



اوتوري تي كبغسان كسلامتن  
كصيتن دن عالم سكيتر  
Safety, Health and Environment  
National Authority

## OUTREACH PROGRAMME

10 SEPTEMBER 2019 | 2:00 PM | MAIN AUDITORIUM, LEVEL 1, D&T BUILDING

### QUESTIONS AND ANSWERS

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**1. When will a serious country-wide enforcement begin? When will a register be made available for HSE advisors and consultants to register themselves?**

ANS:

Prior to SHENA's formal inception in October 2018, EIDPMO HSE team were already active in enforcing legislative requirements across the oil and gas industry in Brunei Darussalam. Raising of HSE awareness across the country has been an ongoing approach originally by the Department of Labour and now this is undertaken by SHENA. SHENA has undertaken a number of inspections and continue to engage companies and worksites in seeking compliance. The first HSE case is scheduled for trial in Kuala Belait Magistrate court in January 2020 where three (3) companies will be prosecuted. Enforcement by SHENA has in general been in the form of Stop Work Orders, Remedial Orders and Legal Notices. Currently, it is not SHENA's practice to publicise this information.

With regards to registration of Legal positions within the WSH Order, SHENA is currently registering WSH officers, training providers and working with authorized examiners as well as crane and construction companies towards eventually registering them as well.

**2. Are there standards and regulations in place on abandoned cars either at industrial / commercial area which may cause safety hazards should emergencies occur?**

ANS:

There is an ongoing project under the Land Transport Department supported by other agencies to deal with abandoned cars in Brunei Darussalam. Public are advised to contact



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the Helpline 123 to raise any concern with regards to abandoned cars. SHENA supports Land Transport Department in all HSE matters when required.

### **3. Is there any Brunei Darussalam HSE safety guideline in place for industrial activities for Light, medium and Heavy Industry?**

ANS:

All operators within light, medium and heavy industries should seek relevant HSE consultation to derive the hazards within their operations and then look to identify suitable controls in place. SHENA seeks to ensure compliance against Workplace Safety and Health Order and would recommend all industry operators to seek good industry practices at all times.

In the event an operator is able to specify a concern, they may contact SHENA at [info@shena.gov.bn](mailto:info@shena.gov.bn)

### **4. How can SHENA monitor / ensure the registered HSE Officers are active on site and do not misuse the registration?**

ANS:

Every organization is required to have an adequate safety management system in place including processes that deal with behaviours and attitudes of employees. SHENA is engaging with WSH Officers at a forum in the near future and will continue to interface with WSH Officers in the future to ensure consistency of approach and accountability in their deliverance of duties. If there is a misuse of registration, any organization is free to highlight such concern to SHENA and SHENA would take action.



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**5. Is it compulsory for a company HSE officer to be registered with SHENA? how much is the registration fee?**

ANS:

SHENA is currently registering WSH officers. Registration fee is BND110 per officer as per the Workplace, Safety and Health (WSH officer) Regulations. This will be imposed when WSH officers are invited to collect their identity cards from SHENA.

**6. How will the training for Supervisor conducted? Is there any fee for this training? When it will be start to be implement and where will be the training centre?**

ANS:

SHENA is introducing a Construction Minimum Industry Safety Training for frontline supervisors in the construction industries. This is an online based awareness and assessment training. The first thousand licenses will receive an early bird discount. Details of this will be shared with all stakeholders.

**7. What actions will be taken specifically by SHENA on efforts to reduce fatalities at workplaces in Brunei Darussalam? What has been done previously to tackle this issues?**

ANS:

All activity owners, site occupiers and employers are legally accountable to ensure a safe worksite and the protection of his employees, persons who are not his employees and the environment.



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SHENA has undertaken and continues to engage all stakeholders through a series of programs ranging from forums, roadshows, company specific engagements and provision of legal advice countrywide to raise HSE awareness in all sectors.

SHENA has an established schedule of inspections across industry. This has been an ongoing approach for the last few years. Originally focus was towards the oil and gas industry. SHENA has now commenced inspections into the rest of industry. Where necessary enforcement actions will follow. Where fatalities occur in a workplace, SHENA will investigate and where necessary recommend prosecution.

### **8. We need to have NEBOSH IGC in order to be registered as a competent HSE Officer under SHENA. What are the competency requirements for a HSE Manager?**

ANS:

Under the WSH Order, one of the legal positions identified is the WSH officer. A directive has been issued that qualifications for this position is a NEBOSH IGC with two (2) years of relevant experience. Competency requirements for a HSE manager are widely recognised to be dependent on size of organization, complexity of activity and responsibility of management interfaces. Each organization should identify the minimum competency and experience requirements for all critical positions.



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**9. In the context of the industry (apart from O&G), is there any plan for SHENA to conduct inspection and assist the industry to achieve the highest safety standard?**

ANS:

Yes, besides the ongoing inspections, forums, roadshows and HSE awareness programs etc, SHENA will be rolling out a number of regulations touching on Working At Height, Crane Operations, Scaffolding Guidelines etc. Kindly refer to question number 7.

**10. Will there be regulations in place for kite flying activities in industrial parks?**

ANS:

Currently there are no regulations governing Kite Flying activities in industrial sites but under the Civil Aviation Order, it is listed as a prohibited activity.

**11. Is there any recycling guidelines available such as how high scrap heaps should be and how far should these heaps be from property boundary lines?**

ANS:

Currently there are no recycling guidelines for high scrap heaps in Brunei Darussalam. However, operators should risk assess the condition of material, height of the heap, potential of materials sliding and impact to people. Controls should then be put in place to prevent any harm to persons.



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### **12. Where can I find regulations for storages of oxygen tanks, hydrogen tanks, gas tanks or fuel tanks? Is it with SHENA or MOD?**

ANS:

Currently, no regulations exist for storage of hazardous liquids and inflammable gasses onsite. Industry is recommended to use best industry practise relevant to such activities.

SHENA would recommend any operator to follow threshold limits as specified in the Workplace, Safety and Health Order to identify compliance to relevant legislative requirements.

### **13. Who will be developing the specific guidelines and cascade then accordingly, currently enforcement is based on what? Apart from oil and gas WSHO**

ANS:

The Guidelines will be developed by SHENA with inputs from industry. SHENA in its ongoing engagements with relevant stakeholders will be cascading these Guidelines amongst others via forums, roadshows and IGNS. SHENA has already issued a Guidance Note on Lifting Operations that can be found on the SHENA website [www.shena.gov.bn](http://www.shena.gov.bn) SHENA will be rolling out the Guidelines for the safe use of scaffolding in the near future.

Enforcement is mainly based on WSH laws and regulations.

WSHO applies across all industries and not only Oil and Gas industry.



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### **14. What are the standards and regulations in place pertaining to workers accommodation at Industrial sites?**

ANS:

All temporary accommodation shall comply to the requirements of the Building Control Order. All companies are advised to seek guidance from ABCi in such matters.

Generally, workers' accommodation or living quarters fall outside of SHENA's jurisdiction unless SHENA is of the view that the accommodation has been wrongfully located within the workplace, e.g. construction site; in which case SHENA will step in and recommend a suitable solution.

### **15. What sort of enforcements are taken by SHENA? Is inspection to each and every workplaces / factories at random times one of it?**

ANS:

SHENA has already issued a number of legal notices e.g. the remedial order and Stop Work Order to a number of organisations. These usually are enforced after an inspection or an incident has occurred.

SHENA currently undertakes scheduled inspections and under exceptional cases when receiving complaints from the public has undertaken spot inspection to workplaces across Brunei Darussalam.



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### 16. On legislations, how about the lifting regulations?

ANS:

Many of the incidents in construction have involved lifting operations and this is one of the priority concern areas that SHENA is looking into. There are already some provisions on lifting in the Workplace, Safety and Health (Construction) Regulations. As an update, SHENA has already drafted the Crane Operations Regulations and this will be circulated to industry in the near future for comments.

#### ABOUT SHENA

The Safety, Health and Environment National Authority (SHENA) is a statutory body set up under the Safety, Health and Environment National Authority Order, 2018 and enforced on 1 April 2017. The Authority regulates all matters pertaining to workplace safety, health and environment as well as radiation in Brunei Darussalam.

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