

## Spicer, Roberta (NRCAN/RNCAN)

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**From:** Joseph Rousseau <jrousseau@eagle.org>  
**Sent:** 19-Mar-21 3:53 PM  
**To:** Phillips, Kim (NRCAN/RNCAN)  
**Subject:** RE: [EXTERNAL]: Draft Offshore Occupational Health and Safety Regulations  
**Attachments:** OHS Regulations Stakeholder Comments 05-Mar-21 - ABS.docx

Kim,

Please see attached comments from ABS.

Thank you for including us in the process, and we look forward to the Part 1 Gazetting of the final version.

Regards,  
Joe

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Joe Rousseau  
ABS  
Director – Offshore Technology  
1701 City Plaza Drive | Spring, TX 77389  
Tel: (281) 877-6605 | Mob: (832) 819-6674  
Email: [jrousseau@eagle.org](mailto:jrousseau@eagle.org) | [www.eagle.org](http://www.eagle.org)

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**From:** Phillips, Kim (NRCAN/RNCAN) <kim.phillips@canada.ca>  
**Sent:** Friday, March 5, 2021 12:31 PM  
**To:** Phillips, Kim (NRCAN/RNCAN) <kim.phillips@canada.ca>  
**Subject:** [EXTERNAL]: Draft Offshore Occupational Health and Safety Regulations  
**Importance:** High

Hello,

As you are aware, Natural Resources Canada, together with federal and provincial partners and regulators, have been working to develop new Occupational Health and Safety (OHS) regulations for the Canada-Newfoundland and Labrador and Canada-Nova Scotia offshore areas.

You have been identified as a key stakeholder who contributed comments in earlier phases of engagement that took place between 2016 and 2018. We are interested in obtaining your input on the draft regulations now, to ensure we have captured all perspectives ahead of pre-publishing in *Canada Gazette*, Part I, which is anticipated in summer 2021.

To ensure the regulations are completed as quickly as possible, you will have **2 weeks** to review and provide comments by **March 19, 2021**.

Attached is a short paper that provides further detail, a copy of the draft regulations, and a template to be used for submitting your comments.

I am available in the coming weeks if you wish to discuss the regulatory process or the regulations further.

Kind Regards,

Kim Phillips

Senior Regulatory Officer | Agente principale de réglementation  
Natural Resources Canada | Ressources naturelles Canada  
[kim.phillips@canada.ca](mailto:kim.phillips@canada.ca) | +1 (902) 402-0285

**STAKEHOLDER COMMENTS ON DRAFT CANADA- NL OFFSHORE OCCUPATIONAL HEALTH AND SAFETY REGULATIONS**

Reviewer/Comments From: \_ABS\_\_\_\_\_

#	Section of Draft OHS Regulation	Problem with Insufficient Protection Against the Hazard	Problem Created from Technical or Commercial Perspective	Proposed solution/changes
1.	1(1) Definitions	Dropped object only includes vertical drop of an object (“any object or material that falls from its previous position”). Industry includes incidents with a horizontal or rotational component, as in an object toppling over. May result in non-identification of storage and securing needs.	Inconsistent with industry definition.	Adopt language from dropsonline.org <i>Dropped Object Prevention Scheme: Recommended Practice</i> which includes an object or material “that falls down <u>or over</u> from its previous position.”
2.	1(1) Definitions	Potable water is defined relative to Guidelines from the “Department of Health” without further specification.	Potential for misinterpretation: is this Health Canada or may provincial standards be applied if any?	Specify the governmental authority by name.
3.	28(3) 29(c) 46(1)(b)(i)(a) 46(1)(l)(i)(a)	Specific IMO resolution numbers are cited for LSA and FSS Codes. These remain in force but have been (and remain) subject to amendments by later resolutions.	The intent of 2(1) is that the latest versions of regulations are applied, but the draft makes reference only to the original version in a specific resolution.	Add “as amended” to the LSA and FSS Code references.
4.	85	Guard-rail is presumably relative to working spaces only as the criteria are not sufficient to meet Load Line requirements.	Guard-rails at the edges of exposed decks must comply with the Load Line requirements which have different criteria.	Clarify that the section refers only to guard-rails for protection from (or within) work spaces.
5.	28(1)(a)(i) 32(2)(a) 46(1)(c) to (e) 46(1)(f)(i), (g) & (j) 47(1) 47(2)(a) & (b) 94(1)(a), (f), (h) & (i)(ii) 96(1) 105(1) 108(1)(a) 111(1)(c) & (d) 112(3)(a) to (d) 112(4) 126(1)(a) & (c)	CSA standards are referenced for equipment, in most cases as the only option.	Particularly for MODUs and vessels which are not purpose-built for Canada, this has been an issue requiring repeated equivalency requests in the past for equipment meeting foreign or international standards.	Specify equipment on a performance basis (defining the elements which are of importance) so that other appropriate standards can be used, e.g. US, Norwegian, British, EU, etc.

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Reviewer/Comments From: ABS

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