Refer Annex 2 for the Classification of Workplace Incidents within Downer New Zealand. For detailed Injury classifications and definitions. refer to DG-ZH-MF007.1 Incident	Responsible Manager
2 Reporting	Internal Verbal Notifications	Provide Person to Person Verbal notifications (not leaving messages) within 30 minutes and in accordance with the Annex 1: Incident Reporting & Investigation Flowchart.	Responsible Manager
	Escalate Serious Incidents (<i>Immediate</i>	For <u>Category 4, 5 and 6 Actual & Potential Incidents (or lower if the incident may meet definition of "Notifiable Event")</u> , a <u>DN-ZH-FM001.1 Immediate Internal Notification Form</u> shall be completed and emailed as soon as practicable (within one working day of the Incident) to: CEO Downer NZ, Relevant Operational EGM, and EGM Zero Harm	Responsible General Manager
	Internal Notifications)	The CEO Downer NZ must convene a telephone conference with their operational Executive team, the line manager of the business that the incident has occurred in, and GM HSE Operations. The Downer Group CEO should be invited as an optional	CEO Downer NZ

Stages	Steps	Actions	Responsibility
		attendee. All attempts should be made to schedule this within 1 working day of the incident notification being received.	
		The business unit that has had the incident is required to present during the teleconference: A description of the incident The outcomes of the incident Initial findings known that may have contributed to the incident Initial lessons learned for the information of the business	Responsible Managers
	Complete Statutory Reporting (Notification to WorkSafe NZ, Local or Regional Authority)	Following any Notifiable Event, immediate verbal and prompt written notification (using an approved form) shall be provided to the relevant authorities (i.e. WorkSafe NZ, Local and/ or Regional Authority) within required timeframes. If the client is undertaking reporting, confirm the client has fulfilled their reporting obligations. A copy of the client's report may also need to be obtained. NOTE: Discuss details with EGM Zero Harm before External Notification.	Regional HSE Operations Managers
	Complete Incident Reporting (Capture Details)	All incidents shall be captured via a DN-ZH-FM001.2 HSE Incident Report and then entered into the INX InControl database within 48 hours by local HSE Advisor or relevant Administrator (this generates the INX reference number). Supporting documents (e.g. photos) must be attached. Record all critical details, including: • the full names and contact details of all people involved, including third parties and eye witnesses • the exact nature of injuries, property damage or environmental harm sustained; • statements from people involved in the Incident, including third parties and eye witnesses • details of any plant or property involved in the Incident, including registration numbers of third party vehicles involved; • photographs of the incident scene.	Responsible Managers
	Injury Management	If an incident results in an injury, and the injured person requires any medical treatment (from a doctor, physiotherapist, dentist, or hospital, etc), then this will usually be covered under Downer's ACC Partnership	Responsible Manager

Stages	Steps	Actions	Responsibility
		Programme. Additional paperwork will be required, and the local HSE Advisor must be informed as soon as possible. Refer to DN-ZH-PR088 Workplace Injury Management All Incidents (irrespective of category) shall be subject to an investigation as per DG-ZH-MF007.1 Incident	
3 Investigate Incidents	Investigate all Incidents	Reporting Classification and Management All Incident investigations shall: • be conducted by persons with the required level of knowledge and training, which may include the use of subject matter experts; • identify the factors that led to the hazard, injury, illness, incident or other system failure; • recommend appropriate corrective actions to be taken; • prompt a review of systems / processes / procedures (incl. work instructions / SWMS) where required. Key steps include: • Establishing an Investigation Team • Gathering data • Identifying contributory factors • Identifying corrective actions For Category 1-3 Incidents (actual or potential), or as directed by Operational GM or GM HSE Operations, shall involve an individual with Incident Investigation Training e.g. ICAM, causal analysis or corrective action training. The investigation shall be recorded using DN-ZH-FM001.3 HSE Incident Investigation Report, or DN-ZH-FM001.4 ICAM Report if directed by Operational GM or Regional HSE Operations Manager.	Responsible Manager
	Conduct an	For <i>Category 4–6 Incidents</i> (actual or potential), or as directed by Operational GM or GM HSE Operations, an ICAM investigation shall be conducted to establish immediate causes and root cause of the Incident. <i>See</i> DN–ZH–FM001.4 ICAM Report.	Authorised ICAM Investigator
	Conduct an ICAM Investigation	Investigations using the ICAM methodology for <i>Category 3</i> incidents or below are instigated at the discretion of the Operational GM or Regional HSE Operations Manager. The ICAM / Incident Investigation methodology shall also be completed for incidents with a <i>Likelihood of "Likely" or "Almost Certain"</i> in accordance with the Risk Matrix.	Responsible Manager

Stages	Steps	Actions	Responsibility
		For investigative responsibilities by incident severity, refer the DG-ZH-MF007.1A Annex A - Downer Zero Harm Reporting and Investigation Matrix	
	Implement Corrective Actions	All corrective actions arising from Incident Investigation shall: Be monitored through the INX Database Have a responsible owner Be implemented within agreed timeframes Be closed-out once completed	Responsible Manager
		All Incidents and related assigned corrective actions shall be managed via the INX InControl database and closed out within a month where practicable.	
	Learnings with Downer Group	Incidents unable to be closed out within this timeframe shall be monitored and monthly progress reports provided until completed.	Responsible Manager
		Those matters representing the greatest safety risk are to be given priority when undertaking corrective action.	Manager
		Monthly update reports shall be reviewed by GMs and EGMs for all <i>Category 4 to 6</i> incidents and corrective actions shall be reviewed for effectiveness.	
4 Follow up and Share Learnings		For all <i>Category 4 to 6</i> incidents, section 3.3 of the TDR will be completed on a monthly basis outlining actions associated with each incident. A copy of the ICAM will be distributed to all divisional Zero Harm leads and the Downer Group representative.	EGM Zero Harm
Learnings		Consider the need to alert the wider Downer NZ business about an event or associated risk based on, for example: Severity of the incident, A risk associated with an identified incident trend, and/or Findings from an investigation. Where it is determined appropriate to share the learnings, appoint a person to draft the Alert, Bulletin or Initiative.	Responsible Manager and Regional HSE Operations Manager
		Zero Harm Alerts, Bulletins and Initiatives shall be developed using the standard templates; <u>DN-QA-FM005.4</u> <u>HSE Alert, DN-QA-FM005.5 HSE Bulletin</u> and <u>DN-QA-FM005.6 HSE Initiative</u> respectively.	Appointed author (eg ICAM lead)

Stages	Steps	Actions	Responsibility
		The draft Alert, Bulletin or Initiative will be given to the Responsible Manager to review and provide comment.	Appointed Author
		The reviewed Alert, Bulletin or Initiative will then be discussed with the Regional HSE Operations Manager before being submitted to the GM HSE Operations for approval.	Appointed Author
	Zero Harm Alerts,	The approved Alert, Bulletin or Initiative is then sent to the relevant Operational Executive General Manager (EGM) to authorise issue and release to the business.	GM HSE Operations
	Bulletins and Initiatives (continued)	The authorised Alert, Bulletin or Initiative is also posted on the iDowner NZ Zero Harm intranet site, taking the next number from the Register.	
		This triggers an automatic e-mail notification to all people subscribed to the site (ie <i>Zero Harm team and Operational Managers</i>), and for a link to appear on the iDowner NZ homepage.	Zero Harm Analyst
		The Alert, Bulletin or Initiative must then be discussed at Toolbox meetings for all relevant teams.	Responsible Managers

5 Referenced Documents

PROCEDURES

DN-ZH-PR083 Drug and Alcohol Procedure
DN-ZH-PR088 Workplace Injury Management

FORMS

DN-QA-FM005.4 HSE Alert

DN-QA-FM005.5 HSE Bulletin

DN-QA-FM005.6 HSE Initiative

<u>DN-ZH-FM001.1</u> Immediate Internal Notification Form

DN-ZH-FM001.2 HSE Incident Report

<u>DN-ZH-FM001.3</u> HSE Incident Investigation Report

DN-ZH-FM001.4 ICAM Report

DG-ZH-MF007.1 Downer Incident Reporting, Classification and Management

<u>DG-ZH-MF007.1A</u>
Annex A – Downer Zero Harm Investigation and Reporting Matrix

Incident_ Reporting INX In-Control database

Annex 1 - Incident Reporting & Investigation Flowchart

INCIDENT or NO HARM EVENT OCCURS Responsibility Response / Actions Reporting Requirements Responsible Manager Immediate action taken to prevent further harm to Response informed immediately of a any person, property or environment; Supervisor Notifiable Event. Employees, Considers need for: 1. Contacting next of kin immediately Contractors, Emergency services called if required (e.g. fire, informed Visitors police, ambulance), follow Emergency Response 2. Dealing with media Plan and Preserve the Scene if possible 3. Drug and alcohol test Ops EGM & EGM Zero Harm Responsible Manager Downer NZ CEO Assistance provided to control the situation and mitigate severity of the consequences. Downer Group Notifies Notifies Notifies Immediately (incl. LTI) Notifies Notifies CEO Internal verbal reporting triggered (refer right). Within 30 mi Ops EGM & EGM Zero Harm Responsible **ACC Claims Management** Notifies (incl. MTI) Manager For injury incidents involving medical treatment, refer to DN-ZH-PR088 Workplace Injury Management and involve Responsible Manager HSE Advisor for assistance (1 working Statutory Reporting For all actual or potential "Notifiable Events" (including all External Notification Requirements actual or potential severity Category 4 and above incidents) Regional HSE Operations Manager to ensure relevant relevant operational GM completes DN-ZH-FM001.1 Authorities are notified as required by legislation. Immediate Internal Notification Form. Project Manager to notify client where required For Category 4, 5 & 6 Actual & Potential (**Hi-Po**) Incidents: (Includes all legally Notifiable Events) Agreed Key Actions communicated to relevant **EGMs** stakeholders CEO will instigate a 15 min teleconference to brief EGMs and discuss actions Incident Report sent to HSE Advisor and details entered Record Incident Details Responsible into the INX InControl database within 48 hours or prior to DN-ZH-FM001.2 HSE Incident Report for all Categories Manager the end of the month (whichever is sooner) Responsible **Conduct Incident Investigation** Investigation outcomes entered into the INX InControl Manager with DN-ZH-FM001.3 HSE Investigation Report (Category 1-3) or investigation database DN-ZH-FM001.4 ICAM Report (Category 4-6) team Persons Corrective actions implemented Individual corrective actions monitored and closed out Share Learnings assigned with corrective Follow up and within agreed timeframes within the INX InControl database If appropriate, initiate generation and issue of: **Share Learnings** Responsible <u>DN-QA-FM005.4 HSE Alert</u>, or <u>DN-QA-FM005.5 HSE Bulletin</u>, or Discuss with Regional HSE Operations Manager whether to issue HSE Alert, Bulletin or Initiative to share learnings Manager DN-QA-FM005.6 HSE Initiative

Annex 2 - Classification of Workplace Incidents Within Downer New Zealand

Severity (or potential severity) Ranking	Downer Severity (Category) Rating Level	Health and Safety	Environment and Community
Extreme	6	 Multiple fatalities or significant irreversible effects to numbers of people. Damage or harm with catastrophic loss that has the potential to impact Downer's Viability. Includes multiple Level 5 Incidents Loss of licence to operate. 	 Catastrophic, widespread impact on the Environment resulting in irreversible damage. Complete loss of trust by affected community leading to long term social unrest and outrage
Very High	5	 Single fatality and/ or severe irreversible disability to one or more persons. Damage or harm with permanent loss of capability and has the potential the impact on the Divisional viability. Limitations to 'licence to operate. 	 Significant impact or serious harm on the Environment reversible. Prolonged community outrage.
High	4	 Damage or harm with Permanent loss of function. Moderate irreversible disability of impairment to one or more persons. Lost time injury, more than 28 days lost. Includes Dangerous Occurrences. 	 Significant impact or material harm on the environment or a notifiable incident. Long term community irritant leading to disruptive actions and requiring continual management attention.
Medium	3	 Lost Time Injury. Damage or harm with temporary loss of function. 	 Moderate impact to the environment or material harm or a notifiable incident. Short term community unrest and dissention.
Low	2	Medical Treatment injury.Damage or harm with no loss of function.	Minor impact on the Environmental.Community complaint

Severity (or potential severity) Ranking	Downer Severity (Category) Rating Level	Health and Safety	Environment and Community
			requiring intervention and management attention.
Very Low	1	First Aid treatment required.Insignificant disruption.	 Negligible impact on the Environment. No potential for community complaint.

For detailed Injury definitions, refer <u>DG-ZH-MF007.1 Incident Reporting Classification and Management</u> For further information refer to <u>DG-ZH-MF007.1A Annex A - Downer Zero Harm Reporting and Investigation Matrix</u>

Annex 3 - Notifiable Event Definitions

Health and Safety at Work Act 2015; S23 Meaning of notifiable injury or illness

- (1) In this Act, unless the context otherwise requires, a **notifiable injury or illness**, in relation to a person, means—
 - (a) any of the following injuries or illnesses that require the person to have immediate treatment (other than first aid):
 - i. the amputation of any part of his or her body:
 - ii. a serious head injury:
 - iii. a serious eye injury:
 - iv. a serious burn:
 - v. the separation of his or her skin from an underlying tissue (such as degloving or scalping):
 - vi. a spinal injury:
 - vii. the loss of a bodily function:
 - viii. serious lacerations:
 - (b) an injury or illness that requires, or would usually require, the person to be admitted to a hospital for immediate treatment:
 - (c) an injury or illness that requires, or would usually require, the person to have medical treatment within 48 hours of exposure to a substance:
 - (d) any serious infection (including occupational zoonoses) to which the carrying out of work is a significant contributing factor, including any infection that is attributable to carrying out work
 - i. with micro-organisms; or
 - ii. that involves providing treatment or care to a person; or
 - iii. that involves contact with human blood or bodily substances; or
 - iv. that involves handling or contact with animals, animal hides, animal skins, animal wool or hair, animal carcasses, or animal waste products; or
 - v. that involves handling or contact with fish or marine mammals:
 - (e) any other injury or illness declared by regulations to be a notifiable injury or illness for the purposes of this section.
- (2) Despite subsection (1), **notifiable injury or illness** does not include any injury or illness declared by regulations not to be a notifiable injury or illness for the purposes of this Act.

Health and Safety at Work Act 2015; S24 Meaning of notifiable incident

- (1) In this Act, unless the context otherwise requires, a **notifiable incident** means an unplanned or uncontrolled incident in relation to a workplace that exposes a worker or any other person to a serious risk to that person's health or safety arising from an immediate or imminent exposure to—
 - (a) an escape, a spillage, or a leakage of a substance; or
 - (b) an implosion, explosion, or fire; or
 - (c) an escape of gas or steam; or

- (d) an escape of a pressurised substance; or
- (e) an electric shock; or
- (f) the fall or release from a height of any plant, substance, or thing; or
- (g) the collapse, overturning, failure, or malfunction of, or damage to, any plant that is required to be authorised for use in accordance with regulations; or
- (h) the collapse or partial collapse of a structure; or
- (i) the collapse or failure of an excavation or any shoring supporting an excavation; or
- (j) the inrush of water, mud, or gas in workings in an underground excavation or tunnel; or
- (k) the interruption of the main system of ventilation in an underground excavation or tunnel; or
- (l) a collision between 2 vessels, a vessel capsize, or the inrush of water into a vessel; or
- (m) any other incident declared by regulations to be a notifiable incident for the purposes of this section.
- (2) Despite subsection (1), **notifiable incident** does not include an incident declared by regulations not be a notifiable incident for the purposes of this Act.

Electricity Act 1992 S16 Notification of accidents

- (1) This section applies to every accident that—
 - (a) is caused wholly or partly by, or involves or affects, electricity, or involves or affects the generation, conversion, transformation, conveyance, or use of electricity; and
 - (b) results in-
 - (i) [Notifiable injury or illness] to any person; or
 - (ii) damage to any place or part of a place that renders that place or that part of that place unusable for any purpose for which it was used or designed to be used before that accident.

Gas Act 1992 S17 Notification of accidents

- (1) This section applies to every accident—
 - (a) that involves the production, conversion, supply, distribution, or use of gas; and
 - (b) that results in-
 - (i) [Notifiable injury or illness] to any person; or
 - (ii) Significant property damage.





Non Conformance and Opportunity for Improvement Form

1. PROJECT NAME:	NCR OFI No.(from Project Register):				
Project No:	Issued To:				
Location(s):	Originator:				
2. Sector Zero Harm - Safety Quality Environmental	Plant / Vehicle- Type Plant No. Registration Owner □ Downer □ Hire □ Sub Contractor □ Civil Projects - Utilities New □ Utilities Existing □				
Maintenance - Construction ☐ Pavement ☐	Structures Roading		Alsting [
Surfacing - Asphalt	TELCO 🗌 FM 🗌 Ra				
OSM Mowing ☐ Horticulture ☐ Playground☐ Cleaning ☐ Building Maintenance ☐	Traffic Services Road ☐ Sign Maintenance ☐	·	Management		
3. Scope Damage Rework Waste Custom	er Complaint 🗌 Legal				
Audit ☐ Downer (Internal) ☐Client (External) ☐Sub Report No.	contractor Supplier	/ Manufacturer 🔲	Audit		
4. Category of Situation or Opportunity Observation ☐		rtunity	nformance		
_ ,	ost(Estimates Only): \$ ost Category 1	2 3 4	Refer		
6. Description of Situation or Opportunity [To be com	pleted by the originator]	Time	Date		
7. Action Taken to Correct Situation					
7. Action Taken to Correct Situation					
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13. Client Accepte Client Representat Accepted:	– – .	oplicable	Date			
14. Close Out	Corrective, Preventive, Verifications Address	ed NCR /OFI Not Accepte	ed 🗌			
Name:	Date	Reason for not closing out NCR /OFI a	nd action			
Signed:	(Responsible Person)					
Remedial Cost (ad	ctual): \$					
	15. DISTRIBUTION Responsible Person Originator Project File Client (If applicable) HSE Administrator (Q-Pulse)					





NCR/OFI Guidance

Major Non-Conformance

	Priority / Risk Example	Response Time		Rev	vork Remedial	Cost Categories
		/ Report Type	Cat	\$ value	Report Type	Authorisation and Investigation
•	Total breakdown of system, control, or procedure Absence of an ISO 9001 requirement Cause Client consideration of significant control penalties including contract cancellation or non-renewal Cause a failure effecting significant system safety or capability	Maximum Five Business Days DN-QA- FM006.2 NCR/OFI	4	>50,000	DN-QA- FM006.2 NCR/ OFI	Prepared by EGM (or delegate) and the report signed off as reviewed by CEO Copy issued to local Zero Harm administrator to enter into Q-Pulse In addition for all Category 4 quality issues a Root Cause Quality Investigation will need to be completed
•	The absence or total breakdown of the system/ process to meet an ISO9001,ISO14001,AS4801 or other requirement A number of minor nonconformances against one ISO9001,ISO14001, AS4801	Maximum Ten Business Days DN-QA- FM006.2 NCR/OFI	3	>10,000 but < 50,000	DN-QA- FM006.2 NCR/	Prepared by GM (or delegate) and the report signed off as reviewed by EGM. Copy issued to local Zero Harm administrator to enter into Q-Pulse
•	Any nonconformity that would result in probable shipment of nonconformity or un-inspected product A condition that may result in the failure or materially reduce the usability of product for intended purpose		2	<10,000	DN-QA- FM006.2 NCR/ OFI	Prepared by Site Project Manager and the report signed off as reviewed by their Manager. Copy issued to local Zero Harm administrator to enter into Q-Pulse
•	A nonconformity that experience and judgment indicate will likely result in QMS failure or materially reduce its ability to assure controlled processes and products		No documented procedure for any required element of the standard Document changes routinely carried out in an unauthorised manner Critical purchases made from unevaluated suppliers Product shipped without required inspection and tests			





Minor Non-Conformance

Priority / Risk Example	Response Time / Report Type	Rework Remedial Cost Categories			
		Cat	\$ value	Report Type	Authorisation and Investigation
Failure to conform to a requirement which (based on judgment and experience) is not likely to result in QMS failure A single observed laps or isolated incident Minimal risk of nonconforming product or service	Maximum	1	< 1000	ST05A	Event report raised and
	15			Event	approved by Supervisor / Manager.
	Business			Report	Copy issued to local Zero
	Days				Harm administrator to enter into Q-Pulse
	ST05A	Framula			
	Event Report	Examples: A drawing marked up with unauthorized changes			
		A purchase order released without review and approval			
		An inspection instrument past its calibration dateA training record not available			