

HSE Successful Prosecution

December 2021

Glazing company fined for failing to control risks of vibrating tools

- PSV Glass and Glazing Limited of Hillbottom Road, High Wycombe pleaded guilty to breaching Regulations 5(1), 6(1), 7(1) and 8(1) of The Control of Vibration at Work Regulations 2005. The company has been fined £211,290.04 including a victim surcharge of £70 and ordered to pay costs of £11,120.04.

Plastics manufacturer fined after employee's arm was pulled into rollers of slitter machine

- Kay Premium Marking Films Limited, Unit 2, Oakwood Close, Pen Y Fan Industrial Park, Crumlin, Gwent, pleaded guilty to breaching Regulation 11(1) of The Provision and Use of Work Equipment Regulations 1998 and Regulation 3(1) of The Management of Health and Safety at Work Regulations 1999 and have been fined £66,000 and ordered to pay costs of £9998.40.

Construction company and its groundworks contractor sentenced

- CLC Contractors Limited (the Principal Contractor), of Unit 2 Northbrook Industrial Estate, Vincent Avenue, Southampton, SO16 6PB pleaded guilty to breaching 13 (1) Construction (Design and Management) Regulations 2015 and were fined £400,000.00 and ordered to pay costs of £5,300.00.
- Paul Gale, Company Director of PAG Building Services Ltd of 2 Moore Crescent, Netley Abbey, Southampton, Hampshire pleaded guilty to Section 37(1) Health and Safety Work Act 1974.

Council prosecuted after member of the public killed by falling tree

- Staffordshire County Council of 1 Staffordshire Place, Stafford pleaded guilty to breaching Section 3(1) of the Health and Safety at Work Act 1974. They were fined £300,000 and ordered to pay costs of £13,164.90 and a victim surcharge £181.

Self-employed gas engineer sentenced for unsafe gas work

- Dexter Regis of Lady Margaret Road, Southall Court, Middlesex pleaded guilty to breaching Regulations 5(3), 26(1), 26(5) and 27(1) of the Gas Safety (Installation and Use) Regulations 1998. He was sentenced to 15 months imprisonment, suspended for two years with requirements to undertake 200 hours of unpaid work and a tagged curfew between 9pm-6am for 3 months. No order was made for prosecution costs because Mr Regis has no means to pay.

Company fined after a worker injured by a forklift truck

- Corespec Limited of Greencroft Industrial Park Stanley, County Durham, pleaded guilty to breaching Regulation 17(1) of the Workplace (Health, Safety and Welfare) Regulations 1992. The company was fined £117,585 and ordered to pay £5,404 in costs.

Company fined after worker falls and suffers serious injuries

- Thirteen Housing Group of Northshore Road, Stockton-on-Tees, Cleveland, pleaded guilty to breaching Regulation 4 (1) of the Work at Height Regulations 2005. The company was fined £50,000 and ordered to pay costs of £7,327.

Contractor prosecuted due to partial collapse of building

- Iproject Cheshire Limited of Park Lane, Poynton, Stockport pleaded guilty to breaching section 2(1) of the Health and Safety at Work etc. Act 1974. The company was fined £31,500 and ordered to pay costs of £13,500.

Builder fined after contractor sustains serious injuries in a roof collapse

- Patrick Sheehan of Walton Street, Walton-on-the-hill, Surrey, trading as Mastercraft Building Services, pleaded guilty to breaching Section 3 (2) of the Health and Safety at Work Etc Act 1974. He was fined £20,000 and ordered to pay costs of £4,383.

Waste treatment company fined after employee fatally injured

- Lanstar Limited of Liverpool Road, Cadishead, Manchester, pleaded guilty to breaching Section 2 (1) of the Health and Safety at Work etc. Act 1974. They were fined £126,000 and ordered to pay costs of £17,664.

Commercial printing fined after employees injured at work company

- Precision Colour Printing Limited of 1 Halesfield, Telford, pleaded guilty to two counts of breaching Section 2(1) of the Health and Safety at Work Act 1974. They were fined £20,000 and ordered to pay costs of £8,547.60

Foundry sentenced after worker suffers life-changing burns

- Goodwin Steel Castings Ltd of Ivy House Road, Hanley, Stoke-on-Trent pleaded guilty to breaching Section 2(1) of the Health and Safety at Work Act 1974. They were fined £133,000 and ordered to pay costs of £5,226.30

Company prosecuted after worker injures hand in lathe

- Ibstock Brick Ltd of Audley Road, Newcastle under Lyme pleaded guilty to breaching Section 2(1) of the Health and Safety Act 1974 and have been fined £530,000 and ordered to pay costs of £4,548.20

Company and care home owner admit criminal liability after care home resident dies following lift fall

- Lancs and Cumbria Lifts UK Ltd of Douglas Bank House, Wigan Lane, Wigan Manchester pleaded guilty to breaching Section 3(1) of the Health and Safety at Work etc. Act 1974. It was accepted that its failings had not been causative of the lift falling on the 30 January 2017. The company was fined £14,400 and ordered to pay £45,000 in costs.

Sawmill fined after worker's finger is severed in machinery

- Truro Sawmills of Pendale, Penhallow, Truro, Cornwall pleaded guilty of breaching Regulation 11 (1) of the Provision and Use of Work Equipment Regulations 1998 (PUWER) and Section 2 (1) of the Health & Safety at Work Act 1974. The company was fined £40,000 and ordered to pay costs of £15,594.

Director sentenced after apprentice injured in fall from height

- Daniel Biagioni of Barrow Chase, Chelmsford, Essex pleaded guilty to breaching Section 37(1) of the Health and Safety at Work Act 1974 and received a six-month custodial sentence suspended for 12 months. As part of his sentence he is required to complete 150 hours of unpaid work. Mr Biagioni was also ordered to pay costs of £4,886 and a victim surcharge.

Oil company fined following liquid petroleum gas leak

- Esso Petroleum Company Limited pleaded guilty to breaching Regulation 5(1) of The Control of Major Accident Hazards Regulations (COMAH) 2015. They were fined £500,000 and ordered to pay costs of £34,103.

Food manufacturing company fined after worker injures finger in machinery

- Troy Foods Salads Ltd of George Mann Way, Leeds, West Yorkshire pleaded guilty to breaching Section 11 (1) Provision and use of Work Equipment Regulations 1998. The company was fined £93,000 and ordered to pay £769 in costs.

Farm worker fatally injured by telehandler

- CM Stone of The Yards, Woolavington Puriton, Bridgwater, pleaded guilty to breaching section 3(1) of the Health and Safety at Work Act. The company has been fined £53,000 and ordered to pay costs of £8,000.

Contractor sentenced after asbestos disturbance in public park

- Previously a jury had found Mr. Rasheed guilty of breaching Regulation 15.(2) of The Construction (Design and Management) (CDM) Regulations 2015. At the sentencing hearing on 6 December 2021, Mr. Rasheed was given a Community Order including 100 hours unpaid work and a 10 days Rehabilitation Activity Requirement.

Construction company in court over inadequate health and safety standards

- Abercorn Construction Limited of 50 Bedford Street, Belfast pleaded guilty to breaching Regulation 13(1) of the Construction (Design and Management) Regulations 2015 and Regulation 6(3) of the Work at Height Regulations 2005 and was fined £77,000 and ordered to pay costs of £2,025.52.