

WorkSafe Services

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Services de travail sécuritaire

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June 22, 2006

"The Employer"

The Chief Compliance Officer is writing in response to the employer's email of June 1, 2006, in which the employer requests a deviation from *Occupational Health and Safety Act* General Regulation 91-191 section 136(1)(c) that states:

136(1)(c) An employer shall ensure that a metal scaffold if 6m or greater in height is equipped with a continuous access stairway commencing at ground level.

The employer indicates, in the employer's email, that the employer's request is in relation to Precipitator area, including inlet and outlet duct internal areas and is due to limited accessibility for an access stairway to be installed. Combined with the existing structure and limited area dimensions, the employer feels that a stairway cannot physically be installed and would create more of a safety hazard.

The Chief Compliance Officer has reviewed the information the employer has provided and has conferred with a Health and Safety Officer who visited the site in question. Based on the information and the Health and Safety Officer's findings, a deviation is granted provided that access to the scaffold from landings is accomplished in a safe manner i.e. proper ladder and platform and no climbing over handrails. Please note that this deviation is limited to Precipitator area for the duration of this project only.

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

Yours truly,

Chief Compliance Officer