

Two companies fined after employee falls from height

Two firms have been fined after an employee of a construction company fell through a roof onto a concrete floor below.

Lincoln Magistrates' Court heard how on 23 January 2018 an employee of Italian construction company Zamperoni F.lli srl was refurbishing a shed structure at casting company Bifrangi UK, Lincoln.

As the man worked on the roof he stepped backwards from metal sheeting he was standing on onto a fragile roof light. The plastic material broke under his weight and he fell 5.44 metres to the ground. He sustained two broken arms and three broken ribs.

An investigation by the Health and Safety Executive (HSE) revealed both companies failed to risk assess and plan all aspects of the construction work on site, and failed to ensure the risks from the fragile roof lights were adequately controlled. Both companies also failed to ensure there was adequate safe access onto the roof of the shed. There was inadequate supervision and management checks throughout the work. They also failed to act on the previous instances of unsafe work to ensure safety.

Bifrangi UK of Shardlow Works, Grange Mill Lane, Sheffield pleaded guilty to breaching Section 2(1) and Section 3(1) of the Health and Safety at Work etc Act and was fined £140,000 and ordered to pay costs of £2,607.

Zamperoni F.lli srl of Via Strada Muson, 17-31011 Asolo (TV) Italy was not present in court, but in its absence was fined £54,000 and ordered to pay costs of £1,240.

Speaking after the hearing HSE inspector Martin Giles 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.

"In this case the use of simple protective measures to prevent falls from and through the fragile roof light would have prevented the injury to this worker. Contractors working in host employers' premises require adequate supervision and controls to ensure that they are working safely."

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

2. More about the legislation referred to in this case can be found at: www.legislation.gov.uk/
3. HSE news releases are available at <http://press.hse.gov.uk>

The post [Two companies fined after employee falls from height](#) appeared first on [HSE Media Centre](#).

Firm fined after machine worker suffers crush injuries

An engineering firm has been fined after a worker suffered severe crush injuries while working on a mould making machine.

Northampton Magistrates Court heard how an RSM Castings Ltd employee was injured after attempting to light the burners on a moulding machine at their Northampton plant on 11 April 2018. While the employee leant into the machine the pattern plate closed on his head and upper body.

The worker, who has asked not be named, suffered extensive injuries, including a broken neck, back fractures, broken ribs, a fractured shoulder blade, a ruptured spleen, torn liver, a punctured lung, facial fractures and loss of teeth. He remains unable to return to work as a result of his injuries.



A subsequent investigation by the Health and Safety Executive (HSE) found there was inadequate safeguarding to prevent access between the closing pattern parts of the moulding machine.

RSM Castings Limited of Round Spinney Estate North, Portway Close, Round Spinney Northampton, pleaded guilty to breaching Section 11 of the Provision and Use of Work Equipment Regulations 1998 and had been fined £32,000 and ordered to pay costs of £1739.70.

After the hearing HSE Inspector Neil Ward commented: "This case highlights

the importance of foundries checking guarding on their machines and not to be complacent about machinery safety. In this case RSM Castings failed to ensure that the machine was guarded to the correct standard and it could have easily resulted in a fatal injury.”

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Company fined after child killed by falling gate

An electric gate company has been fined after a six-year-old boy was fatally crushed whilst playing on a sliding gate installed by the company.

Leeds Crown Court heard how, on 31 October 2015, the boy was playing with friends on the gate of an underground car park on Leylands Road, Leeds, pushing it open and closed. The gate was pushed beyond the retaining mechanism as no endstop had been fitted to the gate track. The gate fell over, trapping and fatally crushing the child.

An investigation by the Health and Safety Executive (HSE) found the company that had manufactured and installed the electric gate failed to install an end stop. No-one else involved in commissioning or maintaining the gate over the next six years noticed and rectified the deficiency.

Bradfabs Ltd. of Planetrees Road, Laisterdyke, Bradford pleaded guilty to breaching Section 3 (1) of the Health and Safety at Work etc Act 1974 and was fined £30,000 and ordered to pay full costs of £12,411.46.

After the hearing, HSE inspector Julian Franklin commented: “This was a tragic and wholly avoidable incident, which could have been prevented by a thorough commissioning check before handing the gate over to the building occupier.”

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

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[Concrete production company pleads guilty after employee loses four fingers](#)

A concrete production company has today been fined after a welder lost four fingers during an unsafe lifting operation.

Southwark Crown Court heard how on 27 September 2016, at the company’s Kings Cross site in York Way, a forklift was being used to lift and swivel a large metal gate attached to the truck with a chain on a “O-ring” that was slotted onto the forklift truck tines with nothing to prevent it sliding off. As the gate was being lifted, it slipped off the tines and fell to the floor, slicing off the welder’s four fingers.



An investigation by the Health and Safety Executive (HSE) found that Hanson Quarry Products Europe Limited did not properly plan and supervise this lifting operation to ensure it was carried out in a safe manner.

Hanson Quarry Products Europe Limited of Hanson House, Castle Hill, Maidenhead pleaded guilty to breaching Regulation 8(1) of the Lifting Operations and Lifting Equipment Regulations 1998 and has been fined £400,000 and ordered to pay full costs of £11,376.25.

Speaking after the case HSE inspector Jane Wolfenden said: "The use of forklift truck, chain and O-ring was unsafe, putting workers at unnecessary risk. This incident could so easily have been avoided by simply having a competent person plan a safe lifting operation and providing adequate supervision to ensure the lifting operation was carried out safely.

"Companies should be aware that HSE will not hesitate to take appropriate

enforcement action against those that fall below the required standards “

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Construction firms fined after director blown off roof

Three construction companies have been fined after the director of one of the firms received serious injuries after falling 11 metres when a gust of wind blew him off a roof.

The three firms, Bowmer and Kirkland Ltd, Advance Roofing Ltd and JKW Roofing were working on the roof of the new three storey teaching block of Abbotsfield School for Boys in Hillingdon.

Westminster Magistrates' Court heard how on 23rd February 2017 Storm Doris was moving across the UK bringing gusts of wind up to 94 mph. Because of the winds there were numerous warnings on site and many activities had been suspended. The roof works continued however, until the early afternoon when a gust of wind blew JKW Roofing company director John Whitham, 52, off the

roof, along with freestanding A-frame barriers and stacks of insulation. Mr Whitham sustained severe injuries to his pelvis, vertebrae and tibia, from which he continues to suffer.

Bowmer and Kirkland were the principal contractor on the project. Advanced Roofing were contracted to carry out the roofing works on the project and had sub-contracted the substantive roofing works on the main building to JKW Roofing while using its own workers on other areas.



An investigation by the Health and Safety Executive (HSE) found all three contractors had failed to ensure that a suitable and sufficient system to assess the effects of high wind when working at height was being followed. The companies had taken an informal approach to assessing weather conditions which was not in line with industry standards.

Bowmer and Kirkland Limited, of High Edge Court Street, Belper, Derbyshire, pleaded guilty to breaching Regulation 4(3) of the Work at Height Regulations 2005 and were fined £350,000 and ordered to pay £6,190.28 in costs.

Advanced Roofing Limited, of Littlewell Lane, Stanton-By-Dale, Derbyshire, pleaded guilty to breaching Regulation 4(3) of the Work at Height Regulations 2005 and were fined £29,300 and ordered to pay £6,187.88 in costs.

J.K.W. Roofing Services Limited, of Gedling Road, Arnold, Nottinghamshire, pleaded guilty to breaching Regulation 4(3) of the Work at Height Regulations 2005 and received 12 month conditional discharge and ordered to pay £6,159.48 in costs.

Speaking after the hearing, HSE inspector Gabriella Dimitrov said: "Those in control of work have a responsibility to devise safe methods of working and to provide the necessary information, instruction and training to the workers in the safe system of working. If a suitable safe system of work had been in place prior to the incident, the life changing injuries sustained by Mr Whitham could have been prevented."

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