

HSE Successful Prosecution

February 2022

Company fined after electrician died following fall from crane platform

- Cleveland Bridge UK Ltd of Cleveland House, Yarm Road, Darlington were found guilty of breaching Sections 2(1) and 3(1) of the Health & Safety at Work etc Act 1974, Regulation 5(1) of the Provision and Use of Work Equipment Regulations 1998 and Regulation 8(b)(i) of the Work at Height Regulations 2005. The company was fined £1.5M and ordered to pay costs of £29,239.

Motor vehicle scrap company fined after worker suffers crush injuries

- Queensferry Car Breakers Limited of Doddington Road, Cambridge pleaded guilty to breaching Section 2(1) of the Health and Safety at Work etc Act 1974, Regulation 5(1) of the Management of Health and Safety at Work Regulations 1999; and Section 1(1) of the Employers' Liability (Compulsory Insurance) Act 1969 ("the Act"). The company was fined £60,000 and ordered to pay costs of £3,923.
- Sole director of Queensferry Car Breakers Ghol Mohammad Navabi pleaded guilty to breaching Section 2(1) of the Health and Safety at Work etc. Act 1974, by virtue of Section 37(1). He was given a 20 week prison sentence suspended for 12 months, including 15 rehabilitation activity requirement days, 180 unpaid work hours and ordered to pay prosecution costs of £3,923.

Manufacturing company fined after employee suffered fatal injury

- Cutting Edge Trading Limited of Station Road Industrial Estate, Rowley Regis, West Midlands pleaded guilty to breaching Section 2(1) of the Health and Safety at Work etc Act 1974. The company was fined £18,000 and ordered to pay costs of £10,153.

Asbestos removal company fined for failing to protect workers

- Ensure Asbestos Management Limited of Station Road, Sawbridgeworth, Hertfordshire pleaded guilty to breaching Section 2(1) and 3(1) of the Health and Safety at Work etc Act 1974. The company was fined £100,000. Because the company is in liquidation, there is no prospect of a payment being made and so no order for costs was made.
- Director of Ensure Asbestos Management Billy Hopwood of Swanstead, Basildon, Essex pleaded guilty to breaching Sections 2(1) and 3(1) of the Health and Safety at Work Act 1974. He has been sentenced to 10 months imprisonment, immediate concurrent on each charge. He has also been disqualified as a director for five years
- Contracts Manager at Ensure Asbestos Management Phillip Hopwood of Churchgate Street, Harlow, Essex pleaded guilty to breaching Sections 2(1), 3(1) and 33(1)(m) of the Health and Safety at Work etc Act 1974. His sentencing was adjourned until a later date.

School prosecuted after mountain rescue team called to evacuate children

- The Gateshead Cheder Limited of Bede House, Tynegate Precinct, Sunderland Road in Gateshead pleaded guilty to breaching sections 2(1) and 3(1) of The Health and Safety at Work (etc) act 1974. The school was fined £30,000 and ordered to pay a victim surcharge of £181 and costs of £4,574.90.

Sheetmetal fabrication company in court after worker's finger crushed

- R.Briggs Sheetmetal Fabrication Ltd of Bond Street, Colne, Lancashire, pleaded guilty to breaching Section 2 (1) of the Health and Safety at Work etc. Act 1974. The company was fined £13,000 and ordered to pay costs of £2,682.

Northern Gas Networks Ltd fined after fatal gas explosion

- Northern Gas Networks Ltd of Thorpe Business Park, Colton, Leeds pleaded guilty to breaching Section 3 (1) of the Health & Safety at Work etc Act 1974. The company was fined £5 million and ordered to pay costs of £91,487.

Company fined after employee injured by a forklift truck

- Tudor Stonework Limited of Silver Street, Enfield, Middlesex pleaded guilty to breaching Sections 2(1) of the Health and Safety at Work Act 1974. The company was fined £466 and ordered to pay costs of £5,570.

Farmer sentenced after walker killed by cattle

- Christopher Paul Sharpe of Ivescar Farm, Chapel le Dale, Carnforth, Lancashire pleaded guilty to breaching Section 3 (2) of the Health & Safety at Work etc Act 1974. He received a prison sentence of 12 weeks, suspended for 12 months, and was fined a total of £878 and was ordered to pay £7820.30 in costs.

Roofing contractor sentenced after worker falls from height

- Ian Davey trading as Exe Fibreglass of Beacon Hill, Exmouth pleaded guilty to breaching Section 9(2) of the Work at Height Regulations 2005. He was given a 12 month community order, which includes 80 hours of unpaid work, and has been ordered to pay costs of £3,000.

Suspended sentence for owner of Merseyside roofing firm

- Phillip McGinn of Lydiate, Merseyside, was found guilty to breaching Regulation 6(3) of the Work at Height Regulations 2005. He received a thirteen-month suspended prison sentence, 200 hours of unpaid work and ordered to pay costs of £1,000.

Recycling company fined after 18-year-old employee injured

- PG Skips Limited of The Lowe, Wem, Shropshire were found guilty of breaching Section 2 (1) of the Health and Safety at work Act 1974 and have been fined £17,500.

Landlord fined for not providing gas safety certificates

- David Stuart Mackman, Shepherd's Keep, Colzium, Kirknewton pleaded guilty to breaching Regulation 36(3)(b) of the Gas (Installation and Use) Regulations 1998 and was fined £4,500 and ordered to pay a £175 Victim Surcharge.