

# [Company fined after worker traps arm in machine](#)

Nestlé UK Ltd was sentenced for breaching health and safety regulations after an employee was dragged into a machine on the production line of their Albion Mills site in Halifax.

Bradford Crown Court heard how on 13 February 2016, while observing the operation of the After Eight production machine, the technical operator placed his right hand close to a gap in the machine housing. An emery cloth held in his right hand was dragged into the machine taking his arm with it.

The employee was unable to reach any of the emergency stop buttons located around the machine from the position in which he was trapped. He had to be released from the machine by paramedics. He suffered a double compound fracture to his arm, which required surgery.

An investigation by the Health and Safety Executive (HSE) found the company had failed to prevent access to dangerous moving parts of the machine, namely an 'in-running nip'. There was a gap large enough to allow access at a belt conveyor entry on the After Eight line.

Nestlé UK Ltd of City Place Gatwick pleaded guilty to breaching Reg 11 of the Provision and Use of Work Equipment Regulations 1998. They were fined £640,000 and ordered to pay £26,234 in costs.

Speaking after the hearing, HSE inspector Jacqueline Ferguson said: "This is a tragic incident that could so easily have been avoided. The risks inherent in failures to properly guard dangerous parts of machinery are well known in industry and to Nestlé.

"Companies should be aware that HSE will not hesitate to take appropriate enforcement action against those that fall below the required standards."

## **Notes to Editors:**

- 1. The Health and Safety Executive (HSE) is Britain's national regulator for workplace health and safety. We prevent work-related death, injury and ill health through regulatory actions that range from influencing behaviours across whole industry sectors through to targeted interventions on individual businesses. These activities are supported by globally recognised scientific expertise. [www.hse.gov.uk](http://www.hse.gov.uk)**
- 2. More about the legislation referred to in this case can be found at: [www.legislation.gov.uk/](http://www.legislation.gov.uk/)**
- 3. HSE news releases are available at <http://press.hse.gov.uk>**

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# [Regulating Chemicals in the UK – Free Webinar](#)

The Health and Safety Executive (HSE) and Department for Environment, Food and Rural Affairs (DEFRA) are hosting a second virtual stakeholder event covering the actions businesses in the chemicals sector need to take to keep their business moving following the Brexit transition period.

The webinar event takes place online on Wednesday, 20 January 2021 and runs from 10.15am to 1pm.

The webinar will focus on ensuring attendees are well informed of the duties and obligations with which they need to comply to access the UK market now that the transition period has ended. The event will be interactive and give delegates the opportunity to ask questions of the expert panel drawn from HSE and Defra.

Sessions for the event include Biocidal Products Regulation (BPR), Classification, Labelling and Packaging (CLP), Plant Protection Products (PPP) and Registration, Evaluation, Authorisation and restriction of Chemicals (REACH).

Dr Matthew Penrose, Head of Chemicals (Future Readiness) Policy at HSE, said: “HSE and Defra have been working with chemicals stakeholders to support various engagement events over many months.

“A similar webinar took place in December 2020 and proved to be very popular and informative across the chemical sector while this follow-up event aims to consolidate important information following the end of the transition period as we move into the new ways of working.

“The webinar will be focused on making sure the chemicals sector is well informed of the duties and obligations they need to comply with to access the GB market now that the transition period has ended.”

As with the previous HSE-led Brexit chemicals event, this is likely to be extremely popular and spaces are limited to two persons per organisation to allow as many organisations as possible to attend.

[Click here to book a place via the event microsite.](#)

Further details regarding how to keep your business moving following the end of the Brexit Transition period can be found via the [HSE](#) and [DEFRA](#) websites.

**/Ends**

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2. Updated guidance on the changes to chemicals regulations can be found on our [Brexit Chemicals page](#).
3. More information on the actions businesses need to take to keep their business moving following the Brexit transition period is available in the HSE [After UK Transition: Working with Chemicals podcast](#).
4. Businesses based in Great Britain must use the [Comply with UK REACH service](#) to follow UK REACH regulations to manufacture, import, sell or distribute chemical substances or mixtures.

The post [Regulating Chemicals in the UK – Free Webinar](#) appeared first on [HSE Media Centre](#).

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## [HSE warns of electrical safety dangers in farms when reacting to manslaughter case in Warwickshire](#)

The Health and Safety Executive (HSE) has warned against the severe dangers of inadequate electrical safety systems in farm buildings following a recently concluded prosecution at Warwick Crown Court.

Britain's workplace regulator has highlighted the substantial risks arising from using poorly maintained equipment after a woman was killed while cooking food in a farm caravan.

Deana Simpson was electrocuted in 2017 while using a cooker which was poorly insulated and connected at a caravan in Willoughby Farm, near Rugby in Warwickshire.

Amy Kalay, HM Principal Inspector of health and safety, who managed HSE's involvement in the case, said the case has highlighted the severe risks that can arise when farm equipment and buildings are poorly maintained.

Amy said: "This was a completely avoidable and foreseeable incident. Deana was killed because work on an electrical system hadn't been done by a professional electrician with the right skills and experience."

At the time of the incident, Deana shared the caravan with James Atkin, the son of the farmer, Trevor Atkins, who owned the farm at Willoughby Fields

Deana was found collapsed by the cooker by James, who also received an electric shock when he touched the cooker.

Five days after the incident, a qualified electrician examined the electrical installation at the scene and found it was in a poor and dangerous condition. The potential for an electric shock was immediately obvious, with poor and incorrect connections, inadequate earthing and no protective devices in place, as was required by manufacturer's instructions.

Amy said that the dangers can be particularly acute in farm equipment and buildings in rural areas which may not be maintained regularly.

In the course of the investigation into the death of Deanna Simpson led by Warwickshire Police, assisted by HSE, it was established that the generator had been modified several weeks earlier by James Atkins, who was not a qualified electrician. He had fitted a new inverter, despite being told the work needed to be done by a qualified electrician.

Amy added: "Electricity kills or severely injures people every year. You should make sure that the only people who are working with your electrics are competent to do the job. Equipment repairs or alterations to an electrical installation should only be carried out by people with knowledge of the risks and the precautions needed. Normally this means a professional electrician."

During the investigation, it emerged that Trevor Atkins had been complicit with the work his son had carried out on his property, and as an employer, had a duty to maintain the electrical system relating to the caravan to ensure that it was not dangerous. As Deana lived in the caravan, he also had a general duty of care towards her to ensure she was not exposed to risks to her safety. It was deemed he had breached those duties.

James Atkins was sentenced for gross negligence manslaughter receiving six years and six months in prison and Trevor Atkins was sentenced for charges under Section 3 of the Health & Safety at Work etc. Act 1974. He received a 10 month prison sentence, suspended for two years.

The post [HSE warns of electrical safety dangers in farms when reacting to manslaughter case in Warwickshire](#) appeared first on [HSE Media Centre](#).

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## [Company fined after employees seriously injured in unguarded machinery.](#)

A company that manufactures tissue and paper towels has been fined after an employee suffered serious injuries in unguarded machinery.

Manchester Magistrates' Court heard how, on 22 September 2018, an employee of Northwood Tissue (Disley) Ltd had entered a running unguarded wet-lap machine at their factory in Stockport to move fabric that was tracking off course. He was pulled into the machine by his arm resulting in a broken wrist, broken and dislocated elbow and snapped forearm.

An investigation by the Health and Safety Executive (HSE) found a fixed guard was not in place and there was no safe system of work in place to ensure the task could be carried out in a safe way.

Northwood Tissue (Disley) Ltd of Waterside, Disley, Stockport, pleaded guilty to breaching section 2(1) of the Health and Safety at Work etc. Act 1974. The company was fined £120,000 and ordered to pay costs of £5,023.

Speaking after the hearing, HSE inspector Martin Heywood said: "If the appropriate guards and a suitable safe system of work had been in place, the injuries sustained by the employee could easily have been prevented."

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The post [Company fined after employees seriously injured in unguarded machinery](#). appeared first on [HSE Media Centre](#).

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## [Sawmill firm sentenced after serious hand injury](#)

A company has been sentenced after a worker was seriously injured when his hand came into contact with a rotating bandsaw blade.

Blackpool Magistrates' court heard how on 18 April 2019, the employee was working on a multi-head bandsaw machine at P Irving & Sons Ltd sawmill in Carnforth, when the pipes supplying cooling fluid to one of the six band-saw blades became blocked.

The machine had already been stopped several times that morning to replace

damaged blades. An engineer was called to fix the issue and the employee assumed the problem had been rectified.

Rather than stopping the machine a further time, the employee pulled apart the base of the cabinet, creating a gap large enough to place his hand inside. Holding a torch to see what was causing the blockage, the employee put his hand inside the gap.

There was no interlock or sensor to this part of the housing to stop the machine, and the sensor to the top of the housing failed to activate, so the machine continued.

The rotating blade caught the back of the employee's right hand severing the tendons. He has undergone several operations since the incident and is still unable to bend his fingers and cannot grip, write or hold objects. He is awaiting further surgery.

A HSE investigation found there were insufficient measures in place to stop the blade rotating when the cabinet housing was opened. Measures to prevent access to the dangerous rotating blade, such as fixed and interlocked guarding, had not been taken so far as was practicable. This meant the cabinet housing could be opened with the blade still turning and ultimately led to an employee sustaining a significant injury.

P Irving & Sons Ltd of The Sawmills, Hutton Roof, Carnforth pleaded guilty to breaching Section 2 (1) of the Health and Safety at Work etc. Act 1974. They were fined £60,000 and ordered to pay costs of £20,000.

Speaking after the hearing HSE inspector Leona Cameron said: "The risk of serious injury to employees operating this machine had existed for some considerable time.

"This injury could have been easily prevented, if the risk had been identified.

"Employers should make sure they properly assess and apply effective control measures to minimise the risk from dangerous parts of machinery."



Multi-head bandsaw at P  
Irving & Son

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