

November 30, 2017

Employer:

I am writing in response to your letter in which you request a deviation from Section 136(1)(c) of the General Regulation 91-191 which states:

136(1) *An employer shall ensure that a metal scaffold*

...

(c) if 6 m or greater in height, is equipped with a continuous access stairway commencing at ground level.

In your request you provide the following information:

- The request is for your project;
- The proposed staging is to eliminate the required stair tower due to three sides of the module has insufficient space to build an stair tower that meets the requirements of the regulation;
- Scaffolds will be erected in and around the modules to enter two levels of height for fabrication;
- The fourth side is required for access, material handling, working and overhead cranes access which can't be moved;
- Upper platform will be 26' off the ground and both will be hard railed with kick plates.
- Ladder #1 from the ground will be approximately 24' long with a cage;
- Ladder #2 to access the second level will be staggered across the first floor platform approximately 24', where the ladder is erected 15';
- A detailed drawing by incorporation is provided for my consideration.

Based on the information received and as provided by the authority of Section 3 (3) (b) of the *Occupational Health and Safety Act*, a deviation from Section 136(1)(c) is granted.

By copy of this letter, I have advised WorkSafeNB staff in of my decision. Please do not hesitate to contact me at 738-4107 should you have any questions regarding this decision.

Yours truly,

Chief Compliance Officer