



## **SAFETY, HEALTH, ENVIRONMENT & COMMUNITY COMMITTEE CHARTER**

### **Composition of the Committee**

- The Safety, Health, Environment & Community ('SHEC') Committee ('Committee') of the board of directors ('Board') of Sims Metal Management Limited ('Sims MM' or the 'Company') shall comprise at least three directors of the Company, of whom one at least shall be independent.
- Appointments, rotations and resignations of Committee members will be recommended to the Board by the Chairperson of the Committee ('Committee Chairperson').
- The Committee Chairperson shall be appointed by the Board and shall be independent.
- Committee members shall be considered independent if they do not have any of the relationships identified in Box 2.1 of the Australian Securities Exchange ('ASX') Corporate Governance Council Corporate Governance Principles and Recommendations 2nd edition (August 2007) and have been determined by the Board to be independent, as defined in and to the extent required by the applicable rules of the United States Securities and Exchange Commission ('SEC'), the listing standards of the New York Stock Exchange, Inc. ('NYSE') and other applicable law and regulations, as they may be amended from time to time.
- The Group Company Secretary of Sims MM, or his nominee, will act as Secretary of the Committee.

### **Role and function of the Committee**

The Committee provides additional focus and advice to the Board on key SHEC issues.

The Committee assists the Board to fulfil and discharge its SHEC obligations.

The main role and function of the Committee is to:

- Following receipt of a recommendation from the Sims MM SHEC Executive Committee, recommend to the Board for adoption the SHEC standards and policy across Sims MM's global business.
- Monitor and review reports from the Sims MM SHEC Executive Committee on the effectiveness of the SHEC standards, policy and management systems across Sims MM's global business.
- Liaise with and receive advice from the Sims MM SHEC Executive Committee on key SHEC issues.
- Report to the Board on key SHEC issues.

The Committee will also:

- review and recommend any update to this Charter as deemed necessary; and
- perform an evaluation of the Committee's performance at least annually to determine whether it is functioning effectively by reference to current best practice.

### **Operations of the Committee**

- The Committee shall meet at least four times per year or more frequently if circumstances require it.
- A meeting of the Committee shall be taken to be convened if at least two Committee members are present, including the Committee Chairperson.
- An Agenda for a Committee meeting shall, where practicable, be prepared and circulated to Committee members and other relevant individuals at least 48 hours prior to the time of the meeting.
- A Committee meeting may be held by Committee members communicating with each other by any technological means by which they are able to simultaneously hear each other and participate in discussion. The minutes of the meeting shall record the method of communication by which the meeting was conducted.
- Minutes of a Committee meeting shall be taken and tabled at the next convenient Board meeting. The Committee Chairperson shall report to the Board on any matters of significance recorded in the minutes.
- The Committee, through the Committee Chairperson, may request the attendance at Committee meetings of management and/or staff of Sims MM on a regular or irregular basis, as it deems necessary, to provide appropriate information or explanations.

### **Authority of the Committee**

- In order to perform its duties, the Committee is authorised, via the Group Chief Executive Officer, to seek any information it requires from any employee of Sims MM.
- The Committee is authorised to obtain, at Sims MM's expense:
  - legal advice; and
  - advice from senior management of Sims MM, on Committee issues; and
  - other professional advice on any matters within its Charter.