

**WorkSafe Services**

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Saint John NB E2L 3X9  
Phone 506 632-2200  
Toll free (Claims) 1 800 222-9775  
N.E. Regional Office 1 800 561-2524  
Web www.whscc.nb.ca

**Services de travail sécuritaire**

Case postale 160  
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January 24, 2005

"The Employer"

The Chief Compliance Officer is writing in response to the employer's letter dated December 8, 2004, in which the employer requests a change in the wording of the deviation that was granted August 16, 2004 under section 216(1)(g) of Regulation 91-191 that states:

*"An employer shall ensure that an industrial lift truck is equipped with an audible back-up alarm that operates automatically when the truck is in reverse gear and that is clearly audible above the background noise at the place of employment, or a flashing light that operates automatically when the truck is in reverse gear and that is clearly visible to persons who may be at risk when the truck backs up."*

Based on the information the employer has provided (make and model numbers and photographs of each make and model under consideration and the number of units for each) and the employer's conversations with a Health & Safety Officer regarding this issue, the Chief Compliance Officer advised that the deviation granted on August 16, 2004 for the RR 5200 Series (no need to install back-up alarm and allowed to use continuous flashing lights instead) has been extended to cover the following units as per your request:

Crown Model RR3540-45  
Crown Model RR5020-45  
Crown Model RR5220-45

By copy of this letter, the Chief Compliance Officer has advised WHSCC staff and the JHSC of the decision.

Regards,

Chief Compliance Officer

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