

CANADA LABOUR CODE
PART II
OCCUPATIONAL SAFETY AND HEALTH

Review under section 146 of the Canada Labour Code, Part II,
of a direction issued by a safety officer

Applicant: N.B. Tel Co. Ltd.
Bathurst, New Brunswick

Mis en cause: Dave Furlotte, Safety Officer
Human Resources Development Canada
Moncton, New Brunswick

Before: Serge Cadieux
Regional Safety Officer
Human Resources Development Canada

On January 29, 1996, safety officer Dave Furlotte issued a direction to N.B. Tel Co. Ltd. of Bathurst, N.B. The safety officer had conducted an inquiry into an accident at the work place operated by the employer and as a result, the safety officer was of the opinion that paragraph 125(j) of the Canada Labour Code, Part II, and paragraphs 12.10(2)(b) and (c) of the Canada Occupational Safety and Health Regulations were being contravened. The employee was not using fall-protection equipment when scaling poles. The employer appealed the direction on February 12, 1996.

On March 29, 1996 the employer withdrew its request for review of the above-noted direction. As the Regional Safety Officer responsible to review this direction, I HEREBY CONFIRM that N.B. Tel Co. Ltd. has withdrawn its request for review of the direction issued by safety officer Dave Furlotte on January 29, 1996. This file is closed.

Decision rendered on April 25, 1996.

Serge Cadieux
Regional Safety Officer

SUMMARY OF REGIONAL SAFETY OFFICER DECISION

Applicant: N.B. Tel. Co. Ltd.
Bathurst, N.B.

Respondent: n/a

KEYWORDS

Fall-protection equipment, poles.

PROVISIONS

Code: Para. 125(j)

Regs: 12.10(2)(b) and (c)

SUMMARY

A direction was given to N.B. Tel. Co. Ltd. following an investigation into an accident. The employee was injured when scaling poles without fall-protection equipment. The case was not heard by the Regional Safety Officer, the request for review having been WITHDRAWN by the company. The file was closed.