

Lessee's Certification of EH&S Management System for Lessee's Works and Principal Contractor Appointment

In accordance with *Clause 6.3 of the Fitout Requirements (Specialty Shops) in Australia*, prior to commencement of the **Lessee's Works**, the **Lessee** must provide to the **Builder** a statement certifying that an appropriate **EH&S** management system has been established and implemented for the **Lessee's Works** and that the **Lessee** will ensure the **Lessee's Works** will be carried out in accordance with this **EH&S** management system.

Project: Westfield Sydney

Lessee Name: _____

Premises (shop): _____

I certify for and on behalf of the **Lessee** named above that the Lessee has ensured:

- 1) an appropriate **EH&S** management system for the **Lessee's Works** has been established and implemented in accordance with *Clause 6.3 of the Fitout Requirements (Specialty Shops) in Australia*, and will ensure that the **Lessee's Works** are carried out in accordance with this **EH&S** management system.

If there are any changes in the assessed risks or work methods, (as detailed in the **EH&S** management system), the **Lessee** named above, will ensure the document reflecting the **EH&S** management system is amended and the **Lessee's Works** are carried out in accordance with this amended **EH&S** management system.

- 2) That consultation has taken place with the relevant personnel during the establishment of the **EH&S** management system, and that they will also be consulted, if they can contribute to decision making affecting their health, safety or welfare whilst carrying out the **Lessee's Works**.
- 3) In accordance with *Clause 3.2 of the Fitout Requirements (Specialty Shops) in Australia*, Workers Compensation Insurance, in accordance with all statutory requirements is provided and will be maintained for the **Lessee's Works**.
- 4) All persons engaged in carrying out the **Lessee's Works** will be instructed and trained in the **EH&S** management system, all plant and equipment, chemicals and substances and the requirements of the relevant **Authorities** and are competently supervised. All persons will undertake all training and induction courses required, including the Project-specific induction training course for shopfitters, prior to commencing the **Lessee's Works**.
- 5) Without limiting the above, the **Lessee** has a suitably qualified supervisor(s) who has responsibility for the **Lessee's Works** and will:
 - a. Be present at the **Premises** at all times **Lessee's Works** are undertaken; and
 - b. Be competent in all **EH&S** matters pertaining to the **Lessee's Works**; and
 - c. Be responsible for recording and reporting to Westfield, any information required by *Clause 6.3 of the Fitout Requirements (Specialty Shops) in Australia*.

Note: References to clauses or words in this certification are references to clauses or words in the *Fitout Requirements (Specialty Shops) in Australia* which is available from the Project Management offices upon request.

I understand it is the Lessee's obligation to, and the Lessee will ensure that, all persons entering the premises are made aware of, and understand the requirements to work safely in the premises.

Principal Contractor Appointment

* I acknowledge and agree that the **Lessee** is lessee and therefore for the purposes of all statutory requirements including, but not limited to; environment, safety, workers compensation, payroll tax and remuneration, the **Lessee** is the principal contractor of the **Premises**;

*I have appointed _____ shopfitter as the principal contractor for the purposes of all statutory requirements including, but not limited to; environment, safety, workers compensation, payroll tax and remuneration.

SIGNED FOR AND ON BEHALF OF THE LESSEE

Signature: _____ **Date:** _____

Print Name: _____