September 2023

Submission form

# Evaluation of the practising certificate maintenance of competence scheme requirements

Work Health and Safety (Mines and Petroleum Sites) Act 2013

### Use this form to make a submission on the evaluation of the practising certificate maintenance of competence scheme (MoC scheme) evaluation

The following resources may be useful to you when completing your submission:

* [Discussion paper – Evaluation of the practising certificate maintenance of competence scheme requirements](https://www.resourcesregulator.nsw.gov.au/sites/default/files/2023-11/discussion-paper-evaluation-of-nsw-practising-certificate-moc-scheme-requirements.pdf)
* [Work Health and Safety (Mines and Petroleum Sites) Regulation 2022](https://legislation.nsw.gov.au/view/html/inforce/current/sl-2022-0509)
* [Guide to practising certificate maintenance of competence](https://www.resourcesregulator.nsw.gov.au/sites/default/files/documents/guide-maintenance-of-competence-for-practising-certificates.pdf)
* [Resources Regulator web page practising certificate maintenance of competence](https://www.resourcesregulator.nsw.gov.au/safety/certification/practising-certificates/maintenance-of-competence)

### Making a submission

Submissions through this form will help inform the Resources Regulator and the Mining and Petroleum Competence Board (MPCB) when they are evaluating the requirements of the MoC scheme.

When undertaking open public consultation processes, we will publish **all** submissions on our website at the conclusion of the consultation period. Publishing all public submissions received will ensure transparency around the feedback that is considered. As a general rule, **all public submissions will be published in full (excluding contact details)**. In exceptional circumstances, we may consider withholding the identity of a submitter when publishing their submission (i.e. if there are legitimate concerns around personal security/safety). Please advise us if you want your identify withheld, including reasons. Your submission will be managed and retained in accordance with the *State Records Act 1998* and the *Government Information (Public Access) Act 2009*.

### Submitting the form

When you have completed the form, please email it to MEG Policy and Reform via:

**Email:** meg.policy@regional.nsw.gov.au

**By the closing date:** 16 February 2024

# Feedback

\* required field

|  |
| --- |
| Contact details |
| **Name\***  |       |
| Email address\*  |       |
| Street address  |       |
| Suburb  |       | State  |       | Postcode |       |
| Postal address (if different from above) |       |
| Suburb |       | State |       | Postcode |       |

|  |
| --- |
| Organisation |
| Are you an individual representing an organisation? | [ ]  Yes [ ]  No |
| If yes, please provide the organisation’s name:  |       |

|  |
| --- |
| Privacy (please tick only one) |
| I consent to my submission being published, including my identity | [ ]  Yes [ ]  No |
| I consent for my submission being published, excluding my identity *(please answer questions below)* |  [ ]  Yes [ ]  No |
| Please provide a valid reason/s for the request to exclude identity: |       |

|  |
| --- |
| Response |
| Please use this table to provide your responses to the questions below. You may respond to all the questions or only selected questions that are of interest to you. Please clarify your response and give reasons. |
| **Question** | **Response** |
| How important is consistency in approaches to MoC criteria across relevant Australian jurisdictions? |       |
| To what extent is the current MoC scheme keeping practising certificate holders up to date with respect to their competencies? |       |
| Do you think the existing MoC requirements strike the right balance between administrative requirements and the scheme’s safety benefits? |       |
| Are the hours of learning over the 5-year period attainable for each of the types of practising certificates? |       |
| Does the MoC scheme provide sufficient flexibility for practicing certificate holders to achieve the scheme’s objectives? For example, with respect to:  |       |
| 1. the number hours needed to meet MoC requirements?
 |       |
| 1. the staggered learning approach? (i.e. the restrictions on the number of hours that can be claimed in a year and the requirement to undertake learning in at least 3 of the 3 years)
 |       |
| 1. the requirement to undertake learning in the 3 specified areas? (8 sub areas), including the minimum/maximum hours for each area?
 |       |
| 1. the compulsory requirement to undertake a minimum of 7 hours of learning from disasters?
 |       |
| 1. the proportions of formal and informal learning and the caps on the hours for each?
 |       |
| 1. the allowable types of learning activities?
 |       |
| 1. the caps on hours placed on types of learning activities each year?
 |       |
| Is it appropriate to not allow a carryover of excess hours from when a practising certificate is renewed after 5 years? |       |
| How easy is it to access the formal and informal learning opportunities required to meet the learning hours? |       |
| How easy and efficient is it to record your hours of learning?  |       |
| What further support, guidance and oversight should the Regulator provide? |       |
| Do you have any suggestions that may improve the MoC Scheme? |       |

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