

Variation to an Enforceable Undertaking (EU) between the Work Health and Safety (WHS) regulator and Sun Metals Corporation Pty Ltd, accepted on 29 November 2021

The following variations to the EU between the WHS regulator and Sun Metals Corporation Pty Ltd is proposed:

- **Under Term 3.2.6 (a-i) – Additional funds for above-compliance health and safety initiatives for HSEQ Committees (including Roasting, Leaching & Purification and Electrolysis & Casting):**
 - Extend the agreed timeframes for the following Terms of the EU:

Term	Activity	Original Due Date from date of EU acceptance	New Due Date from date of acceptance
3.2.6a	Roasting HSEQ Committee (Year One):		
	(i) Development/ consultation	3 months (02 Mar 22)	12 months (30 Nov 22)
	(ii) Submission for management approval	6 months (31 May 22)	18 months (30 May 23)
	(iii) Implementation and funding	12 months (30 Nov 22)	24 months (30 Nov 23)
3.2.6b	Roasting HSEQ Committee (Year Two):		
	(i) Development/ consultation	15 months (01 Mar 23)	27 Months (01 Mar 24)
	(ii) Submission for management approval	18 months (30 May 23)	30 Months (30 May 24)
	(iii) Implementation and funding	24 months (30 Nov 23)	36 months (02 Dec 24)
3.2.6c	Roasting HSEQ Committee (Year Three):		
	(i) Development/ consultation	27 months (01 Mar 24)	39 months (3 Mar 25)
	(ii) Submission for management approval	30 months (30 May 24)	42 months (30 May 25)
	(iii) Implementation and funding	36 months (02 Dec 24)	48 months (1 Dec 25)
3.2.6d	Leaching & Purification HSEQ Committee (Year One):		
	(i) Development/ consultation	3 months (02 Mar 22)	12 months (30 Nov 22)
	(ii) Submission for management approval	6 months (31 May 22)	18 months (30 May 23)
	(iii) Implementation and funding	12 months (30 Nov 22)	24 months (30 Nov 23)

Note: A copy of this approved (signed) Addendum is to be attached to a copy of the Enforceable Undertaking and should be made available to OIR when requested or during compliance audits.

Term	Activity	Original Due Date from date of EU acceptance	New Due Date from date of acceptance
3.2.6e	Leaching & Purification HSEQ Committee (Year Two):		
	(i) Development/ consultation	15 months (01 Mar 23)	27 Months (01 Mar 24)
	(ii) Submission for management approval	18 months (30 May 23)	30 Months (30 May 24)
	(iii) Implementation and funding	24 months (30 Nov 23)	36 months (02 Dec 24)
3.2.6f	Leaching & Purification HSEQ Committee (Year Three):		
	(i) Development/ consultation	27 months (01 Mar 24)	39 months (3 Mar 25)
	(ii) Submission for management approval	30 months (30 May 24)	42 months (30 May 25)
	(iii) Implementation and funding	36 months (02 Dec 24)	48 months (1 Dec 25)
3.2.6g	Electrolysis & Casting HSEQ Committee (Year One):		
	(i) Development/ consultation	3 months (02 Mar 22)	12 months (30 Nov 22)
	(ii) Submission for management approval	6 months (31 May 22)	18 months (30 May 23)
	(iii) Implementation and funding	12 months (30 Nov 22)	24 months (30 Nov 23)
3.2.6h	Electrolysis & Casting HSEQ Committee (Year Two):		
	(i) Development/ consultation	15 months (01 Mar 23)	27 Months (01 Mar 24)
	(ii) Submission for management approval	18 months (30 May 23)	30 Months (30 May 24)
	(iii) Implementation and funding	24 months (30 Nov 23)	36 months (02 Dec 24)
3.2.6i	Electrolysis & Casting HSEQ Committee (Year Three):		
	(i) Development/ consultation	27 months (01 Mar 24)	39 months (3 Mar 25)
	(ii) Submission for management approval	30 months (30 May 24)	42 months (30 May 25)
	(iii) Implementation and funding	36 months (02 Dec 24)	48 months (1 Dec 25)

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- Under Terms 3.8.6, 3.9 and 3.10 – Commitment to ensure OHSMS third party audit is undertaken, provision of OHSMS third party audit report, provision of intended actions and a commitment to ensure recommendations of audit report are implemented:
 - Extend the agreed timeframes for the following Terms of the EU,

Term	Activity	Original Due Date from date of EU acceptance	New Due Date from date of acceptance
3.8.6	SMC commits to ensuring that an initial third party audit will be undertaken within three months of this undertaking being accepted.	3 months (02 Mar 22)	6 months (30 May 22)
3.9.1	Audit reports received from the third party auditor will be sent to OIR within 30 days of the audit	4 months (30 Mar 2022)	7 months (30 June 22)
3.9.2	OIR will be advised of the intended actions for addressing each of the report's recommendations within 30 days of receipt of the auditor's written report	5 months (2 May 22)	8 months (1 Jul 22)
3.10	Ensuring the recommendations resulting from the OHSMS audits will be fully implemented within six months of receiving the audit report	9 months (30 Sep 22)	12 months (30 Nov 22)

Variation Proposed



Mark Pope
Position: Director
Sun Metals Corporation Pty Ltd

3 March 2022

Variation Proposed



Kiwon Park
Position: CEO
Sun Metals Corporation Pty Ltd

3 March 2022

Variation Accepted



AJ (Tony) James
A/Deputy Direct General
Office of Industrial Relations

31 March 2022

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