REPORT FOR UCATT

LEVELS OF CONVICTIONS AND SENTENCING FOLLOWING PROSECUTIONS ARISING FROM DEATHS OF WORKERS AND MEMBERS OF THE PUBLIC IN THE CONSTRUCTION SECTOR

Centre for Corporate Accountability
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## INDEX

<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>INTRODUCTION</td>
<td>1</td>
</tr>
<tr>
<td>FINDINGS</td>
<td></td>
</tr>
<tr>
<td>- Conviction Levels</td>
<td>3</td>
</tr>
<tr>
<td>- Sentencing Levels</td>
<td>5</td>
</tr>
<tr>
<td>CONTEXT AND CONCLUSION</td>
<td>8</td>
</tr>
<tr>
<td>ANNEXES</td>
<td></td>
</tr>
<tr>
<td>Annex 1: List of deaths resulting in total fines of £5,000 or less</td>
<td>10</td>
</tr>
<tr>
<td>Annex 2: Details of convictions by year</td>
<td>12</td>
</tr>
<tr>
<td>Annex 2: Details of Convictions by region</td>
<td>30</td>
</tr>
</tbody>
</table>
INTRODUCTION

This report looks at the levels of convictions and sentencing of companies and other kinds of organisations following six years of work-related deaths in the construction industry between April 1998 and March 2004. All the consequent convictions took place between 1999 and 2007.

The data has been obtained from an analysis of the Health and Safety Executive’s (HSE) two prosecution databases – one relating to convictions over the last five years¹ and the other relating to convictions which are more than five years old².

HSE publishes information on the numbers of deaths occurring each year between 1 April and 31 March. This report looks at the number of deaths in each of the years between April 1998 and March 2004 – specifically, in each of the nine English regions, and in Scotland and Wales during these years - and compares this with the number of convictions that have resulted. We have also looked at the level of sentencing imposed by the courts following these convictions.

Deaths of Workers and Members of the Public
We have looked at the combined number of deaths of construction workers as well as deaths of members of the public from construction activities. During the period considered, the vast majority of deaths were of workers – 473 compared to 31 members of the public. We have not been able to look at the number of worker deaths, separate from the deaths of members of the public, that result in convictions, or at the level of sentences imposed following deaths of workers as contrasted with those relating to deaths of members of the public. This is because this information is not available from HSE’s prosecution databases. However, it is clear that the majority of convictions follow deaths of construction workers.

Individual Convictions
The HSE database does not hold details of individual convictions after five years – so for the purposes of consistency we have focused on convictions against companies and other kinds of organisations. There are however very few prosecutions or convictions of individuals - so this exclusion has had a very limited effect.

Incidents, Deaths, and Convictions
One incident, can result in one or more deaths, and any one incident can result in one or more companies being convicted. As a result it can be confusing to talk about how many deaths result in convictions - is one talking about the number of separate deaths, or separate incidents, that result in convictions? Is one looking

¹ http://www.hse.gov.uk/Prosecutions/
² http://www.hse.gov.uk/ProsecutionsHistory/
at the total number of convicted companies or only at whether the deaths or incidents have resulted in at least one conviction?

Since the vast majority of incidents result in one death, the number of deaths and the number of separate incidents (that result in deaths) is very similar. Therefore for purposes of simplicity the report looks only at the number of deaths rather than the number of separate incidents.

This report counts a conviction to have taken place if the incident/death resulted in at least one conviction. If there has been one death and a consequent prosecution involving the conviction of three companies, this report treats that as one death resulting in “a conviction”. When it comes to sentencing, however, the report looks both at (a) the total amount of fines imposed following deaths – which may be imposed on more than one company as well as (b) looking at the average levels of fines imposed on each company convicted following a death.
FINDINGS

PROSECUTION AND CONVICTION

1. Only 21% of construction deaths in the six year period resulted in a conviction.

There were 504 deaths in this period and only 105 resulted in a prosecution and conviction. 79% of deaths did not result in a prosecution and conviction (see Table 1).

Table 1: Number and percentage of deaths between April 1998 and March 2004 that resulted in a conviction.

<table>
<thead>
<tr>
<th>Number of deaths in six year period</th>
<th>504</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of convictions</td>
<td>105</td>
</tr>
<tr>
<td>% of deaths resulting in convictions</td>
<td>21%</td>
</tr>
</tbody>
</table>

2. The percentage of construction deaths that resulted in a conviction has decreased by almost a quarter over the six year period - from 42% in 1998/9 to 11% in 2003/4.

Whilst the 69 deaths that took place in 1998/9 resulted in 29 convictions (42%), the 75 deaths that took place in 2003/4 has resulted in only 8 convictions (9%) (see Table 2).

3. The lowest conviction level was in 2001/2 when only 8 out of the 85 deaths resulted in a conviction – equivalent to 9%.

Table 2: Number and percentage of construction sector deaths that resulted in a conviction, by year.

<table>
<thead>
<tr>
<th>Year</th>
<th>Deaths</th>
<th>Convictions</th>
<th>% of deaths resulting in a conviction</th>
</tr>
</thead>
<tbody>
<tr>
<td>1998/9</td>
<td>69</td>
<td>29</td>
<td>42%</td>
</tr>
<tr>
<td>1999/00</td>
<td>87</td>
<td>21</td>
<td>24%</td>
</tr>
<tr>
<td>2000/01</td>
<td>113</td>
<td>27</td>
<td>25%</td>
</tr>
<tr>
<td>2001/02</td>
<td>85</td>
<td>8</td>
<td>9%</td>
</tr>
<tr>
<td>2002/03</td>
<td>75</td>
<td>12</td>
<td>16%</td>
</tr>
<tr>
<td>2003/04</td>
<td>75</td>
<td>8</td>
<td>11%</td>
</tr>
</tbody>
</table>
4. Within the English regions there is a significant level of inconsistency in conviction rates. In the South West of England, a death is over three times more likely to result in a conviction than a death in the East Midlands.

Whilst 9 of the 29 deaths in the South West resulted in a prosecution and conviction (31%), this was only the case in 4 out of the 43 deaths in the East Midlands (9%) (see Table 3).

**Table 3: Number of construction sector deaths by English region that resulted in a conviction, 1998–2004.**

<table>
<thead>
<tr>
<th>English Region</th>
<th>Deaths</th>
<th>Convictions</th>
<th>% of deaths resulting in a conviction</th>
</tr>
</thead>
<tbody>
<tr>
<td>East Midlands</td>
<td>43</td>
<td>4</td>
<td>9</td>
</tr>
<tr>
<td>West Midlands</td>
<td>43</td>
<td>7</td>
<td>16</td>
</tr>
<tr>
<td>South East</td>
<td>59</td>
<td>11</td>
<td>19</td>
</tr>
<tr>
<td>North East</td>
<td>23</td>
<td>5</td>
<td>22</td>
</tr>
<tr>
<td>Yorkshire and Humberside</td>
<td>48</td>
<td>11</td>
<td>23</td>
</tr>
<tr>
<td>North West</td>
<td>62</td>
<td>15</td>
<td>24</td>
</tr>
<tr>
<td>London</td>
<td>75</td>
<td>19</td>
<td>25</td>
</tr>
<tr>
<td>Eastern</td>
<td>33</td>
<td>9</td>
<td>27</td>
</tr>
<tr>
<td>South West</td>
<td>29</td>
<td>9</td>
<td>31</td>
</tr>
</tbody>
</table>

5. Despite considerable inconsistency between the English regions, there is a much higher level of consistency between England, Scotland and Wales.

**Table 4: Number of and percentage of construction sector deaths in different countries that resulted in a conviction, 1998-2004.**

<table>
<thead>
<tr>
<th>Country</th>
<th>Deaths</th>
<th>Convictions</th>
<th>% of deaths resulting in a conviction</th>
</tr>
</thead>
<tbody>
<tr>
<td>Scotland</td>
<td>66</td>
<td>12</td>
<td>18</td>
</tr>
<tr>
<td>Wales</td>
<td>23</td>
<td>4</td>
<td>22</td>
</tr>
<tr>
<td>England</td>
<td>415</td>
<td>90</td>
<td>22</td>
</tr>
</tbody>
</table>
SENTENCING LEVELS

1. The average total fines imposed following a death throughout the six year period is only £49,300.

   Table 5: Average total fines following a conviction arising from a construction sector death, 1998-2004.

<table>
<thead>
<tr>
<th>Number of deaths resulted in convictions</th>
<th>Total Fines imposed throughout the period</th>
<th>Average fine per death</th>
</tr>
</thead>
<tbody>
<tr>
<td>105</td>
<td>£5,178,250</td>
<td>£49,317</td>
</tr>
</tbody>
</table>

2. This average fine following a death has increased in the six year period from £38,000 to £98,000.

   Convictions following deaths that took place in 1998/9 resulted in an average fine of £37,000, which almost tripled to £98,000 in relation to convictions following deaths in 2003/4 (see Table 6).

   Table 6: Levels of fines imposed following a conviction arising from a construction death - by year.

<table>
<thead>
<tr>
<th></th>
<th>Total Fine imposed</th>
<th>Number of convictions</th>
<th>Average fine per conviction</th>
</tr>
</thead>
<tbody>
<tr>
<td>1998/9</td>
<td>£1,100,000</td>
<td>29</td>
<td>£37,931</td>
</tr>
<tr>
<td>1999/00</td>
<td>£1,439,500</td>
<td>21</td>
<td>£68,547</td>
</tr>
<tr>
<td>2000/01</td>
<td>£1,189,500</td>
<td>27</td>
<td>£44,055</td>
</tr>
<tr>
<td>2001/02</td>
<td>£231,500</td>
<td>8</td>
<td>£28,937</td>
</tr>
<tr>
<td>2002/03</td>
<td>£443,500</td>
<td>12</td>
<td>£36,958</td>
</tr>
<tr>
<td>2003/04</td>
<td>£774,250</td>
<td>8</td>
<td>£97,781</td>
</tr>
</tbody>
</table>

3. The average level of fine imposed in Scotland (£22,000) is less than a third of the level that imposed in Wales (£68,000), and less than a half of the average imposed in England (£49,000).


<table>
<thead>
<tr>
<th>Geographical Region</th>
<th>Total Fine imposed</th>
<th>Number of convictions</th>
<th>Average fine per conviction</th>
</tr>
</thead>
<tbody>
<tr>
<td>Scotland</td>
<td>£263,000</td>
<td>12</td>
<td>£21,917</td>
</tr>
<tr>
<td>England</td>
<td>£4,601,250</td>
<td>90</td>
<td>£49,323</td>
</tr>
<tr>
<td>Wales</td>
<td>£272,500</td>
<td>4</td>
<td>£68,125</td>
</tr>
</tbody>
</table>
4. There is considerable variation in levels of sentencing in different regions of England. The North East region has the lowest average total of £19,000 – which is over four times less than the average fine imposed in Eastern England of £79,000.

Table 8: Average total fines imposed following a conviction arising from a construction sector death – by English region, 1998-2004.

<table>
<thead>
<tr>
<th>Region</th>
<th>Total Fines imposed</th>
<th>Number of convictions</th>
<th>Average fine per conviction</th>
</tr>
</thead>
<tbody>
<tr>
<td>North East</td>
<td>£93,250</td>
<td>5</td>
<td>£18,650</td>
</tr>
<tr>
<td>South East</td>
<td>£254,500</td>
<td>11</td>
<td>£23,136</td>
</tr>
<tr>
<td>West Midlands</td>
<td>£258,500</td>
<td>7</td>
<td>£36,929</td>
</tr>
<tr>
<td>East Midlands</td>
<td>£190,000</td>
<td>4</td>
<td>£48,684</td>
</tr>
<tr>
<td>London</td>
<td>£925,000</td>
<td>19</td>
<td>£51,316</td>
</tr>
<tr>
<td>Yorks/Humberside</td>
<td>£565,500</td>
<td>11</td>
<td>£51,364</td>
</tr>
<tr>
<td>North West</td>
<td>£970,000</td>
<td>15</td>
<td>£64,667</td>
</tr>
<tr>
<td>South West</td>
<td>£679,500</td>
<td>9</td>
<td>£75,550</td>
</tr>
<tr>
<td>Eastern England</td>
<td>£707,000</td>
<td>9</td>
<td>£78,556</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>£5,178,850</strong></td>
<td>140</td>
<td><strong>£37,344</strong></td>
</tr>
</tbody>
</table>


So far the report has only looked at the total fines imposed following a conviction. In many cases, however, more than one organisation or company is convicted of an offence. So over the six year period, the convictions consequent to 105 deaths involved a total of 140 companies/organisations. The average fine that each of these companies or organisations received was £37,000 (see Table 9).

5. The average fine per convicted organisation has more than doubled from £27,000 in 1998/9 to £70,000 in 2003/4.

Table 9: Average fine imposed upon individual defendants convicted arising from a construction sector death – by year.

<table>
<thead>
<tr>
<th>Year</th>
<th>Total Fine Levels</th>
<th>Total number of defendants convicted following a death</th>
<th>Average fine per defendants</th>
</tr>
</thead>
<tbody>
<tr>
<td>1998/9</td>
<td>£1,100,000</td>
<td>41</td>
<td>£26,829</td>
</tr>
<tr>
<td>1999/00</td>
<td>£1,439,500</td>
<td>27</td>
<td>£53,315</td>
</tr>
<tr>
<td>2000/01</td>
<td>£1,189,500</td>
<td>36</td>
<td>£33,042</td>
</tr>
<tr>
<td>2001/02</td>
<td>£231,500</td>
<td>11</td>
<td>£21,045</td>
</tr>
<tr>
<td>2002/03</td>
<td>£443,500</td>
<td>14</td>
<td>£31,679</td>
</tr>
<tr>
<td>2003/04</td>
<td>£774,250</td>
<td>11</td>
<td>£70,386</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>£5,178,850</strong></td>
<td>140</td>
<td><strong>£37,344</strong></td>
</tr>
</tbody>
</table>
6. There is a significant level of disparity between the English regions in relation to the average level of fines imposed on convicted defendants.

Table 10: Average fines imposed upon individual defendants convicted following a death – by English region.

<table>
<thead>
<tr>
<th>Region</th>
<th>Total Fines imposed</th>
<th>Total number of defendants convicted following a death</th>
<th>Average fine per convicted defendant</th>
</tr>
</thead>
<tbody>
<tr>
<td>North East</td>
<td>£93,250</td>
<td>6</td>
<td>£15,542</td>
</tr>
<tr>
<td>South East</td>
<td>£254,500</td>
<td>13</td>
<td>£19,577</td>
</tr>
<tr>
<td>West Midlands</td>
<td>£258,500</td>
<td>10</td>
<td>£25,850</td>
</tr>
<tr>
<td>York and Humberside</td>
<td>£565,500</td>
<td>16</td>
<td>£35,313</td>
</tr>
<tr>
<td>London</td>
<td>£935,500</td>
<td>25</td>
<td>£37,000</td>
</tr>
<tr>
<td>East Midlands</td>
<td>£190,000</td>
<td>4</td>
<td>£47,500</td>
</tr>
<tr>
<td>North West</td>
<td>£970,000</td>
<td>20</td>
<td>£48,500</td>
</tr>
<tr>
<td>Eastern England</td>
<td>£707,000</td>
<td>12</td>
<td>£58,917</td>
</tr>
<tr>
<td>South West</td>
<td>£679,500</td>
<td>11</td>
<td>£61,773</td>
</tr>
</tbody>
</table>

7. 15 deaths resulted in courts imposing fines upon companies of £5,000 or less. Three of the deaths resulted in fines of only £1,000.

Four of these low fines were imposed by Scottish courts and three by court in the North West of England (see Annex 1 for list)

In addition, 25 out of the 140 defendants convicted following these deaths had fines of £5,000 or less.
CONTEXT AND CONCLUSION

This report is being published at an important moment for the Health and Safety Executive (HSE).

- Last year an internal audit by the HSE into enforcement activity undertaken by HSE and Local Authority inspectors showed that inspectors should be prosecuting in over twice the number of cases they are currently doing. Inspectors were in effect being too lenient and not applying HSE’s own policies that set out the criteria when prosecution would be appropriate.
- In January, this year, the Health and Safety Commission (HSC) – after three years of review - decided that the Enforcement Policy Statement is ‘fit for purpose’ and not a word of it should be changed.
- HSE’s own research shows that prosecution is an effective tool in obtaining health and safety benefits – in addition to the obvious benefits of obtaining accountability and moral justice.

The low average level (21%), as well as the current decline (from 42% to 11%), in the number of prosecutions and convictions following construction deaths – the worst health and safety incident that can happen at a construction site - is therefore of extreme concern. It means that 80% of the deaths over the six year period did not result in a prosecution/conviction.

It is difficult to know how many of these deaths should result in a conviction. Some years ago the HSE undertook research into deaths in the construction sector and found that 70% were due to “management failure”. Whilst maybe not all 70% of these would be suitable for a prosecution, a figure close to this would seem appropriate. It is also important to note, as stated above, that a recent audit of the HSE showed that prosecutions should take place nearly three times as often as is currently the case. This would bring the figure closer to 60%.

Lack of criminal accountability has a number of significant effects. The bereaved family often feels very let down by the criminal justice system and there is a real sense of a lack of justice. The particular company(ies) will not be punished when they should have been, and they will not be subject to the specific deterrent effect of a conviction. There will also be no general deterrent effect that would impact upon other companies.

Lack of appropriate prosecutions therefore not only fractures bereaved families’ and society’s senses of fairness and moral justice, but also means that prevention opportunities are missed. HSE’s own research provides strong evidence about the health and safety benefits, and the deterrent impact, of prosecutions/convictions.

Our findings also show the significant inconsistency across the English regions. Whilst all deaths have to be treated with regard to their individual circumstances, it seems inconceivable that there can be any justifiable reason why in the South West, 31% of the deaths (9 out of 29) resulted in convictions, but that in the East
Midlands only 9% (4 out of 43) resulted in a conviction. It seems that a family’s likelihood of justice is dependent upon which part of the country they live and work. This is very worrying.

In relation to sentencing, the criticisms should properly be focused on the courts, rather than the HSE. Whilst the average fines following deaths are increasing, the average per death remains at only £49,000. And again there are very significant differences in different parts of the country - from a low average of £18,650 in North East, to £79,000 in Eastern England.

Although in order to properly assess the adequacy of levels of fines, it is necessary to consider the turnover and profits of the company, it is at first sight, very disturbing indeed that over 10% of those construction sector deaths that resulted in a conviction had fines imposed of £5,000.
Annex 1: List of those deaths that resulted in total fines of £5,000 or less

INCIDENT 1
Name of Company: Jay Tee Construction Ltd
Date of Offence: 15/05/1998
Region: York and Humberside
Fine: £1,000

INCIDENT 2
Name of Company: A & H Davey Roadways Ltd
Date of Offence: 07/06/1998
Region: West Midlands
Fine: £3,000

INCIDENT 3
Name of Company: Ace Conveyor Equipment Ltd
Date of Offence: 18/06/1998
Region: Scotland
Fine: £5,000

INCIDENT 4
Name of Company: K & L Construction (Stoke) Limited
Date of Offence: 06/11/1998
Region: North West
Fine: £3,000

INCIDENT 5
Name of Company: Clark Contracts Ltd
Date of Offence: 01/02/1999
Region: Scotland
Fine: £5,000

INCIDENT 6
Name of Company: Raeburn Drilling & Geotechnical Ltd
Date of Offence: 24/02/1999
Region: Scotland
Fine: £1,000

INCIDENT 7
Name of Company: Simplex Piling Ltd
Date of Offence: 02/08/1999
Region: South East
Fine: £1,000

INCIDENT 8
Name of Company: 1st Saxon Property Services
Date of Offence: 15/11/1999
Region: London
Fine: £5,000
INCIDENT 9
Name of Company: Oldfield Watson Ltd
Date of Offence: 6/02/2000
Region: North West
Fine: £3,000

INCIDENT 10
Name of Company: W K Cox Ltd
Date of Offence: 06/07/2000
Region: West Midlands
Fine: £4,000

INCIDENT 11
Name of Company: Rotel Plant Hire & Cntrs Ltd
Date of Offence: 31/07/2000
Region: East Midlands
Fine: £5,000

INCIDENT 12
Name of Company: Sharkey Construction Limited
Date of Offence: 01/08/2000
Region: North West
Fine: £2,000

INCIDENT 13
Name of Company: Morrison Construction Ltd
Date of Offence: 10/10/2000
Region: Scotland
Fine: £5,000
Summary: Operative fatally injured when side of unsupported excavation collapsed, fell in and buried by fallen material.

INCIDENT 14
Name of Company: Westminster Plant Co Ltd
Date of Offence: 15/03/2001
Region: London
Fine: £5,000
Summary: A tower crane driver fell whilst climbing the access ladder to his cab. The ladder up to the crane had a number of defects.

INCIDENT 15
Name of Company: Brett Construction Ltd
Date of Offence: 25/06/2001
Region: South East
Fine: £4,500
ANNEX 2: CONVICTIONS FOLLOWING DEATHS OF CONSTRUCTION WORKERS BY YEAR

Deaths that took place between 1 April 1998 – 31 March 1999 (1998/99) that resulted in a prosecution and conviction

INCIDENT 1
Name of Company: Birse Construction Ltd
Date of Offence: 04/05/1998
Region: London
Fine: £80,000

INCIDENT 2
Name of Company: Darlington Borough Council
Date of Offence: 05/05/1998
Region: North East
Fine: £7,000

INCIDENT 3
Name of Company: Jay Tee Construction Ltd
Date of Offence: 15/05/1998
Region: York and Humberside
Fine: £1,000

INCIDENT 4
Name of Company: B J Male & Son Ltd
Date of Offence: 05/06/1998
Region: South East
Fine: £25,000

Name of Company: Heaton Waring Ltd
Date of Offence: 05/06/1998
Region: South East
Fine: £25,000

INCIDENT 5
Name of Company: A & H Davey Roadways Ltd
Date of Offence: 07/06/1998
Region: West Midlands
Fine: £3,000

INCIDENT 6
Name of Company: Blackpool Borough Council
Date of Offence: 10/06/1998
Region: North West
Fine: £10,000
INCIDENT 7
Name of Company: A I Harris & Co. ( Newp0rt ) Ltd
Date of Offence: 12/06/1998
Region: Wales
Fine: £1,500

Name of Company: Specialist Heavy Engineers Ltd
Date of Offence: 12/06/1998
Region: Wales
Fine: £5,000

INCIDENT 8
Name of Company: Ace Conveyor Equipment Ltd
Date of Offence: 18/06/1998
Region: Scotland
Fine: £5,000

INCIDENT 9
Name of Company: MacGregor Energy Services Ltd
Date of Offence: 04/07/1998
Region: Scotland
Fine: £50,000

Name of Company: Global Marine UK Ltd
Date of Offence: 04/07/1998
Region: Scotland
Fine: £50,000

INCIDENT 10
Name of Company: Branford Civil and Marine Ltd
Date of Offence: 24/08/1998
Region: South West
Fine: £18,000

INCIDENT 11
Name of Company: Thirlstone Homes Ltd
Date of Offence: 17/07/1998
Region: London
Fine: £18,000

INCIDENT 12
Name of Company: Tarmac Ltd
Date of Offence: 05/08/1998
Region: Eastern
Fine: £100,000

INCIDENT 13
Name of Company: Ballast Plc
Date of Offence: 12/09/1998
Region: Wales
Fine: £14,000
Name of Company: Briggs Roofing & Cladding (North) Ltd
Date of Offence: 12/09/1998
Region: Wales
Fine: £21,000

INCIDENT 14
Name of Company: Norwest Holst Construction Ltd
Date of Offence: 21/09/1998
Region: West Midlands
Fine: £50,000

Name of Company: Doocey Pipelines Ltd
Date of Offence: 21/09/1998
Region: West Midlands
Fine: £45,000

INCIDENT 15
Name of Company: Mowlem PLC
Date of Offence: 22/09/1998
Region: Eastern
Fine: £40,000

INCIDENT 16
Name of Company: Giffen Group PLC
Date of Offence: 06/10/1998
Region: London
Fine: £25,000

INCIDENT 17
Name of Company: Unichema Chemicals
Date of Offence: 13/10/1998
Region: North West
Fine: £27,000

Name of Company: Nationwide Site Services (UK) plc
Date of Offence: 13/10/1998
Region: North West
Fine: £3,000

INCIDENT 18
Name of Company: Capital Demolition Limited
Date of Offence: 26/10/1998
Region: South East
Fine: £40,000

INCIDENT 19
Name of Company: Barnsley Council
Date of Offence: 31/10/1998
Region: York and Humberside
Fine: £20,000
<table>
<thead>
<tr>
<th>INCIDENT</th>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
<th>Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>15</td>
<td>Yorkshire Water Services Ltd</td>
<td>31/10/1998</td>
<td>York and Humberside</td>
<td>£2,500</td>
<td></td>
</tr>
<tr>
<td>16</td>
<td>Peter Duffy Ltd</td>
<td>31/10/1998</td>
<td>York and Humberside</td>
<td>£2,500</td>
<td></td>
</tr>
<tr>
<td>INCIDENT 20</td>
<td>K &amp; L Construction (Stoke) Limited</td>
<td>06/11/1998</td>
<td>North West</td>
<td>£3,000</td>
<td></td>
</tr>
<tr>
<td>INCIDENT 21</td>
<td>DGM Roofing Ltd</td>
<td>09/11/1998</td>
<td>West Midlands</td>
<td>£18,500</td>
<td></td>
</tr>
<tr>
<td>INCIDENT 22</td>
<td>Trustseal Limited</td>
<td>26/11/1998</td>
<td>South West</td>
<td>£15,000</td>
<td></td>
</tr>
<tr>
<td>INCIDENT 23</td>
<td>Lafarge Aggregates Ltd</td>
<td>11/12/1998</td>
<td>Eastern</td>
<td>£100,000</td>
<td></td>
</tr>
<tr>
<td>INCIDENT 24</td>
<td>Tripod Crest Planing Ltd</td>
<td>11/12/1998</td>
<td>Eastern</td>
<td>£75,000</td>
<td>Failure to ensure crane had suitable guardrails - fatal accident occurred.</td>
</tr>
</tbody>
</table>

Name of Company: Stocklin Siemag Ltd
Date of Offence: 30/01/1999
Region: Scotland
Fine: £6,000
Summary: Failure to ensure crane had suitable guardrails - fatal accident occurred.
<table>
<thead>
<tr>
<th>Incident</th>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
<th>Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>25</td>
<td>SSI Schaefer Ltd</td>
<td>30/01/1999</td>
<td>Scotland</td>
<td>£6,000</td>
<td>Failure to provide instruction, training about safe systems of work.</td>
</tr>
<tr>
<td>26</td>
<td>Clark Contracts Ltd</td>
<td>01/02/1999</td>
<td>Scotland</td>
<td>£5,000</td>
<td></td>
</tr>
<tr>
<td>27</td>
<td>Steelforce Maintenance Ltd</td>
<td>11/02/1999</td>
<td>North West</td>
<td>£10,000</td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>Lancashire County Engineering Services</td>
<td>12/02/1999</td>
<td>North West</td>
<td>£100,000</td>
<td></td>
</tr>
<tr>
<td>29</td>
<td>ABLE Tool and Plant Hire Ltd</td>
<td>12/02/1999</td>
<td>North West</td>
<td>£3,000</td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>Raeburn Drilling &amp; Geotechnical Ltd</td>
<td>24/02/1999</td>
<td>Scotland</td>
<td>£1,000</td>
<td></td>
</tr>
<tr>
<td>29</td>
<td>Bryant Homes North West Ltd</td>
<td>01/03/1999</td>
<td>North West</td>
<td>£19,000</td>
<td></td>
</tr>
<tr>
<td></td>
<td>John Reilly Civil Engineering Ltd</td>
<td>01/03/1999</td>
<td>North West</td>
<td>£50,000</td>
<td></td>
</tr>
</tbody>
</table>
Deaths that took place between 1 April 1999 – 31 March 2000 (1999/00) that resulted in a prosecution and conviction

<table>
<thead>
<tr>
<th>INCIDENT</th>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Middlesbrough Borough Council</td>
<td>03/04/1999</td>
<td>North East</td>
<td>£17,500</td>
</tr>
<tr>
<td>2</td>
<td>SDC Builders Ltd</td>
<td>14/05/1999</td>
<td>Eastern</td>
<td>£100,000</td>
</tr>
<tr>
<td>3</td>
<td>Galliford (UK) Ltd</td>
<td>15/06/1999</td>
<td>York and Humberside</td>
<td>£75,000</td>
</tr>
<tr>
<td></td>
<td>Yorkshire Water Services Ltd</td>
<td>15/06/1999</td>
<td>York and Humberside</td>
<td>£75,000</td>
</tr>
<tr>
<td>4</td>
<td>Persimmon Homes (South Coast) Ltd</td>
<td>17/06/1999</td>
<td>South West</td>
<td>£35,000</td>
</tr>
<tr>
<td>5</td>
<td>RMC Surfacing Limited</td>
<td>19/06/1999</td>
<td>South West</td>
<td>£25,000</td>
</tr>
<tr>
<td></td>
<td>Suffex Services Ltd</td>
<td>19/06/1999</td>
<td>South West</td>
<td>£12,000</td>
</tr>
<tr>
<td>6</td>
<td>Hbg Construction (Southern) Ltd</td>
<td>22/06/1999</td>
<td>London</td>
<td>£20,000</td>
</tr>
</tbody>
</table>
Name of Company: M G Cosgrove Construction Ltd
Date of Offence: 22/06/1999
Region: London
Fine: £20,000

INCIDENT 7
Name of Company: Ballast Plc
Date of Offence: 29/06/1999
Region: West Midlands
Fine: £10,000

Name of Company: Storage Concepts Ltd
Date of Offence: 29/06/1999
Region: West Midlands
Fine: £12,000

INCIDENT 8
Name of Company: English Brothers Ltd
Date of Offence: 29/06/1999
Region: Eastern
Fine: £30,000

INCIDENT 9
Name of Company: Structural Metal Decks Ltd
Date of Offence: 23/07/1999
Region: South East
Fine: £25,000

INCIDENT 10
Name of Company: Simplex Piling Ltd
Date of Offence: 02/08/1999
Region: South East
Fine: £1,000

INCIDENT 11
Name of Company: Bison Concrete Products Ltd
Date of Offence: 06/09/1999
Region: London
Fine: £25,000
Summary: Worker crushed by falling floor slab

Name of Company: Fitzpatrick Contractors Ltd
Date of Offence: 06/09/1999
Region: London
Fine: £25,000

INCIDENT 12
Name of Company: Yarm Road Ltd
Date of Offence: 08/09/1999
Region: South West
Fine: £250,000
<table>
<thead>
<tr>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Costain Limited</td>
<td>08/09/1999</td>
<td>South West</td>
<td>£250,000</td>
</tr>
</tbody>
</table>

**INCIDENT 13**

Name of Company: Costain Limited  
Date of Offence: 07/10/1999  
Region: Wales  
Fine: £200,000

<table>
<thead>
<tr>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>HBG Construction Scotland Ltd</td>
<td>09/11/1999</td>
<td>Scotland</td>
<td>£12,000</td>
</tr>
</tbody>
</table>

**INCIDENT 14**

Name of Company: 1st Saxon Property Services  
Date of Offence: 15/11/1999  
Region: London  
Fine: £5,000

<table>
<thead>
<tr>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>BCM Construction Ltd</td>
<td>09/12/1999</td>
<td>London</td>
<td>£40,000</td>
</tr>
</tbody>
</table>

**INCIDENT 16**

Name of Company: Galliford Try Partnerships  
Date of Offence: 18/01/2000  
Region: London  
Fine: £40,000  
**Summary:**  
Child died from fall while playing on scaffold during refurbishment of occupied housing association flats. Principal contractor failed to identify and fence foreseeable access route from public walkway over parapet onto the adjacent scaffold.

<table>
<thead>
<tr>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hewden Stuart Crane Hire Ltd</td>
<td>26/01/2000</td>
<td>East Midlands</td>
<td>£60,000</td>
</tr>
</tbody>
</table>
INCIDENT 19
Name of Company: Joseph Finney & Sons PLC
Date of Offence: 29/01/2000
Region: North West
Fine: £40,000
Summary: One demolition worker was killed and two other site operatives were seriously injured when two properties at the end of a three storey brick-walled Victorian Terrace undergoing initial demolition works collapsed during windy conditions.

Name of Company: KDP Capita Property Services Limited
Date of Offence: 29/01/2000
Region: North West
Fine: £30,000

INCIDENT 20
Name of Company: B Sure Scaffolding Co
Date of Offence: 25/02/2000
Region: South East
Fine: £2,000

INCIDENT 21
Name of Company: Oldfield Watson Ltd
Date of Offence: 06/02/2000
Region: North West
Fine: £3,000

Deaths that took place between 1 April 2000 – 31 March 2001 (2000/01) that resulted in a prosecution and conviction

INCIDENT 1
Name of Company: Ian Smith Construction Ltd
Date of Offence: 06/04/2000
Region: South East
Fine: £10,000

INCIDENT 2
Name of Company: R M Walker Construction Ltd
Date of Offence: 19/05/2000
Region: York and Humberside
Fine: £10,000

Name of Company: Firth Rixson Special Steels Limited
Date of Offence: 19/05/2000
Region: York and Humberside
Fine: £10,000
### INCIDENT 3
**Name of Company:** Totty Building Services Ltd  
**Date of Offence:** 23/05/2000  
**Region:** York and Humberside  
**Fine:** £10,000  
**Summary:** Roofing sub contractor died when falling through a fragile roof light on a large portal framed building being substantially resheeted. Roof lights not covered and nets not extending to area below work area.

### INCIDENT 4
**Name of Company:** Yorkshire Sheeting and Insulation Services Ltd  
**Date of Offence:** 23/05/2000  
**Region:** York and Humberside  
**Fine:** £55,000

### INCIDENT 5
**Name of Company:** Meynell Plant Hire Ltd  
**Date of Offence:** 02/06/2000  
**Region:** East Midlands  
**Fine:** £25,000  
**Summary:** Lorry with lorry loader crane overturned killing operator. Stabiliser down but not extended. Interlocks that would have prevented such use available as option from crane manufacturer, not fitted. Operator experienced but no attempt at supervision to check safe working.

### INCIDENT 6
**Name of Company:** London Underground Ltd  
**Date of Offence:** 05/06/2000  
**Region:** London  
**Fine:** £35,000  
**Name of Company:** Wilson James Ltd  
**Date of Offence:** 05/06/2000  
**Region:** London  
**Fine:** £35,000

### INCIDENT 7
**Name of Company:** Glaslyn Construction and Plant Hire Ltd  
**Date of Offence:** 07/06/2000  
**Region:** Wales  
**Fine:** £13,000

### INCIDENT 8
**Name of Company:** Byzak Contractors Ltd  
**Date of Offence:** 07/06/2000  
**Region:** Wales  
**Fine:** £8,000
<table>
<thead>
<tr>
<th>Incident</th>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
<th>Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>INCIDENT 7</td>
<td>Brisco Hire Services Ltd</td>
<td>07/06/2000</td>
<td>Wales</td>
<td>£2,000</td>
<td></td>
</tr>
<tr>
<td>INCIDENT 8</td>
<td>W K Cox Ltd</td>
<td>06/07/2000</td>
<td>West Midlands</td>
<td>£4,000</td>
<td>Roofer fell 20 metres when polycarbonate roofing sheet ripped from fixings whilst roofer unloading materials. Safety net beneath failed - due to excessive load.</td>
</tr>
<tr>
<td>INCIDENT 9</td>
<td>Keyclad Ltd</td>
<td>12/07/2000</td>
<td>North West</td>
<td>£40,000</td>
<td>Deceased was crushed between 2 metal beams which were being lifted. There was no lifting plan and the lifting accessories were not thoroughly examined in previous 6 months.</td>
</tr>
<tr>
<td>INCIDENT 10</td>
<td>Southern Demolition (Poole) Ltd</td>
<td>13/07/2000</td>
<td>South West</td>
<td>£7,000</td>
<td>16 yr old labourer struck and killed by steel column which fell when the hold down bolts failed. Design of bolts inadequate to resist wind loads, inadequate information provided on allowable wind loads, poor supervision of both design and erection.</td>
</tr>
<tr>
<td>INCIDENT 11</td>
<td>Conder Structures Ltd</td>
<td>19/07/2000</td>
<td>East Midlands</td>
<td>£100,000</td>
<td>Employee fatally injured when a plastic barrel containing 250kg of nuts and bolts slipped out of fibre slings whilst being lifted, causing crush injuries.</td>
</tr>
<tr>
<td>INCIDENT 12</td>
<td>McLean &amp; Gibson International Ltd</td>
<td>31/07/2000</td>
<td>South West</td>
<td>£30,000</td>
<td></td>
</tr>
</tbody>
</table>


INCIDENT 12
Name of Company: Rotel Plant Hire & Cntrs Ltd
Date of Offence: 31/07/2000
Region: East Midlands
Fine: £5,000

INCIDENT 13
Name of Company: Sharkey Construction Limited
Date of Offence: 01/08/2000
Region: North West
Fine: £2,000

INCIDENT 14
Name of Company: Austin Brickwork Ltd
Date of Offence: 07/08/2000
Region: South East
Fine: £40,000
Summary: Site labourer run over by rough-terrain lift truck operated by untrained and untested driver.

INCIDENT 15
Name of Company: Fitzpatrick Contractors Ltd
Date of Offence: 06/09/2000
Region: London
Fine: £25,000

Name of Company: Bison Concrete Products Ltd
Date of Offence: 06/09/2000
Region: London
Fine: £25,000

INCIDENT 16
Name of Company: Macdonald Surfacing Ltd
Date of Offence: 19/09/2000
Region: Scotland
Fine: £8,000

Name of Company: Aggregate Industries UK Ltd
Date of Offence: 19/09/2000
Region: Scotland
Fine: £2,000

INCIDENT 17
Name of Company: McLean Homes (North West & Cheshire)
Date of Offence: 21/09/2000
Region: North West
Fine: £150,000
Summary: 54 yr old site storeman was run over and killed by reversing telehandler as it exited the site compound.
| INCIDENT 18 | Morrison Construction Ltd | 10/10/2000 | Scotland | £5,000 | Operative fatally injured when side of unsupported excavation collapsed, fell in and buried by fallen material. |
| INCIDENT 19 | A.J.R.Guideine Ltd | 25/10/2000 | South West | £20,000 | |
| INCIDENT 20 | Jakto Transport Ltd | 24/11/2000 | York and Humberside | £25,000 | Deceased was killed by traumatic asphyxiation when he was trapped in the belt/tail end drum of a crushing machine while cleaning out when the machine was in motion. Several faults on the machine showed a failure to maintain |
| INCIDENT 21 | Westwick Construction | 28/11/2000 | South West | £17,500 | |
| INCIDENT 22 | Billington Modern Structures Ltd | 05/12/2000 | York and Humberside | £200,000 | |
| INCIDENT 23 | Aggregate Industries UK Ltd | 05/01/2001 | Eastern | £12,000 | A 61 year old man was fatally injured after being run over by a reversing road sweeper during road reconstruction works on the A82. |
| INCIDENT 24 | AMS No-Dig Limited | 26/01/2001 | Eastern | £20,000 | A directional drilling machine used to install a new gas main in the road struck an underground pressurised water |
main causing the release of a substantial quantity of water. The released water caused a large excavation in the road and local flooding. Vehicles became stranded in a flooded area and one member of the public suffered acute cardiac failure as a result of acute coronary spasm or an arrhythmia precipitated by acute stress.

Name of Company: Amec Services Ltd
Date of Offence: 26/01/2001
Fine: £25,000
Region: Eastern

INCIDENT 25
Name of Company: Eaton Engineering Ltd
Date of Offence: 17/02/2001
Region: North West
Fine: £30,000

INCIDENT 26
Name of Company: John Cassidy Ltd
Date of Offence: 24/02/2001
Region: West Midlands
Fine: £6,000
Summary: Employee fatally injured after falling through fragile roof during maintenance work.

INCIDENT 27
Name of Company: Dave O'Keefe & Co Ltd
Date of Offence: 26/02/2001
Region: London
Fine: £25,000
Summary: Death took place when large slab of masonry from base of foundation fell on workers who were digging underpin excavation. Lack of support precautions. Foundations known to contain matrix of rotting wood. Lack of proper risk assessment and method statement.

Name of Company: Britin Construction Ltd
Date of Offence: 26/02/2001
Region: London
Fine: £25,000

INCIDENT 28
Name of Company: Westminster Plant Co Ltd
Date of Offence: 15/03/2001
Region: London
Fine: £5,000
Summary: A tower crane driver fell whilst climbing the access ladder to his cab. The ladder up to the crane had a number of defects.
Deaths that took place between 1 April 2001 – 31 March 2002 (2001/2) that resulted in a prosecution and conviction

INCIDENT 1
Name of Company: Brett Construction Ltd
Date of Offence: 25/06/2001
Region: South East
Fine: £4,500

INCIDENT 2
Name of Company: Dew Construction Ltd
Date of Offence: 21/05/2001
Region: North West
Fine: £20,000
Summary: W Byron, driver of mini-dumper was killed when it overturned into a ditch during work to repair canal washwall at Dean Lock, Leeds/Liverpool canal.

INCIDENT 3
Name of Company: Eugena Ltd
Date of Offence: 17/06/2001
![](region)
Fine: £40,000
Summary: Mr Mallon fell to his death whilst erecting a building in the grounds of St Thomas' hospital, Lambeth. No supervision was on site from Eugena at the time of the death and the scaffold he was working on had not been inspected for compliance with regulations.

INCIDENT 4
Name of Company: Swift Roofing Contracts Ltd
Date of Offence: 27/06/2001
Region: South East
Fine: £20,000
Summary: A roofer died as a result of a fall of about 2.25m from a scaffold while fixing vertical tiling to the gable end of a residential property. The scaffold working platform was incomplete and had no edge protection in the area from which the roofer fell.

INCIDENT 5
Name of Company: Total Gutter Maintenance Ltd
Date of Offence: 26/07/2001
Region: South East
Fine: £12,000
Summary: Roofer fell through a fragile roof light and was killed.
INCIDENT 6
Name of Company: JMPI Ltd
Date of Offence: 03/09/2001
Region: London
Fine: £8,000.
Summary: Deceased fell from a platform due to an insufficiently secured, extended ladder.

Name of Company: TSL Hygiene
Date of Offence: 03/09/2001
Region: London
Fine: £5,000.
Summary: Deceased fell from a platform due to an insufficiently secured, extended ladder.

INCIDENT 7
Name of Company: Morrison Construction Ltd
Date of Offence: 17/01/2002
Region: West Midlands
Fine: £10,000
Summary: Lorry driver received fatal injuries whilst delivering aluminium formwork to a construction site. During removal of the formwork from the lorry, deceased was assisting a trained banksman when a steel banded pack weighing 0.9 tonnes fell onto him. The appointed person and crane supervisor were on site at the time but did not see the load.

Name of Company: RMD Kwikform Limited
Date of Offence: 17/01/2002
Region: West Midlands
Fine: £110,000

INCIDENT 8
Name of Company: Ashcon Ltd
Date of Offence: 26/03/2002
Region: London
Fine: £6,000
Summary: Govind Vaghji, a handyman, fell 5m from rear scaffold platform and suffered severe head and neck injuries.

Name of Company: Rajvel Construction Ltd
Date of Offence: 26/03/2002
Region: London
Fine: £6,000
Summary: Govind Vaghji (Rajvel Construction) Handyman. Fell 5m from rear scaffold platform and suffered severe head and neck injuries.
Deaths that took place between 1 April 2002 – 31 March 2003 (2002/3) that resulted in a prosecution and conviction

INCIDENT 1
Name of Company: Controlled Flame Boilers
Date of Offence: 10/04/2002
Region: London
Fine: £52,000
Summary: Fatal fall of self-employed heating engineer, assisting in lifting of boiler unit.

Name of Company: Krypton Health Construction Ltd
Date of Offence: 10/04/2002
Region: London
Fine: £35,000

INCIDENT 2
Name of Company: BDB Dismantling Ltd
Date of Offence: 28/05/2002
Region: Yorkshire and Humberside
Fine: £15,000
Summary: Demolition worker was crushed and fatally injured when demolishing a pipe gantry. Pre-weakening of the structure (not determined by a competent engineer) allowed the structure to collapse prior to the predetermined time of demolition. There was no safe system of temporary propping to prevent this happening.

INCIDENT 3
Name of Company: Envirowaste Services Ltd
Date of Offence: 07/06/2002
Region: York and Humberside
Fine: £6,000
Summary: A driver of a skip vehicle was crushed to death against a wall when operating only one outrigger. Controls not labelled and push to operate button bypassed.

INCIDENT 4
Name of Company: Crowe Plant Fabrication Limited
Date of Offence: 12/07/2002
Region: London
Fine: £30,000
Summary: One scaffolder, Joseph Phillips, killed in fall, another, Leigh Williams, broke his leg when a cradle (roof rig) scaffold collapsed whilst it was being dismantled. Major potential risk to public. Immediate cause was the overbalancing of the rig during the lowering of counterweights (that had been removed from the rear of rig).
INCIDENT 5
Name of Company: Robertson Group Construction Ltd
Date of Offence: 15/07/2002
Region: Scotland
Fine: £20,000
Summary: Failure to manage and co-ordinate work between different operations on site which resulted in conditions leading to a fatal accident.

INCIDENT 6
Name of Company: Deighton (South & Midland) Ltd
Date of Offence: 18/07/2002
Region: York and Humberside
Fine: £8,000
Summary: Roofer fell to his death whilst fixing new roof sheets during re-roofing. Poor method statement placing substantial reliance on harnesses but not a practical solution, harnesses not worn and no effective supervision by either principal contractor or defendant. Nets not provided as false ceiling prevented use.

INCIDENT 7
Name of Company: Seymour (Civil Engineering Contractors) Ltd
Date of Offence: 23/07/2002
Region: North East
Fine: £50,000

INCIDENT 8
Name of Company: Turnberry Homes Ltd
Date of Offence: 15/09/2002
Region: Scotland
Fine: £30,000
Summary: Member of public gained access to construction site and received fatal injuries.

INCIDENT 9
Name of Company: Barr Limited
Date of Offence: 14/11/2002
Region: Scotland
Fine: £40,000
Summary: An employee at a mobile concrete batching plant was asphyxiated after being drawn into an aggregate hopper.

INCIDENT 10
Name of Company: Circleworth Limited
Date of Offence: 18/11/2002
Region: London
Fine: £7,500
Summary: Mr Edward Smith died following a fall of 2.4m. The fall occurred whilst he was attempting to access a scaffold using an inappropriate ladder, no appropriate ladder access had been provided.
INCIDENT 11
Name of Company: Edmund Nuttall Ltd
Date of Offence: 05/03/2003
Region: Eastern
Fine: £25,000
Summary: Two men died working for a company brought in to provide a quotation for the disposal of Admiralty Submersible Pontoons (ASPs). The men sent to inspect the ASPs were overcome when one attempted to enter the confined space, which was oxygen deficient and the other attempted a rescue.

Name of Company: Small & Co (Marine & Engineering) Limited
Date of Offence: 05/03/2003
Region: Eastern
Fine: £100,000

INCIDENT 12
Name of Company: George Leslie Limited
Date of Offence: 11/03/2003
Region: Scotland
Fine: £25,000
Summary: Employee fell 2.6 metres to his death whilst erecting scaffolding in order to support pipework.

Deaths that took place between 1 April 2003 – 31 March 2004 (2003/4) that resulted in a prosecution and conviction

INCIDENT 1
Name of Company: Hochtief Akteingesellschaft
Date of Offence: 01/05/2003
Region: South East
Fine: £25,000
Summary: Scaffolder killed falling from falsework scaffold - unsafe system of work and no edge protection.

Name of Company: J Murphy & Sons Ltd
Date of Offence: 01/05/2003
Region: South East
Fine: £25,000
Summary: Scaffolder killed falling from falsework scaffold - unsafe system of work and no edge protection. Other operatives placed at risk by falling object.

INCIDENT 2
Name of Company: M J Gleeson Group Plc
Date of Offence: 16/04/2003
Region: York and Humberside
Fine: £50,000
Summary: Deceased crushed to death by a reversing rough terrain lift truck on relatively narrow site roadway.

INCIDENT 3
Name of Company: W & M Thompson (Earthworks) Ltd
Date of Offence: 01/07/2003
Region: North East
Fine: £1,250
Summary: Employee killed while using a telehandler during demolition work. Examination of this telehandler demonstrated it to be in a poor state of repair in a number of areas.

INCIDENT 4
Name of Company: Arnold Clark Automobiles Ltd
Date of Offence: 26/07/2003
Region: North West
Fine: £130,000
Summary: Fall through fragile skylight in the roof of building where engaged by local management to clean and repair the roof which had been damaged by birds.

INCIDENT 5
Name of Company: Installation and Refurbishment Solutions Ltd
Date of Offence: 07/08/2003
Region: London
Fine: £30,000
Summary: Peter Coldspring, a sub-contract painter and decorator was electrocuted whilst carrying out refurbishment work in a flat. Failure to ensure electricity was isolated during works.

INCIDENT 6
Name of Company: Future Environmental Services Ltd
Date of Offence: 17/10/2003
Region: North West
Fine: £150,000
Summary: Deceased fell 5m over an unprotected edge in the Snipe Clough Consented Sewerage Overflow in Snipe Clough, Alexandra Park, Oldham. Reasonably practicable precautions could have been taken to prevent the fall.

Name of Company: Bethell Construction Limited
Date of Offence: 17/10/2003
Region: North West
Fine: £150,000

INCIDENT 7
Name of Company: Lorimer Electrical (Angus Lorimer T/A) Ltd
Date of Offence: 29/12/2003
Region: North East
Fine: £7,500
**Summary:** Contractor (electrician) sustained fatal head injuries when he fell approx 5 m from 2 stage ladder whilst changing fluorescent light tubes at plastics manufacturer.

**Name of Company:** Primex Plastics Ltd  
**Date of Offence:** 29/12/2003  
**Region:** North East  
**Fine:** £10,000

**INCIDENT 8**  
**Name of Company:** Kent Blaxill & Company Limited  
**Date of Offence:** 30/12/2003  
**Region:** Eastern  
**Fine:** £80,000  
**Summary:** Fatal injuries to Brian Lampe, fall from mezzanine floor during dismantling process.
ANNEX 3: CONVICTIONS BY REGION

EASTERN ENGLAND

INCIDENT 1
Name of Company: Tarmac Ltd
Date of Offence: 05/08/1998
Region: Eastern
Fine: £100,000

INCIDENT 2
Name of Company: Mowlem PLC
Date of Offence: 22/09/1998
Region: Eastern
Fine: £40,000

INCIDENT 3
Name of Company: Lafarge Aggregates Ltd
Date of Offence: 11/12/1998
Region: Eastern
Fine: £100,000

Name of Company: Tripod Crest Planing Ltd
Date of Offence: 11/12/1998
Region: Eastern
Fine: £75,000

INCIDENT 4
Name of Company: SDC Builders Ltd
Date of Offence: 14/05/1999
Region: Eastern
Fine: £100,000

INCIDENT 5
Name of Company: English Brothers Ltd
Date of Offence: 29/06/1999
Region: Eastern
Fine: £30,000

INCIDENT 6
Name of Company: Aggregate Industries UK Ltd
Date of Offence: 05/01/2001
Region: Eastern
Fine: £12,000
Summary: A 61 year old man was fatally injured after being run over by a reversing road sweeper during road reconstruction works on the A82.
INCIDENT 7
Name of Company: AMS No-Dig Limited
Date of Offence: 26/01/2001
Fine: £20,000
Region: Eastern
Summary: A directional drilling machine used to install a new gas main in the road struck an underground pressurised water main causing the release of a substantial quantity of water. The released water caused a large excavation in the road and local flooding. Vehicles became stranded in a flooded area and one member of the public suffered acute cardiac failure as a result of acute coronary spasm or an arrhythmia precipitated by acute stress.

Name of Company: Amec Services Ltd
Date of Offence: 26/01/2001
Fine: £25,000
Region: Eastern

INCIDENT 8
Name of Company: Edmund Nuttall Ltd
Date of Offence: 05/03/2003
Region: Eastern
Fine: £25,000
Summary: Two men died working for a company brought in to provide a quotation for the disposal of Admiralty Submersible Pontoons (ASPs). The men sent to inspect the ASPs were overcome when one attempted to enter the confined space, which was oxygen deficient and the other attempted a rescue.

Name of Company: Small & Co (Marine & Engineering) Limited
Date of Offence: 05/03/2003
Region: Eastern
Fine: £100,000

INCIDENT 9
Name of Company: Kent Blaxill & Company Limited
Date of Offence: 30/12/2003
Region: Eastern
Fine: £80,000
Summary: Fatal injuries to Brian Lampe, fall from mezzanine floor during dismantling process.

EAST MIDLANDS

INCIDENT 1
Name of Company: Hewden Stuart Crane Hire Ltd
Date of Offence: 26/01/2000
Region: East Midlands
Fine: £60,000
INCIDENT 2
Name of Company: Meynell Plant Hire Ltd
Date of Offence: 02/06/2000
Region: East Midlands
Fine: £25,000
Summary: Lorry with lorry loader crane overturned killing operator. Stabiliser down but not extended. Interlocks that would have prevented such use available as option from crane manufacturer, not fitted. Operator experienced but no attempt at supervision to check safe working.

INCIDENT 3
Name of Company: Conder Structures Ltd
Date of Offence: 19/07/2000
Region: East Midlands
Fine: £100,000
Summary: 16 yr old labourer struck and killed by steel column which fell when the hold down bolts failed. Design of bolts inadequate to resist wind loads, inadequate information provided on allowable wind loads, poor supervision of both design and erection.

INCIDENT 4
Name of Company: Rotel Plant Hire & Cntrs Ltd
Date of Offence: 31/07/2000
Region: East Midlands
Fine: £5,000

LONDON

INCIDENT 1
Name of Company: Birse Construction Ltd
Date of Offence: 04/05/1998
Region: London
Fine: £80,000

INCIDENT 2
Name of Company: Thirlstone Homes Ltd
Date of Offence: 17/07/1998
Region: London
Fine: £18,000

INCIDENT 3
Name of Company: Giffen Group PLC
Date of Offence: 06/10/1998
Region: London
Fine: £25,000
INCIDENT 4
Name of Company: Hbg Construction (Southern) Ltd
Date of Offence: 22/06/1999
Region: London
Fine: £20,000

Name of Company: M G Cosgrove Construction Ltd
Date of Offence: 22/06/1999
Region: London
Fine: £20,000

INCIDENT 5
Name of Company: Bison Concrete Products Ltd
Date of Offence: 06/09/1999
Region: London
Fine: £25,000
Summary: Worker crushed by falling floor slab

Name of Company: Fitzpatrick Contractors Ltd
Date of Offence: 06/09/1999
Region: London
Fine: £25,000

INCIDENT 6
Name of Company: 1st Saxon Property Services
Date of Offence: 15/11/1999
Region: London
Fine: £5,000

INCIDENT 7
Name of Company: BCM Construction Ltd
Date of Offence: 09/12/1999
Region: London
Fine: £40,000

INCIDENT 8
Name of Company: Galliford Try Partnerships
Date of Offence: 18/01/2000
Region: London
Fine: £40,000
Summary: Child died from fall while playing on scaffold during refurbishment of occupied housing association flats. Principal contractor failed to identify and fence foreseeable access route from public walkway over parapet onto the adjacent scaffold.

INCIDENT 9
Name of Company: London Underground Ltd
Date of Offence: 05/06/2000
Region: LONDON
Fine: £35,000
INCIDENT 10
Name of Company: Dave O'Keefe & Co Ltd
Date of Offence: 26/02/2001
Region: London
Fine: £25,000
Summary: Death took place when large slab of masonry from base of foundation fell on workers who were digging underpin excavation. Lack of support precautions. Foundations known to contain matrix of rotting wood. Lack of proper risk assessment and method statement.

INCIDENT 11
Name of Company: Westminster Plant Co Ltd
Date of Offence: 15/03/2001
Region: London
Fine: £5,000
Summary: A tower crane driver, fell whilst climbing the access ladder to his cab. The ladder up to the crane had a number of defects.

INCIDENT 12
Name of Company: Eugena Ltd
Date of Offence: 17/06/2001
Region: London
Fine: £40,000
Summary: Mr Mallon fell to his death whilst erecting a building in the grounds of St Thomas' hospital, Lambeth. No supervision was on site from Eugena at the time of the death and the scaffold he was working on had not been inspected for compliance with regulations.

INCIDENT 13
Name of Company: JMPI Ltd
Date of Offence: 03/09/2001
Region: London
Fine: £8,000.
Summary: Deceased fell from a platform due to an insufficiently secured, extended ladder.

Name of Company: TSL Hygiene
Date of Offence: 03/09/2001
Region: London
Fine: £5,000.
Summary: Deceased fell from a platform due to an insufficiently secured, extended ladder.

INCIDENT 14
Name of Company: Ashcon Ltd
Date of Offence: 26/03/2002
Region: London
Fine: £6,000
Summary: Govind Vaghji, a handyman, fell 5m from rear scaffold platform and suffered severe head and neck injuries.

Name of Company: Rajvel Construction Ltd
Date of Offence: 26/03/2002
Region: London
Fine: £6,000
Summary: Govind Vaghji (Rajvel Construction) Handyman. Fell 5m from rear scaffold platform and suffered severe head and neck injuries.

INCIDENT 15
Name of Company: Controlled Flame Boilers
Date of Offence: 10/04/2002
Region: London
Fine: £52,000
Summary: Fatal fall of self-employed heating engineer, assisting in lifting of boiler unit.

Name of Company: Krypton Health Construction Ltd
Date of Offence: 10/04/2002
Region: London
Fine: £35,000

INCIDENT 16
Name of Company: Crowe Plant Fabrication Limited
Date of Offence: 12/07/2002
Region: London
Fine: £30,000
Summary: One scaffolder, Joseph Phillips, killed in fall, another, Leigh Williams, broke his leg when a cradle (roof rig) scaffold collapsed whilst it was being dismantled. Major potential risk to public. Immediate cause was the overbalancing of the rig during the lowering of counterweights (that had been removed from the rear of rig).

INCIDENT 17
Name of Company: Circleworth Limited
Date of Offence: 18/11/2002
Region: London
Fine: £7,500
Summary: Mr Edward Smith died following a fall of 2.4m. The fall occurred whilst he was attempting to access a scaffold using an inappropriate ladder, no appropriate ladder access had been provided.

INCIDENT 18
Name of Company: Installation and Refurbishment Solutions Ltd
Date of Offence: 07/08/2003
Region: London
Fine: £30,000
Summary: Peter Coldspring, a sub-contract painter and decorator was electrocuted whilst carrying out refurbishment work in a flat. Failure to ensure electricity was isolated during works.

NORTH EAST

INCIDENT 1
Name of Company: Darlington Borough Council
Date of Offence: 05/05/1998
Region: North East
Fine: £7,000

INCIDENT 2
Name of Company: Middlesbrough Borough Council
Date of Offence: 03/04/1999
Region: North East
Fine: £17,500

INCIDENT 3
Name of Company: Seymour (Civil Engineering Contractors) Ltd
Date of Offence: 23/07/2002
Region: North East
Fine: £50,000

INCIDENT 4
Name of Company: W & M Thompson (Earthworks) Ltd
Date of Offence: 01/07/2003
Region: North East
Fine: £1,250
Summary: Employee killed while using a telehandler during demolition work. Examination of this telehandler demonstrated it to be in a poor state of repair in a number of areas.

INCIDENT 5
Name of Company: Lorimer Electrical (Angus Lorimer T/A) Ltd
Date of Offence: 29/12/2003
Region: North East
Fine: £7,500
Summary: Contractor (electrician) sustained fatal head injuries when he fell approx 5 m from 2 stage ladder whilst changing fluorescent light tubes at plastics manufacturer.

Name of Company: Primex Plastics Ltd
Date of Offence: 29/12/2003
Region: North East
Fine: £10,000

NORTH WEST

INCIDENT 1
Name of Company: Blackpool Borough Council
Address: Blackpool, Lancashire
Date of Offence: 10/06/1998
Region: North West
Fine: £10,000

INCIDENT 2
Name of Company: Unichema Chemicals
Date of Offence: 13/10/1998
Region: North West
Fine: £27,000

Name of Company: Nationwide Site Services (UK) plc
Date of Offence: 13/10/1998
Region: North West
Fine: £3,000

INCIDENT 3
Name of Company: K & L Construction (Stoke) Limited
Date of Offence: 06/11/1998
Region: North West
Fine: £3,000

INCIDENT 4
Name of Company: Steelforce Maintenance Ltd
Date of Offence: 11/02/1999
Region: North West
Fine: £10,000

INCIDENT 5
Name of Company: Lancashire County Engineering Services
Date of Offence: 12/02/1999
Region: North West
Fine: £100,000

Name of Company: ABLE Tool and Plant Hire Ltd
Date of Offence: 12/02/1999  
Region: North West  
Fine: £3,000

INCIDENT 6  
Name of Company: Bryant Homes North West Ltd  
Date of Offence: 01/03/1999  
Region: North West  
Fine: £19,000

Name of Company: John Reilly Civil Engineering Ltd  
Date of Offence: 01/03/1999  
Region: North West  
Fine: £50,000

INCIDENT 7  
Name of Company: Joseph Finney & Sons PLC  
Date of Offence: 29/01/2000  
Region: North West  
Fine: £40,000  
Summary: One demolition worker was killed and two other site operatives were seriously injured when two properties at the end of a three storey brick-walled Victorian Terrace undergoing initial demolition works collapsed during windy conditions.

Name of Company: KDP Capita Property Services Limited  
Date of Offence: 29/01/2000  
Region: North West  
Fine: £30,000

INCIDENT 8  
Name of Company: Oldfield Watson Ltd  
Date of Offence: 6/02/2000  
Region: North West  
Fine: £3,000

INCIDENT 9  
Name of Company: Keyclad Ltd  
Date of Offence: 12/07/2000  
Region: North West  
Fine: £40,000  
Summary: Roofer fell 20 metres when polycarbonate roofing sheet ripped from fixings whilst roofer unloading materials. Safety net beneath failed - due to excessive load.

INCIDENT 10  
Name of Company: Sharkey Construction Limited  
Date of Offence: 01/08/2000  
Region: North West  
Fine: £2,000

INCIDENT 11
Name of Company: McLean Homes (North West & Cheshire)  
Date of Offence: 21/09/2000  
Region: North West  
Fine: £150,000  
Summary: 54 yr old site storeman was run over and killed by reversing telehandler as it exited the site compound.

INCIDENT 12  
Name of Company: Eaton Engineering Ltd  
Date of Offence: 17/02/2001  
Region: North West  
Fine: £30,000

INCIDENT 13  
Name of Company: Dew Construction Ltd  
Date of Offence: 21/05/2001  
Region: North West  
Fine: £20,000  
Summary: W Byron, driver of mini-dumper was killed when it overturned into a ditch during work to repair canal washwall at Dean Lock, Leeds/Liverpool canal.

INCIDENT 14  
Name of Company: Arnold Clark Automobiles Ltd  
Date of Offence: 26/07/2003  
Region: North West  
Fine: £130,000  
Summary: Fall through fragile skylight in the roof of building where engaged by local management to clean and repair the roof which had been damaged by birds.

INCIDENT 15  
Name of Company: Future Environmental Services Ltd  
Date of Offence: 17/10/2003  
Region: North West  
Fine: £150,000  
Summary: Deceased fell 5m over an unprotected edge in the Snipe Clough Consented Sewerage Overflow in Snipe Clough, Alexandra Park, Oldham. Reasonably practicable precautions could have been taken to prevent the fall.

Name of Company: Bethell Construction Limited  
Date of Offence: 17/10/2003  
Region: North West  
Fine: £150,000

SCOTLAND

INCIDENT 1
<table>
<thead>
<tr>
<th>Incident</th>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Ace Conveyor Equipment Ltd</td>
<td>18/06/1998</td>
<td>Scotland</td>
<td>£5,000</td>
</tr>
<tr>
<td>2</td>
<td>MacGregor Energy Services Ltd</td>
<td>04/07/1998</td>
<td>Scotland</td>
<td>£50,000</td>
</tr>
<tr>
<td>3</td>
<td>Global Marine UK Ltd</td>
<td>04/07/1998</td>
<td>Scotland</td>
<td>£50,000</td>
</tr>
<tr>
<td>3</td>
<td>Stocklin Siemag Ltd</td>
<td>30/01/1999</td>
<td>Scotland</td>
<td>£6,000</td>
</tr>
<tr>
<td></td>
<td>Summary: Failure to ensure crane had suitable guardrails - fatal accident occurred.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>SSI Schaefer Ltd</td>
<td>30/01/1999</td>
<td>Scotland</td>
<td>£6,000</td>
</tr>
<tr>
<td></td>
<td>Summary: Failure to provide instruction, training about safe systems of work.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>Clark Contracts Ltd</td>
<td>01/02/1999</td>
<td>Scotland</td>
<td>£5,000</td>
</tr>
<tr>
<td>5</td>
<td>Raeburn Drilling &amp; Geotechnical Ltd</td>
<td>24/02/1999</td>
<td>Scotland</td>
<td>£1,000</td>
</tr>
<tr>
<td>6</td>
<td>HBG Construction Scotland Ltd</td>
<td>09/11/1999</td>
<td>Scotland</td>
<td>£12,000</td>
</tr>
<tr>
<td>7</td>
<td>Macdonald Surfacing Ltd</td>
<td>19/09/2000</td>
<td>Scotland</td>
<td></td>
</tr>
</tbody>
</table>
Fine: £8,000

Name of Company: Aggregate Industries UK Ltd
Date of Offence: 19/09/2000
Region: Scotland
Fine: £2,000

INCIDENT 8
Name of Company: Morrison Construction Ltd
Date of Offence: 10/10/2000
Region: Scotland
Fine: £5,000
Summary: Operative fatally injured when side of unsupported excavation collapsed, fell in and buried by fallen material.

INCIDENT 9
Name of Company: Robertson Group Construction Ltd
Date of Offence: 15/07/2002
Region: Scotland
Fine: £20,000
Summary: Failure to manage and co-ordinate work between different operations on site which resulted in conditions leading to a fatal accident.

INCIDENT 10
Name of Company: Turnberry Homes Ltd
Date of Offence: 15/09/2002
Region: Scotland
Fine: £30,000
Summary: Member of public gained access to construction site and received fatal injuries.

INCIDENT 11
Name of Company: Barr Limited
Date of Offence: 14/11/2002
Region: Scotland
Fine: £40,000
Summary: An employee at a mobile concrete batching plant was asphyxiated after being drawn into an aggregate hopper.

INCIDENT 12
Name of Company: George Leslie Limited
Date of Offence: 11/03/2003
Region: Scotland
Fine: £25,000
Summary: Employee fell 2.6 metres to his death whilst erecting scaffolding in order to support pipework.

SOUTH EAST

INCIDENT 1
<table>
<thead>
<tr>
<th>Incident</th>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>INCIDENT 1</td>
<td>B J Male &amp; Son Ltd</td>
<td>05/06/1998</td>
<td>South East</td>
<td>£25,000</td>
</tr>
<tr>
<td>INCIDENT 2</td>
<td>Heaton Waring Ltd</td>
<td>05/05/1998</td>
<td>South East</td>
<td>£25,000</td>
</tr>
<tr>
<td>INCIDENT 3</td>
<td>Capital Demolition Limited</td>
<td>26/10/1998</td>
<td>South East</td>
<td>£40,000</td>
</tr>
<tr>
<td>INCIDENT 4</td>
<td>Structural Metal Decks Ltd</td>
<td>23/07/1999</td>
<td>South East</td>
<td>£25,000</td>
</tr>
<tr>
<td>INCIDENT 5</td>
<td>Simplex Piling Ltd</td>
<td>02/08/1999</td>
<td>South East</td>
<td>£1,000</td>
</tr>
<tr>
<td>INCIDENT 6</td>
<td>B Sure Scaffolding Co</td>
<td>25/02/2000</td>
<td>South East</td>
<td>£2,000</td>
</tr>
<tr>
<td>INCIDENT 7</td>
<td>Ian Smith Construction Ltd</td>
<td>06/04/2000</td>
<td>South East</td>
<td>£10,000</td>
</tr>
<tr>
<td></td>
<td>Austin Brickwork Ltd</td>
<td>07/08/2000</td>
<td>South East</td>
<td>£40,000</td>
</tr>
</tbody>
</table>
Summary: Site labourer run over by rough-terrain lift truck operated by untrained and untested driver.

INCIDENT 8
Name of Company: Brett Construction Ltd
Date of Offence: 25/06/2001
Region: South East
Fine: £4,500

INCIDENT 9
Name of Company: Swift Roofing Contracts Ltd
Date of Offence: 27/06/2001
Region: South East
Fine: £20,000
Summary: A roofer died as a result of a fall of about 2.25m from a scaffold while fixing vertical tiling to the gable end of a residential property. The scaffold working platform was incomplete and had no edge protection in the area from which the roofer fell.

INCIDENT 10
Name of Company: Total Gutter Maintenance Ltd
Date of Offence: 26/07/2001
Region: South East
Fine: £12,000

INCIDENT 11
Name of Company: Hochtief Akteingesellschaft
Date of Offence: 01/05/2003
Region: South East
Fine: £25,000
Summary: Scaffolder killed falling from falsework scaffold - unsafe system of work and no edge protection.

Name of Company: J Murphy & Sons Ltd
Date of Offence: 01/05/2003
Region: South East
Fine: £25,000
Summary: Scaffolder killed falling from falsework scaffold - unsafe system of work and no edge protection. Other operatives placed at risk by falling object.
## SOUTH WEST

**INCIDENT 1**
- **Name of Company:** Branford Civil and Marine Ltd
- **Date of Offence:** 24/08/1998
- **Region:** South West
- **Fine:** £18,000

**INCIDENT 2**
- **Name of Company:** Trustseal Limited
- **Date of Offence:** 26/11/1998
- **Region:** South West
- **Fine:** £15,000

**INCIDENT 3**
- **Name of Company:** Persimmon Homes (South Coast) Ltd
- **Date of Offence:** 17/06/1999
- **Region:** South West
- **Fine:** £35,000

**INCIDENT 4**
- **Name of Company:** RMC Surfacing Limited
- **Date of Offence:** 19/06/1999
- **Region:** South West
- **Fine:** £25,000

**INCIDENT 5**
- **Name of Company:** Suffex Services Ltd
- **Date of Offence:** 19/06/1999
- **Region:** South West
- **Fine:** £12,000

**INCIDENT 6**
- **Name of Company:** Yarm Road Ltd
- **Date of Offence:** 08/09/1999
- **Region:** South West
- **Fine:** £250,000

**Name of Company:** Costain Limited
- **Date of Offence:** 08/09/1999
- **Region:** South West
- **Fine:** £250,000

**INCIDENT 6**
- **Name of Company:** Southern Demolition (Poole) Ltd
- **Date of Offence:** 13/07/2000
- **Region:** South West
- **Fine:** £7,000

**Summary:** Deceased was crushed between 2 metal beams which were being lifted. There was no lifting plan and the lifting accessories were not thoroughly examined in previous 6 months.
INCIDENT 7
Name of Company: McLean & Gibson International Ltd
Date of Offence: 31/07/2000
Region: South West
Fine: £30,000
Summary: Employee fatally injured when a plastic barrel containing 250kg of nuts and bolts slipped out of fibre slings whilst being lifted, causing crush injuries.

INCIDENT 8
Name of Company: A.J.R.Guideline Ltd
Date of Offence: 25/10/2000
Region: South West
Fine: £20,000

INCIDENT 9
Name of Company: Westwick Construction
Date of Offence: 28/11/2000
Region: South West
Fine: £17,500

WALES

INCIDENT 1
Name of Company: A I Harris & Co. ( Newport ) Ltd
Date of Offence: 12/06/1998
Region: Wales
Fine: £1,500

Name of Company: Specialist Heavy Engineers Ltd
Date of Offence: 12/06/1998
Region: Wales
Fine: £5,000

INCIDENT 2
Name of Company: Ballast Plc
Date of Offence: 12/09/1998
Region: Wales
Fine: £14,000

Name of Company: Briggs Roofing & Cladding (North) Ltd
Date of Offence: 12/09/1998
Region: Wales
Fine: £21,000

INCIDENT 3
Name of Company: Byzak Contractors Ltd
Date of Offence: 07/06/2000
Region: Wales
Fine: £8,000
Name of Company: Glaslyn Construction and Plant Hire Ltd  
Date of Offence: 07/06/2000  
Region: Wales  
Fine: £13,000

Name of Company: Brisco Hire Services Ltd  
Date of Offence: 07/06/2000  
Region: Wales  
Fine: £2,000

WEST MIDLAND

INCIDENT 1  
Name of Company: A & H Davey Roadways Ltd  
Date of Offence: 07/06/1998  
Region: West Midlands  
Fine: £3,000

INCIDENT 2  
Name of Company: Norwest Holst Construction Ltd  
Date of Offence: 21/09/1998  
Region: West Midlands  
Fine: £50,000

Name of Company: Doocey Pipelines Ltd  
Date of Offence: 21/09/1998  
Region: West Midlands  
Fine: £45,000

INCIDENT 3  
Name of Company: DGM Roofing Ltd  
Date of Offence: 09/11/1998  
Region: West Midlands  
Fine: £18,500

INCIDENT 4  
Name of Company: Ballast Plc  
Date of Offence: 29/06/1999  
Region: West Midlands  
Fine: £10,000

Name of Company: Storage Concepts Ltd  
Date of Offence: 29/06/1999  
Region: West Midlands  
Fine: £12,000

INCIDENT 5  
Name of Company: W K Cox Ltd  
Date of Offence: 06/07/2000  
Region: West Midlands  
Fine: £4,000
INCIDENT 6
Name of Company: John Cassidy Ltd
Date of Offence: 24/02/2001
Region: West Midlands
Fine: £6,000
Summary: Employee fatally injured after falling through fragile roof during maintenance work.

INCIDENT 7
Name of Company: Morrison Construction Ltd
Date of Offence: 17/01/2002
Region: West Midlands
Fine: £10,000
Summary: Lorry driver received fatal injuries whilst delivering aluminium formwork to a construction site. During removal of the formwork from the lorry, deceased was assisting a trained banksman when a steel banded pack weighing 0.9 tonnes fell onto him. The appointed person and crane supervisor were on site at the time but did not see the load.

Name of Company: RMD Kwikform Limited
Date of Offence: 17/01/2002
Region: West Midlands
Fine: £110,000

YORK AND HUMBERSIDE

INCIDENT 1
Name of Company: Jay Tee Construction Ltd
Date of Offence: 15/05/1998
Region: York and Humberside
Fine: £1,000

INCIDENT 2
Name of Company: Barnsley Council
Date of Offence: 31/10/1998
Region: York and Humberside
Fine: £20,000

Name of Company: Yorkshire Water Services Ltd
Date of Offence: 31/10/1998
Region: York and Humberside
Fine: £2,500

Name of Company: Peter Duffy Ltd
Date of Offence: 31/10/1998
Region: York and Humberside
Fine: £2,500

INCIDENT 3
<table>
<thead>
<tr>
<th>Name of Company</th>
<th>Date of Offence</th>
<th>Region</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Galliford (UK) Ltd</td>
<td>15/06/1999</td>
<td>York and Humberside</td>
<td>£75,000</td>
</tr>
<tr>
<td>Yorkshire Water Services Ltd</td>
<td>15/06/1999</td>
<td>York and Humberside</td>
<td>£75,000</td>
</tr>
<tr>
<td>R M Walker Construction Ltd</td>
<td>19/05/2000</td>
<td>York and Humberside</td>
<td>£10,000</td>
</tr>
<tr>
<td>Firth Rixson Special Steels Limited</td>
<td>19/05/2000</td>
<td>York and Humberside</td>
<td>£10,000</td>
</tr>
<tr>
<td>Totty Building Services Ltd</td>
<td>23/05/2000</td>
<td>York and Humberside</td>
<td>£10,000</td>
</tr>
<tr>
<td>Yorkshire Sheeting and Insulation Services Ltd</td>
<td>23/05/2000</td>
<td>York and Humberside</td>
<td>£55,000</td>
</tr>
<tr>
<td>Jakto Transport Ltd</td>
<td>24/11/2000</td>
<td>York and Humberside</td>
<td>£25,000</td>
</tr>
<tr>
<td>Billington Modern Structures Ltd</td>
<td>05/12/2000</td>
<td>York and Humberside</td>
<td>£200,000</td>
</tr>
</tbody>
</table>

**INCIDENT 4**
Name of Company: R M Walker Construction Ltd
Date of Offence: 19/05/2000
Region: York and Humberside
Fine: £10,000

**INCIDENT 5**
Name of Company: Totty Building Services Ltd
Date of Offence: 23/05/2000
Region: York and Humberside
Fine: £10,000

**Summary:**
Roofing sub contractor died when falling through a fragile roof light on a large portal framed building being substantially resheeted. Roof lights not covered and nets not extending to area below work area.

**INCIDENT 6**
Name of Company: Jakto Transport Ltd
Date of Offence: 24/11/2000
Region: York and Humberside
Fine: £25,000

**Summary:**
Deceased was killed by traumatic asphyxiation when he was trapped in the belt/tail end drum of a crushing machine while cleaning out when the machine was in motion. Several faults on the machine showed a failure to maintain

**INCIDENT 7**
Name of Company: Billington Modern Structures Ltd
Date of Offence: 05/12/2000
Region: York and Humberside
Fine: £200,000

**INCIDENT 8**
Name of Company: BDB Dismantling Ltd
Date of Offence: 28/05/2002
Region: York and Humberside
Fine: £15,000
Summary: Demolition worker was crushed and fatally injured when demolishing a pipe gantry. Pre-weakening of the structure (not determined by a competent engineer) allowed the structure to collapse prior to the predetermined time of demolition. There was no safe system of temporary propping to prevent this happening.

INCIDENT 9
Name of Company: Envirowaste Services Ltd
Date of Offence: 07/06/2002
Region: York and Humberside
Fine: £6,000
Summary: A driver of a skip vehicle was crushed to death against a wall when operating only one outrigger. Controls not labelled and push to operate button bypassed.

INCIDENT 10
Name of Company: Deighton (South & Midland) Ltd
Date of Offence: 18/07/2002
Region: York and Humberside
Fine: £8,000
Summary: Roofer fell to his death whilst fixing new roof sheets during re-roofing. Poor method statement placing substantial reliance on harnesses but not a practical solution, harnesses not worn and no effective supervision by either principal contractor or defendant. Nets not provided as false ceiling prevented use.

INCIDENT 11
Name of Company: M J Gleeson Group Plc
Date of Offence: 16/04/2003
Region: York and Humberside
Fine: £50,000
Summary: Deceased crushed to death by a reversing rough terrain lift truck on relatively narrow site roadway.