

# Food manufacturer fined after worker left seriously injured

A food manufacturing company has been fined after a worker fell six metres from the back of a fork lift truck.

Lincoln Magistrates' Court heard how an employee of Fishgate Limited was instructed on 16 July 2013 to paint guttering and drainpipes on the outside of a factory in Brookenby, Lincolnshire. The employee was raised up by a forklift driver in an unsecured tote box to paint when he fell to the ground from a height of around six metres resulting in a dislocated arm, cracked pelvis, broken foot and shattered leg.

An investigation by the Health and Safety Executive (HSE) found the work was not properly planned nor was it adequately supervised. The injured worker had not received any training or advice on how to correctly carry out the task.

Fishgate Limited of Brookenby Business Park, Brookenby, Lincolnshire, was found guilty of breaching Section 2(1) of the Health & Safety at Work Act 1974. The company has been fined £100,000 and ordered to pay £19,032.63 in costs.

Speaking after the trial, HSE inspector Samantha Farrar said: "This work activity should have been properly planned. The injured worker should have been given the correct equipment as well as instruction as to how to carry out the work. The company also failed to adequately supervise the activity which could have prevented the incident."

## **Notes to Editors:**

1. The Health and Safety Executive (HSE) is Britain's national regulator for workplace health and safety. It aims to reduce work-related death, injury and ill health. It does so through research, information and advice, promoting training; new or revised regulations and codes of practice, and working with local authority partners by inspection, investigation and enforcement. [www.hse.gov.uk](http://www.hse.gov.uk)<sup>[1][1]</sup>
2. More about the legislation referred to in this case can be found at: [www.legislation.gov.uk/](http://www.legislation.gov.uk/)<sup>[2][2]</sup>

HSE news releases are available at <http://press.hse.gov.uk>

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