

NSW Trains

Level 6, 477 Pitt Street
NSW 2000

ENVIRONMENTAL MANAGEMENT SPECIFICATION FOR SUPPLIERS OF GOODS

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ENVIRONMENTAL MANAGEMENT SPECIFICATION FOR SUPPLIERS OF GOODS

1 GENERAL

1.1 Application

This Environmental Management Specification applies to all suppliers of Goods to NSW Trains. Its main purpose is to ensure that such Goods are supplied with due regard to environmental protection in accordance with legislative and NSW Trains requirements.

1.2 Definitions

In this Environmental Management Specification:

Goods means any article, material, product, plant or substance and includes any associated services.

Hazard means a source or a situation with a potential for harm in terms of human injury or ill health, damage to property, damage to the environment, or a combination of these.

Material Safety Data Sheet (MSDS) means a document that describes the properties and uses of a material, that is, identity, chemical and physical properties, health hazard information, precautions for use and safe handling information.

NSW Trains means NSW Trains as constituted under *Transport Administration Act 1988* (ABN 50 325 560 455).

Ozone depleting substance means a substance listed under Schedule 1 of the [Ozone Protection Act 1989](#).

substance, hazardous substances, plant and dangerous goods have the meanings given in the [Work Health and Safety Regulation 2011 \(NSW\)](#).

Supplier means a person, corporation or other entity that supplies Goods to NSW Trains.

1.3 Legal compliance

The Supplier must comply with, and must ensure that its designers, manufacturers, suppliers and sub-contractors comply with, all relevant and applicable laws, codes, licensing arrangements and standards applicable to safeguarding the environment in relation to design, manufacture, handling, packaging, supply, transport and delivery of the Goods.

A non-exhaustive list of contacts and legislation, codes, standards, guidelines, rules, policies and procedures that may relate to environmental protection and the supply of the Goods is contained in Appendix 1.

In the event of any inconsistency between the provisions or requirements of any relevant codes, standards, guidelines, rules, policies and procedures relating to the management of environmental protection and the supply of the Goods, the Supplier must comply with the provision or requirement that produces the higher level of environmental protection.

To ensure continuous compliance with legal requirements, NSW Trains shall have the right to audit implementation and adherence to the requirements in this document.

2 PLANT

2.1 Control of risks

In relation to all plant supplied to NSW Trains, the Supplier must ensure that:

- (a) it obtains such information as is necessary to enable the Supplier to eliminate or control environmental risks in respect of the plant; and

- (b) all environmental risks arising from the condition of the plant are eliminated or, if this is not reasonably practicable, controlled and identified to NSW Trains.

2.2 Provision of information regarding plant

In relation to all plant supplied to NSW Trains, the Supplier must ensure that it provides NSW Trains with:

- (a) all available information concerning environmental impacts in connection with the plant, including information that is necessary for NSW Trains to fulfil its responsibility of due diligence with respect to:
 - (i) identifying Hazards,
 - (ii) assessing risks arising from those Hazards,
 - (iii) eliminating or controlling those risks,
 - (iv) providing information; and
- (b) all available information relating to:
 - (i) the purpose for which the plant is designed,
 - (ii) testing or inspections to be carried out on the plant,
 - (iii) installation, commissioning, operation, maintenance, inspection, cleaning, transport, storage and, if the plant is capable of being dismantled, dismantling of the plant,
 - (iv) recycling and appropriately disposing of the plant at the end of its life,
 - (v) systems of work necessary to ensure the protection the environment while using the plant,
 - (vi) knowledge, training or skill necessary for persons undertaking testing and inspection of the plant,
 - (vii) emergency procedures; and
- (c) any relevant document relating to the testing and inspection of the plant.

3 SUBSTANCES

3.1 Provision of information regarding substances

In relation to hazardous substances and dangerous goods supplied to NSW Trains, the Supplier must ensure that it provides NSW Trains with a current Material Safety Data Sheet (MSDS) prepared by the manufacturer which complies with the requirements of the [*Code of Practice for the Preparation of Material Safety Data Sheets*](#).

In relation to all substances supplied to NSW Trains, the Supplier must ensure that it provides NSW Trains, upon request, with environmentally related information regarding all substances included in the Goods supplied, including as a minimum the location of dangerous goods and hazardous substances in the Goods.

3.2 Ozone depleting substances

The Supplier must not supply Goods containing Ozone depleting substances as defined in the [*Ozone Protection Act 1989*](#) without written approval from NSW Trains prior to the delivery of such Goods. The Supplier must comply with all applicable regulatory requirements in relation to the supply of Ozone depleting substances.

4 ALL GOODS

4.1 Control of risks

In relation to all Goods supplied to NSW Trains, the Supplier must ensure that:

- (a) the Supplier obtains such information as is necessary to enable the Supplier to eliminate or control environmental risks in respect of the Goods; and
- (b) all environmental risks arising from the condition of the Goods are eliminated or, if this is not reasonably practicable, controlled and identified to NSW Trains.

4.2 Provision of information regarding Goods

In relation to all Goods supplied to NSW Trains, the Supplier must obtain and provide to NSW Trains with:

- (a) all available information concerning environmental impacts of the Goods, including information that is necessary for NSW Trains to fulfil its responsibility of due diligence with respect to:
 - (v) identifying Hazards,
 - (vi) assessing risks arising from those Hazards,
 - (vii) eliminating or controlling those risks, and
 - (viii) providing information;
- (b) necessary information for recycling, reusing and treating the Goods at the end of their life; and
- (c) any information on the environmental merits of the Goods.

4.3 Packaging associated with Goods

In relation to all Goods supplied to NSW Trains, the Supplier will ensure that waste packaging associated with Goods is minimised or eliminated where appropriate and practicable.

APPENDIX 1 - RELEVANT LEGISLATION AND OTHER PUBLICATIONS

**The New South Wales
Parliamentary Counsel's Office**
Level 23, AMP Centre
50 Bridge Street
Sydney NSW 2000
Telephone: 61 02 9321 3333
Facsimile: 61 02 9232 4796
www.legislation.nsw.gov.au

Contaminated Land Management Act 1997
Environmental Planning and Assessment Act 1979
Environmentally Hazardous Chemicals Act 1985
National Parks and Wildlife Act 1974
Native Vegetation Act 2003
Noxious Weeds Act 1993
Work Health and Safety Act 2011 (NSW)
Pesticides Act 1999
Protection of the Environment Operations Act 1997
Rivers and Foreshores Improvement Act 1948
Road and Rail Transport (Dangerous Goods) Act 1997
Threatened Species Conservation Act 1995
Waste Avoidance and Resource Recovery Act 2001

The regulations associated with the above Acts are also applicable.

NSW Trains
477 Pitt Street
NSW 2000
Phone: 02 8202 2000
www.transport.nsw.gov.au/sydneytrains/commercial/contracts

Code of Conduct
Environment and Sustainability Policy
NSW RailSafe Network Rules
NSW RailSafe Network Procedures
RailCorp Network Safeworking Standard

Standards Australia
1 The Crescent
Homebush NSW 2140
Phone: 1300 65 46 46
Fax: 1300 65 49 49
www.standards.com.au

AS/NZS ISO 14001: Environmental Management Systems – Requirements with guidance for use
HB:203: Environmental Risk Management: Principles and process
AS/NZS ISO 31000: Risk Management – Principles and guidelines

Department of Commerce
McKell Building
2-24 Rawson Place
Sydney NSW 2000
Phone: 02 9372 8877
Fax: 02 9372 7070
www.commerce.nsw.gov.au

Environmental Management Systems Guidelines

Office of Environment and Heritage

59-61 Goulburn Street

Sydney

Phone: 02 9995 5000

Fax: 02 9995 5999

www.environment.nsw.gov.au

www.wrapp.nsw.gov.au

NSW Government Waste Reduction and Purchasing Policy

WRAPP Guidelines 2007

Environment Protection Licence 12208

Other NSW Trains Environment Protection Licences: 7515 and 79

Safe Work Australia

Department of Employment and
Workplace Relations

220 Northbourne Avenue

Barton ACT 2612

Phone: 1300 551 832

www.safeworkaustralia.gov.au/

Hazardous Substances Information System