

South Carolina Department of Labor, Licensing and Regulation
Division of Labor
Office of Occupational Safety and Health
Columbia, South Carolina 29211

OSH Program Directive Number 76-1910.67/1926.556-1/2

Subject: Upper and Lower Controls Required Only for Aerial Lifts Used Primarily as Personnel Carriers.

Standard: Article VI, Section 1910.67 (c) (2) (ix) and Article VII, Section 1926.556 (b) (2) (ix), Rules and Regulations, Commissioner of Labor, State of South Carolina.

Cross Reference to Federal Standards: 29 CFR 1910.67 (c) (2) (ix) and 29 CFR 1926.556 (b) (2) (ix).

Background: Several inquiries have been received by the Department of Labor requesting clarification on whether derrick trucks or other lifting equipment which are not primarily designed as personnel carriers, but to which personnel platforms may occasionally be attached or used, are required to have upper controls, as well as lower controls, when the equipment is used for lifting or carrying personnel. This matter was addressed in the comment section preceding the new amendments to Section 1910.67 published in the Federal Register on March 26, 1975. These above two referred standards were not intended to apply to such equipment.

Interpretation: Derrick trucks and other equipment which is designed primarily for purposes other than lifting personnel are not required to have upper controls, and does not fall within the scope of Section 1910.67 (c) (2) (ix) or Section 1926.556 (b) (2) (ix). These two requirements pertain only to equipment primarily designed as personnel carriers.

Effective Date: This instruction is effective upon receipt and will remain in effect until cancelled or superseded by amendment to the Rules and Regulations.

William M. Lybrand
April 30, 1976