

Occupational Safety and Health Admin., Labor

§ 1915.3

APPENDIX A TO SUBPART P OF PART 1915—
MODEL FIRE SAFETY PLAN (NON-MANDATORY)

Subparts Q–Y [Reserved]

Subpart Z—Toxic and Hazardous Substances

- 1915.1000 Air contaminants.
- 1915.1001 Asbestos.
- 1915.1002 Coal tar pitch volatiles; interpretation of term.
- 1915.1003 13 carcinogens (4-Nitrobiphenyl, etc.).
- 1915.1004 alpha-Naphthylamine.
- 1915.1005 [Reserved]
- 1915.1006 Methyl chloromethyl ether.
- 1915.1007 3,3'-Dichlorobenzidene (and its salts).
- 1915.1008 bis-Chloromethyl ether.
- 1915.1009 beta-Naphthylamine.
- 1915.1010 Benzidine.
- 1915.1011 4-Aminodiphenyl.
- 1915.1012 Ethyleneimine.
- 1915.1013 beta-Propiolactone.
- 1915.1014 2-Acetylaminofluorene.
- 1915.1015 4-Dimethylaminoazobenzene.
- 1915.1016 N-Nitrosodimethylamine.
- 1915.1017 Vinyl chloride.
- 1915.1018 Inorganic arsenic.
- 1915.1020 Access to employee exposure and medical records.
- 1915.1025 Lead.
- 1915.1026 Chromium (VI).
- 1915.1027 Cadmium.
- 1915.1028 Benzene.
- 1915.1030 Bloodborne pathogens.
- 1915.1044 1,2-dibromo-3-chloropropane.
- 1915.1045 Acrylonitrile.
- 1915.1047 Ethylene oxide.
- 1915.1048 Formaldehyde.
- 1915.1050 Methylenedianiline.
- 1915.1052 Methylene chloride.
- 1915.1200 Hazard communication.
- 1915.1450 Occupational exposure to hazardous chemicals in laboratories.

AUTHORITY: Section 41, Longshore and Harbor Workers' Compensation Act (33 U.S.C. 941); Sections. 4, 6, and 8 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 655, 657); Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), 6-96 (62 FR 111), 3-2000 (65 FR 50017), 5-2002 (67 FR 65008), or 5-2007 (72 FR 31160) as applicable; 29 CFR Part 1911.

SOURCE: 47 FR 16986, Apr. 20, 1982, unless otherwise noted.

Subpart A—General Provisions

§ 1915.1 Purpose and authority.

The provisions in this part constitute safety and health regulations issued by

the Secretary pursuant to section 41 of the Longshoremen's and Harbor Workers' Compensation Act, as amended (33 U.S.C. 941) and occupational safety and health standards issued by the Secretary pursuant to section 6 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655).

§ 1915.2 Scope and application.

(a) Except where otherwise provided, the provisions of this part shall apply to all ship repairing, shipbuilding and shipbreaking employments and related employments.

(b) This part does not apply to matters under the control of the United States Coast Guard within the scope of Title 52 of the Revised Statutes and acts supplementary or amendatory thereto (46 U.S.C. secs. 1-1388 passim) including, but not restricted to, the master, ship's officer, crew members, design, construction and maintenance of the vessel, its gear and equipment; to matters within the regulatory authority of the United States Coast Guard to safeguard vessels, harbors, ports and waterfront facilities under the provisions of the Espionage Act of June 17, 1917, as amended (50 U.S.C. 191 et seq.; 22 U.S.C. 401 et seq.); including the provisions of Executive Order 10173, as amended by Executive Orders 10277 and 10352 (3 CFR, 1949-1953 Comp., pp. 356, 778 and 873); or to matters within the regulatory authority of the United States Coast Guard with respect to lights, warning devices, safety equipment and other matters relating to the promotion of safety of lives and property under section 4(e) of the Outer Continental Shelf Lands Act (43 U.S.C. 1333).

§ 1915.3 Responsibility.

(a) The responsibility for compliance with the regulations of this part is placed upon "employers" as defined in § 1915.4.

(b) This part does not apply to owners, operators, agents or masters of vessels unless such persons are acting as "employers." However, this part is not intended to relieve owners, operators, agents or masters of vessels who are not "employers" from responsibilities or duties now placed upon them by law, regulation or custom.

§ 1915.4

29 CFR Ch. XVII (7–1–10 Edition)

(c) The responsibilities placed upon the competent person herein shall be deemed to be the responsibilities of the employer.

§ 1915.4 Definitions.

(a) The term SHALL indicates provisions which are mandatory.

(b) The term *Secretary* means the Secretary of Labor.

(c) The term *employer* means an employer, any of whose employees are employed, in whole or in part, in ship repairing, shipbuilding, shipbreaking or related employments as defined in this section on the navigable waters of the United States, including dry docks, graving docks and marine railways.

(d) The term *employee* means any person engaged in ship repairing, shipbuilding, shipbreaking or related employments on the navigable waters of the United States, including dry docks, graving docks and marine railways, other than the master, ship's officers, crew of the vessel, or any person engaged by the master to repair any vessel under 18 net tons.

(e) The term *gangway* means any ramp-like or stair-like means of access provided to enable personnel to board or leave a vessel including accommodation ladders, gangplanks and brows.

(f) The term *vessel* includes every description of watercraft or other artificial contrivance used, or capable of being used, as a means of transportation on water, including special purpose floating structures not primarily designed for or used as a means of transportation on water.

(g) For purposes of § 1915.74, the term *barge* means an unpowered, flat bottom, shallow draft vessel including scows, carfloats and lighters. For purposes of this section, the term does not include ship shaped or deep draft barges.

(h) For purposes of § 1915.74, the term *river tow boat* means a shallow draft, low free board, self-propelled vessel designed to tow river barges by pushing ahead. For purposes of this section, the term does not include other towing vessels.

(i) The term *shipyard employment* means ship repairing, shipbuilding, shipbreaking and related employments.

(j) The terms *ship repair* and *ship repairing* mean any repair of a vessel including, but not restricted to, alterations, conversions, installations, cleaning, painting, and maintenance work.

(k) The term *shipbuilding* means the construction of a vessel including the installation of machinery and equipment.

(l) The term *shipbreaking* means any breaking down of a vessel's structure for the purpose of scrapping the vessel, including the removal of gear, equipment or any component part of a vessel.

(m) The term *related employment* means any employment performed as an incident to or in conjunction with ship repairing, shipbuilding or shipbreaking work, including, but not restricted to, inspection, testing, and employment as a watchman.

(n) The term *hazardous substance* means a substance which by reason of being explosive, flammable, poisonous, corrosive, oxidizing, irritant, or otherwise harmful is likely to cause injury.

(o) The term *competent person* for purposes of this part means a person who is capable of recognizing and evaluating employee exposure to hazardous substances or to other unsafe conditions and is capable of specifying the necessary protection and precautions to be taken to ensure the safety of employees as required by the particular regulation under the condition to which it applies. For the purposes of subparts B, C, and D of this part, except for § 1915.35(b)(8) and § 1915.36(a)(5), to which the above definition applies, the competent person must also meet the additional requirements of § 1915.7.

(p) The term *confined space* means a compartment of small size and limited access such as a double bottom tank, cofferdam, or other space which by its small size and confined nature can readily create or aggravate a hazardous exposure.

(q) The term *enclosed space* means any space, other than a confined space, which is enclosed by bulkheads and overhead. It includes cargo holds, tanks, quarters, and machinery and boiler spaces.