

# Construction company fined after worker falls from domestic garage roof

A construction company has been fined for failing to comply with work at height regulations after a worker fell from a garage roof in Worcester.

Kidderminster Magistrates' Court heard that on 4 February 2020, the worker had accessed the roof using a ladder and was working on his knees with his side to the open edge whilst fitting a rubber trim. There wasn't any edge protection in place and he fell from the roof. He sustained a broken hip, fractures to his foot and knee damage as a result of the fall.

An investigation by the Health and Safety Executive (HSE) found that the work was not suitably planned. Although the company owned edge protection and suitable equipment to provide access to the roof, it was not used to carry out work on the garage. There was no suitable audit system to monitor what equipment was being used.

A.E.S. (Roofing Contractors) Ltd of Ankerdine Road, Worcester, pleaded guilty to breaching Regulation 4(1) of the Work at Height Regulations 2005. The company was fined £30,000 and ordered to pay costs of £510.30.

Speaking after the hearing, HSE inspector Aaron Fisher said: "Falls from height remain one of the most common causes of work-related fatalities in this country and the risks associated with working at height are well known.

"Companies should be aware that unsafe work at height without suitable and sufficient controls in place is not acceptable. 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. [hse.gov.uk](http://hse.gov.uk)
2. More about the legislation referred to in this case can be found at: [legislation.gov.uk/](http://legislation.gov.uk/)
3. HSE news releases are available at <http://press.hse.gov.uk>
4. Further information about health and safety in roof work can be found at: <http://www.hse.gov.uk/pubns/books/hsg33.htm>

The post [Construction company fined after worker falls from domestic garage roof](#) appeared first on [HSE Media Centre](#).

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## [Occupational hygiene award for HSE's PPE team](#)

The rapidly assembled Health and Safety Executive (HSE) task force to ensure effective controls when introducing new and novel sources of personal protective equipment (PPE) supply has been awarded an industry-leading accolade.

The British Occupational Health Society (BOHS) has recognised HSE's efforts in putting together a unique team of specialists to assist the Government in their efforts in providing frontline health care workers with life-saving personal protective equipment (PPE), as a part of the UK coronavirus (Covid-19) pandemic response.

The Peter Isaac award recognises "an outstanding initiative that has contributed to the reduction of ill health at work." The HSE PPE technical team was assembled to respond to unprecedented global demand for PPE, not only to provide NHS workers with access to high-quality PPE, but also to conduct research, provide expertise, and support policy making and PPE practical guidelines across a whole variety of workplaces.

The awarded team comprised of experts in occupational hygiene, scientists, microbiologists and infection prevention specialists as well as policy-making experts, and support staff, who combined their skills and knowledge across a wide range of interrelated disciplines.

Working closely with the Department of Health and Social Care (DHSC), Public Health England (PHE), Medicines and Healthcare Regulatory Agency (MHRA), the NHS and other government bodies, the HSE team evaluated materials and specifications against relevant PPE requirements, to rapidly provide

agreement that new and novel sources of supply had been properly assessed and could be deployed to frontline workers without unnecessary delay.

HSE's Chief Scientific Adviser Professor Andrew Curran said: "This is a prestigious honour and richly deserved for the dedication and commitment where a rapidly assembled multidisciplinary team has delivered at pace on an unfamiliar topic.

"As a team we have drawn up specifications , facilitated rapid supply of PPE, conducted research, informed policy making and fostered innovation with the single aim of ensuring that personal protective equipment actually protects the healthcare workers wearing it."

Alongside the Peter Isaac Award, a specialist occupational hygienist at HSE David Towler has also been awarded with the David Hickish Award as the best candidate of the year in completion of the BOHS Diploma of Professional Competence in Occupational Hygiene.

#### About HSE

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## [Director prosecuted for failing to comply with Enforcement Notices](#)

A director of a woodworking company has been fined for failing to comply with Enforcement Notices served to protect the health and safety of workers in his workplace.

Swansea Magistrates' Court heard that, in November 2016 and August 2018, Classical Joinery Group Limited in Neath (now dissolved) had not complied with four Enforcement Notices. The Notices had been served to ensure compliance with controlling health risks associated with the use of hazardous substances and controlling fire and explosion risks associated with the

spraying of flammable substance.

An investigation by the Health and Safety Executive (HSE) found that Peter John Gittins was the sole director of the company and, by his consent or connivance, Classical Joinery Group Limited had failed to comply with all of the Improvement Notices served.

Peter John Gittins of Abbey Road Industrial Estate, Neath, pleaded guilty to four offences that contravened Section 37(1) of the Health and Safety at Work etc Act 1974. He was fined £2,000, given a 12-month community order and ordered to pay costs of £6,488.36.

Speaking after the hearing, HSE inspector Lee Jones, said “We do not tolerate disregard for health and safety and consider the non-compliance of HSE Enforcement Notices as a serious offence.

“In this case, Mr Gittins chose to flagrantly ignore the support, guidance and warnings from HSE to assist his compliance with the law; in doing so he put people at risk.”

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2. For more about the legislation referred to in this case <sup>[2]</sup>, please visit: <https://www.legislation.gov.uk/>
3. Latest HSE press releases <sup>[3]</sup>
4. See more information about the safe use of work equipment, please visit: <http://www.hse.gov.uk/pubns/books/l22.htm>

The post [Director prosecuted for failing to comply with Enforcement Notices](#) appeared first on [HSE Media Centre](#).

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# Forging company fined after maintenance fitter suffered a fatal injury

A forging company has been fined after an employee suffered a fatal injury when he fell from height from a mobile tower scaffold.

Dudley Magistrates' Court heard that on 19 June 2019, a Stokes Group Limited employee George Clifford was fatally injured at the company site on Cochrane Road, Dudley, West Midlands, after falling from a tower scaffold whilst dismantling a Eumuco 2000 Tonne Forging Press.

An investigation by the Health and Safety Executive (HSE) found the company had failed to have a safe system of work in place for the dismantling of the forging press and did not provide information, instruction and training for the task. The mobile scaffold tower was erected without suitable and sufficient measures namely guard rails to prevent a person falling a distance liable to cause injury.

Stokes Group Limited of Cochrane Road, Holly Hall, Dudley, West Midlands pleaded guilty to breaching Section 2(1) of the Health and Safety at Work etc Act 1974. The company was fined £50,000 and ordered to pay costs of £2,885.20.

Speaking after the hearing, HSE inspector Karen Sweeney said. "The incident could have been prevented if the work had been properly planned, risk assessed and a safe system of work put in place for the dismantling of the forging press. When devising a safe system of work, consideration should have been given to the selection of work equipment for work at height and whether a mobile tower scaffold was appropriate.

"The incident could also have been prevented had the tower scaffold been erected with suitable and sufficient measures such as guard rails, to prevent a person falling a distance liable to cause injury."

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2. More about the legislation referred to in this case can be found at: [legislation.gov.uk/](https://www.legislation.gov.uk/)

3. HSE news releases are available at <http://press.hse.gov.uk>
4. General guidance of engineering workshops can be found at: [hse.gov.uk/pUbns/priced/hsg129.pdf](http://hse.gov.uk/pUbns/priced/hsg129.pdf)

The post [Forging company fined after maintenance fitter suffered a fatal injury](#) appeared first on [HSE Media Centre](#).

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## [Prison sentence for builder that undertook illegal gas work](#)

A self-employed fitter has been jailed after carrying out gas work at a residential address in the New Forest whilst he was not competent to do so, leaving a gas boiler in an 'at risk' condition.

Southampton Crown Court heard how Michael Smithers, who traded under the name of Bournemouth & Verwood Builders, was contracted to carry out the construction of a new build house in the New Forest between 2017 and June 2018, which also included the installation of new gas appliances. Mr Smithers installed a new gas central heating boiler and the homeowner subsequently experienced problems. They contacted the Gas Safe Register and an inspection of the gas installation was carried out, the boiler installation was classed as 'at risk' and removed from service.

An investigation by the Health and Safety Executive (HSE) found that Mr Smithers was not competent to complete gas work and was not Gas Safe registered at the time he carried out this work. Mr Smithers had previously been prosecuted by the HSE and found guilty in April 2014 for unregistered gas work.

Michael Smithers of Nightingale Close, Verwood pleaded guilty to breaching Regulations 3(1) and 3 (3) of the Gas Safety Installation and Use Regulations 1998. He was sentenced to nine months in prison, ordered to pay £2,500 in compensation and £12,529 in costs.

Speaking after the hearing, HSE inspector Nicola Pinckney said: "Mr Smithers conducted gas work while he was not competent to do so and whilst not Gas Safe registered. Given his previous conviction, this defendant should have been fully aware of what the law requires to protect the public.

“To help ensure the highest standards of gas safety are met and to prevent injury and loss of life, all gas work in domestic premises must be done by people who have been properly trained and are registered Gas Safe engineers.

“HSE will not hesitate to take enforcement action against people who break the gas safety rules, which are in place to protect the public. We would encourage anyone who is asking for gas work to be done to make sure they check the engineer has the right skills and is registered with Gas Safe Register. Homeowners can ask to see the engineer’s Gas Safe Register identification card, which contains key information.”

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3. HSE news releases are available at <http://press.hse.gov.uk>
4. Further information about gas safety can be found at <https://www.hse.gov.uk/gas/domestic/index.htm>

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