**MARK STONE APPOINTMENT TO** **COAL MINING SAFETY and HEALTH ADVISORY COUNCIL (CMSHAC)**

**INVESTIGATION into APPOINTMENT of RSHQ CEO Mr MARK STONE to COAL MINING SAFETY and HEALTH ADVISORY COUNCIL (CMSHAC)**

**THE CEO of RSHQ Mr Mark Stone is listed as being a Member of the CMSHAC.**

***Mark Stone, Resources Safety and Health Queensland***

[*https://www.business.qld.gov.au/industries/mining-energy-water/resources/safety-health/commissioner/advisory-committees/cmshac*](https://www.business.qld.gov.au/industries/mining-energy-water/resources/safety-health/commissioner/advisory-committees/cmshac)

**This position is Appointed by the Minister under** ***Division 3 Membership and conduct of committee proceedings.***

**RECOMMENDATIONS**

1. **Eligibility of MR STONE be brought to the ATTENTION of Minister.**
2. **REFERRAL to CRIME and MISCONDUCT COMMISSION for INVESTIGATION**

**FINDINGS**

1. **Mr Stone appointment does not appear to be Compliant to the Coal Mine Safety and Health Act 1999 (CMSHA)**
2. **Mr Stone appears to be an Appointee outside those allowed under CMSHA 1999 prior to amendment when the numbers were increased from 9 to 10.**
3. **There is no new addition to the Act mandating the criteria for Appointment of the 10 Appointee.**
4. **Mr Stone is not eligible as an Appointed Coal Mines Inspector.**
5. **Mr Stone by his Linked- In Profile has never worked in a Coal Mine, let alone in Queensland.**
6. **Mr Stone does not appear to fulfill the criteria listed for all Appointees other than the Commissioner and 2 Coal Mines Inspectors.**

***The Minister may appoint a person under subsection (1) only if the person is experienced in coal mining operations.***

***(5) In selecting a person for appointment under subsection (1), the Minister must also consider the following in relation to the person—***

***(a) breadth of experience in the coal mining industry;***

***(b) demonstrated commitment to promoting safety and health standards in the coal mining industry;***

***(c) practical knowledge of the coal mining industry and of relevant legislation.***

1. **Mr Stone has been Appointed by the Minister without any regard to the Criteria for every other Appointee or he has somehow obtained an Appointment as a Coal Mines Inspector.**

***https://www.legislation.qld.gov.au/view/html/inforce/2020-07-01/act-1999-039#pt.6-div.3***

***78 Membership of committee***

***(1) The committee is to consist of 10 members, 1 of whom is the chairperson.***

***(2) The chairperson of the committee is the commissioner.***

***79 Organisations to submit names to Minister***

***(1) The following organisations, within 1 month of being asked to do so by the Minister, may submit a panel of names of individuals experienced in coal mining operations the organisations nominate to be members of the committee—***

***(a) organisations representing coal mine operators;***

***(b) industrial organisations representing coal mine workers.***

***(2) Only 1 panel may be submitted by all organisations representing coal mine operators.***

***(3) Only 1 panel may be submitted by all industrial organisations representing coal mine workers.***

***(4) Each panel must include 6 or more names.***

***80 Appointment of members***

***(1) The Minister must appoint 3 persons from each panel to be members of the committee.***

***(2) One of the persons appointed from the panel submitted by industrial organisations representing coal mine workers must be a member of the industrial organisation that represents the majority of the coal mine workers in Queensland.***

***(3) The Minister must appoint 2 inspectors to be members of the committee.***

***(4) The Minister may appoint a person under subsection (1) only if the person is experienced in coal mining operations.***

***(5) In selecting a person for appointment under subsection (1), the Minister must also consider the following in relation to the person—***

***(a) breadth of experience in the coal mining industry;***

***(b) demonstrated commitment to promoting safety and health standards in the coal mining industry;***

***(c) practical knowledge of the coal mining industry and of relevant legislation.***

***(6) If a panel of names is not submitted to the Minister within the stated time, the Minister may appoint 3 persons the Minister considers appropriate to be members of the committee.***

***(7) The members who are not inspectors must be appointed under this Act and not under the Public Service Act 2008.***

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Committee members

The committee members represent the Queensland Government, mine workers and mine operators. Members are appointed for terms of up to 3 years by the Minister and there is no limit to the number of terms members can serve.

Kate du Preez, Commissioner for Resources Safety and Health, Chair

Peter Newman, Chief Inspector of Mines (Coal Mines), Resources Safety and Health Queensland

Shaun Dobson, Resources Safety and Health Queensland

**Mark Stone, Resources Safety and Health Queensland**

Ian Cribb, Queensland Resources Council

Jim Randell, Queensland Resources Council

Bobbie Foot, Queensland Resources Council

Stephen Smyth, Construction, Forestry, Mining and Energy Union

Stephen Evetts, Electrical Trades Union