

**Coroner's Inquest  
Province of New Brunswick**

**Name of Deceased:** Kyle DeBow  
**Date of Death:** August 7, 2005  
**By What Means:** Accident  
**Date of Inquest:** June 26- 30, 2006  
**Location of Inquest:** Moncton, New Brunswick  
**Presiding Coroner:** Gloria Merrithew  
**Legal Counsel:** Nicole Angers  
**Court Reporter:** Patricia Roy  
**Court Constable:** Raymond Dryden

*This is not the original version of the Form of Inquisition and Recommendations of the jury, which forms part of the inquest file. This copy has been compiled from the original to allow copies to be sent electronically and does not contain the names and signatures of the jury members.*

*Following the inquest, the Chief Coroner forwards these recommendations to the appropriate departments and agencies for review and response. Typically, responses take 6 months or more to ensure full consideration. A summary of the case and the agencies' responses will be published in the Annual Report of the Chief Coroner (2005), to be tabled in the legislature in the fall of 2006.*

1. That the Lifesaving Society's "Pool and Waterfront Guidelines for the Province of New Brunswick" become legislated standards for the Province of New Brunswick.
2. More standards specific to wave pools be included in the "Pool and Waterfront Guidelines for the Province of New Brunswick"
3. That recreational aquatic face masks be banned from all public aquatic facilities within the Province of N. B., except for when taking scuba diving lessons. Furthermore, that the Lifesaving Society add this to the "Pool and Waterfront Guidelines for the Province of New Brunswick".
4. The Province of New Brunswick to become more involved in promoting water safety in the Province by working hand in hand with Lifesaving Society.
5. As part of the N. B. education program, we recommend that the "Swim to Survive" program be implemented into the school curriculum as soon as possible. We further recommend upgrading the curriculum to include the "Learn to Swim" program.

6. All public aquatic facilities have a crisis management plan implemented specific to that aquatic facility.
7. Duration of a lifeguard's shift be no longer than 8 hours.
8. Unannounced/unscheduled spot checks done on all lifeguards by a lifeguard supervisor and/or an NLS trainer during regular operational duties.
9. Lifeguards working at Magic Mountain and all other waterpark facilities within N. B. have their NLS designation as well as "pool" and "waterpark" training. Lifeguards working at the wave pool have "surf" training as well.
10. Lifeguard station designated numbers for the wave pool at Magic Mountain should remain the same whether waves are on or off (i.e. wave 1 chair is always W1 chair).
11. Better education and signage to inform the patrons on water safety issues and usage of PFDs.
12. All public aquatic facilities, as part of their ongoing lifeguard training, integrate firefighters and EMTs.
13. Implementing a third rotation for first aid station duties only at Magic Mountain Waterpark.

### **RECOMMENDATION OF THE PRESIDING CORONER**

1. That the Lifesaving Society, New Brunswick Division, take a leadership role to convene dialogue among concerned groups such as the New Brunswick Medical Society, the Nurses Association of New Brunswick and all relevant first responder groups with the goal of achieving a mutual understanding of each others professional, legal and ethical obligations to take action in emergency situations where those with higher levels of credentials and training are at the scene as bystanders and that the results of any such dialogue be communicated among the membership of each concerned group.