

# Farming partnership fined after member of public fatally injured

Farming partnership B A L Ackroyd has been sentenced for safety breaches, following a fatal incident involving a member of the public.

Leeds Magistrates' Court heard that, on 22 February 2017, the deceased was struck by a telescopic loader being driven by farmer Anthony Ackroyd. The incident occurred at Waller House Farm in Wighill, Tadcaster when Mr Ackroyd was driving the JCB telescopic loader carrying three bales of hay on the front, severely restricting forward visibility. He could not see the deceased and drove over him, killing him instantly.

An investigation by the Health and Safety Executive (HSE) found the deceased had been previously employed on the farm before his retirement, and lived in a cottage adjacent to the farm. He was a regular visitor to the farm, carrying out work such as gardening. In addition, Mr Ackroyd was carrying an employee of the farm who was standing on the mounting step of the vehicle in such a way that had he slipped off the step, he would have fallen directly under the wheels of the machine.

B A L Ackroyd of Waller House Farm, Wighill Park, Tadcaster, North Yorkshire pleaded guilty to breaching Section 2 (1) and Section 3 (1) of the Health & Safety at Work etc Act 1974. The company has been fined £18,000 and ordered to pay £10,690 costs.

Speaking after the hearing, HSE inspector Julian Franklin commented: "This was a tragic and wholly avoidable incident. Drivers should ensure that they can always see in front of them or take equally effective precautions.

"Vehicles at work continue to be a major cause of fatal and major injuries; every year there are over 5000 incidents involving transport in the workplace. About 50 of these result in people being killed"

## **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)<sup>[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]</sup>
3. HSE news releases are available at <http://press.hse.gov.uk><sup>[3]</sup>
4. Please see the link below to the page on HSE's website that is the best guide to doing it the right way:

<http://www.hse.gov.uk/pubns/indg125.htm>

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