



## Balcas Timber Ltd.

Balcas Timber Limited pleaded guilty at Enniskillen Crown Court on 24 March 2011 to a breach of health and safety legislation. After sentencing on 7 April 2011 at Enniskillen Crown Court the company was fined £7,500 for a breach of Article 4 (2) (a) of the Health and Safety at Work (Northern Ireland) Order 1978.

The case arose following an investigation into an incident where a worker suffered a severe amputation of his hand when he was taking a measurement over an unguarded rotating cutting head

## Turkington & Sons Ltd.

J H Turkington & Sons Ltd the Principal Contractor, was fined £50,000 at Belfast Crown Court on 13 April 2011 after pleading guilty to breaches of health and safety legislation. A fine of £25,000 was imposed for a breach of Article 4 (2) (a), £15,000 for a breach of Article 5 (1) of the Health and Safety at Work (Northern Ireland) Order 1978 and £10,000 for a breach of Regulation 23 (2) of the Construction (Design and Management) Regulations (Northern Ireland) 2007.

## Ripley Developments Ltd.

Ripley Developments Ltd the sub-contractor was fined £11,000 after pleading guilty to breaches of health and safety legislation. A fine of £3,500 was imposed for a breach of Article 4 (2) (a), £2,500 for a breach of Article 5 (1) of the Health and Safety at Work (Northern Ireland) Order 1978, £2,500 for a breach of Regulation 3 (1) (a) and £2,500 for a breach of Regulation 3 (1) (b) of the Management of Health and Safety at Work Regulations (Northern Ireland) 2000.

The above two cases arose following the investigation into the collapse of the Law Society Building in Victoria Street, Belfast on 10 March

2008. The investigation revealed that the incident occurred due to the collapse of a temporary supporting structure known as falsework. It was estimated that approximately 150 tonnes of concrete, 25 tonnes of steel reinforcing bars and 4 tonnes of falsework all came down in the collapse.

## Glennon Packaging Ltd.

Glennon Packaging Limited pleaded guilty at Belfast Crown Court on 25 March 2011 to three breaches of health and safety legislation. After sentencing on 15 April 2011 at Belfast Crown Court, the company was fined £12,000 (£4,000 per breach) plus £1,194 costs for breaches of Article 4 (2) (a) and (c) of the Health and Safety at Work (Northern Ireland) Order 1978 and Regulation 3 (1) (a) and Regulation 13 (1) of the Management of Health and Safety at Work Regulations (Northern Ireland) 2000.

The case arose following an investigation into an incident in which a 16 year old suffered a severe hand injury leading to the amputation of his right hand.

## Short Brothers PLC

Short Brothers PLC was fined £80,000 at Belfast Crown Court on 9 May 2011 after pleading guilty to breaches of health and safety legislation. A fine of £40,000 was imposed for each breach of Article 4 (2) and Article 5 (1) of the Health and Safety at Work (Northern Ireland) Order 1978.

The case arose following an investigation into an incident on 17 September 2008 when a 63 year old fitter died after being struck by a reversing lorry when walking on a pedestrian walkway on the Queen's Island site.



## **Tully & Sons Ltd.**

Tully & Sons Ltd the Principal Contactor, was fined £15,000 at Belfast Crown Court on 25 May 2011 for two breaches of health and safety legislation. A fine of £7,500 for each breach of Article 5 (1) of the Health and Safety at Work (Northern Ireland) Order 1978 and Regulation 8 of the Lifting Operations and Lifting Equipment Regulations (Northern Ireland) 1999.

## **Gerald Quinn, trading as Q Fix**

The sub contractor Gerald Quinn, trading as Q Fix, was fined £3,000 at Belfast Crown Court on 1 June 2011 after pleading guilty to two breaches of health and safety legislation. A fine of £1,500 was imposed for each breach of Article 4 (2) (a) of the Health and Safety at Work (Northern Ireland) Order 1978 and Regulation 8 of the Lifting Operations and Lifting Equipment Regulations (Northern Ireland) 1999.

The above two cases arose following an investigation into an incident on 22 February 2007 at the Springbank Industrial Estate, Belfast, during a lifting of a hollow concrete floor slab which shattered in mid air causing a 19 year old worker to fall four metres and suffer serious injuries.

## **Miskelly Brothers Ltd.**

On 10 June 2011 Miskelly Brothers Limited and their health and safety consultant, Steven Jones were fined a total of £54,000 plus costs after both pleaded guilty to breaches of health and safety legislation at an earlier hearing at Downpatrick Crown Court on 10 May 2011.

Miskelly Brothers Limited owners of the block making yard, were fined a total of £50,000 plus costs. A fine of £40,000 was imposed for a breach of Article 4 (2) (a) and

(c) of the Health and Safety at Work (Northern Ireland) Order 1978 and £10,000 for a breach of Regulation 3 (1) (a) of the Management of Health and Safety at Work Regulations (Northern Ireland) 2000.

## **Steven Jones trading as Hazron Safety Services**

Steven Jones trading as Hazron Safety Services was fined £4,000 after pleading guilty to a breach of Article 34 (1) of the Health and Safety at Work (Northern Ireland) Order 1978.

The above two cases arose following an investigation into an incident on 7 September 2009 at Miskelly Brothers Limited block making yard at Moss Road, Ballygowan, when an employee was fatally crushed when making adjustments to a block strapping machine.

## **Linden Foods Ltd.**

Linden foods Limited were fined £25,000 plus costs at Dungannon Crown Court on 6 July 2011 after pleading guilty to two breaches of health and safety legislation. A fine of £12,500 was imposed for each breach of Article 4 (2) (a) of the Health and Safety at Work (Northern Ireland) Order 1978 and Regulation 3 (1) of the Management of Health and Safety at Work Regulations (Northern Ireland) 2000.

The case arose following an investigation into an incident on 25 February 2010 when an employee suffered severe head injuries when a 5 metre high stack of packing crates collapsed on top of him.

## **C W T Asbestos & Demolition Ltd.**

CWT Asbestos & Demolition Limited were fined £6,000 plus costs at Bangor Magistrates' Court on 15 July 2011 after pleading



guilty to two breaches of health and safety legislation. A fine of £3,000 was imposed for each of breach of Regulation 12 & 16 of the Control of Asbestos Regulations (Northern Ireland) 2007.

The case arose following an investigation into a contract to remove asbestos containing materials. The contractor failed to meet the standard set out in the above mentioned regulations and Asbestos Licensed Contractor's Guide.

## Engineering and Construction Products

Engineering and Construction Products, the two partners of this company, were fined £8,000 plus costs at Newry Crown Court on 8 September 2011 after pleading guilty to four breaches of health and safety legislation. A fine of £1,000 for each breach was imposed on each partner for breaching Article 4 (2) (a) and Article 5 (1) of the Health and Safety at Work (Northern Ireland) Order 1978 and Regulation 3 (1) (a) and (b) of the Management of Health and Safety at Work Regulations (Northern Ireland) 2000.

The case arose following an investigation into an incident on 10 August 2009 when an employee was injured when a fabricated building section fell on him. He later died as a result of his injuries.

## NI Ambulance Service Staff

On 12 September 2011, at a hearing at Armagh Magistrates Court, two NI Ambulance Service Staff were bound over on a surety of £250 each for 18 months, following an agreement by the prosecution to set aside the criminal charges they faced. The binding over set out strict requirements in relation to training for any future work they undertake in any caring profession. The case arose from an incident on 11 March 2009 in which a

patient fell out of a sling when he was being transferred from a hospital stretcher.

## Henry Brothers (Maghaerfelt) Ltd.

Henry Brothers (Magherafelt) Limited were fined £75,000 at Antrim Court on 5 October 2011 after pleading guilty to breaches of health and safety legislation

Fines of £60,000 and £15,000 respectively were imposed for a breach of Article 4 (2) (a) of the Health and Safety at Work (Northern Ireland) Order 1978 and Regulation 9 (1) of the Construction (Health, Safety and Welfare) Regulations (Northern Ireland) 1996.

## Mr Anthony Stewart (Architect)

Mr Anthony Stewart (Architect) was fined £5,000 at Antrim Court on 5 October 2011 after pleading guilty to breaches of health and safety legislation

A fine of £5,000 was imposed for a breach of Article 8 (a) of the Health and Safety at Work (Northern Ireland) Order 1978.

The above two cases arose following an investigation into an incident at RAF Aldergrove, Crumlin, on 19 September 2006 when an employee was fatally injured when a section of a portable office unit collapsed on top of him during a lifting operation to reposition the unit.

## Natural World Products Ltd.

Natural World Products Limited was fined £5,000 at Newry Crown Court on 7 October 2011 after pleading guilty to breaches of health and safety legislation. A fine of £5,000 was imposed for a breach of Article 4 (2) (a) of the Health and Safety at Work (Northern Ireland) Order 1978.

The case arose following an investigation



into a serious incident on 29 June 2010 at the company's waste composting site at Keady. A 20 year old employee became trapped after coming into contact with an unguarded rotating conveyor drum on a screening machine. Due to the serious injuries sustained, his left arm was amputated.

## **Employee of Walter Campbell Joinery**

An Employee of Walter Campbell Joinery was bound over on 10 October 2011 at Omagh Court on a surety of £500 for two years, following an agreement by the prosecution to set aside the criminal charge he faced. The order set out strict requirements in relation to further training as is necessary, for any work that he is to undertake.

The case arose following an investigation into an incident on 3 February 2010 in which a self employed electrician sustained fatal injuries when he fell from an unsecured basket/stillage which was being lifted on the forks of a fork lift truck driven by the employee.

Walter Campbell Joinery pleaded guilty at an earlier hearing and is awaiting sentencing.

## **Drumdollagh Construction Company Ltd.**

Drumdollagh Construction Company Limited was fined £60,000 at Antrim Crown Court on 23 November 2011 after pleading guilty to breaches of health & safety legislation.

A fine of £35,000 was imposed for a breach of Article 4 (1) of the Health and Safety at Work (Northern Ireland) Order 1978, £15,000 for a breach of Regulation 23 (1) (a) of the Construction (Design and Management) Regulations (Northern Ireland) 2007 and £10,000 for a breach of Regulation 30 (2) Construction (Design and Management) Regulations (Northern Ireland) 2007.

The case arose following an investigation into a fatal accident on 9 May 2009 when an employee died when the dumper he was driving overturned as he went up a temporary haul road that was too steep.

## **McCloskey International Ltd.**

McCloskey International Limited was fined £35,000 on 20 December 2011 at Dunganon Crown Court after pleading guilty to breaches of health and safety legislation.

A fine of £25,000 was imposed for a breach of Article 4 (2) (a) of the Health and Safety at Work (Northern Ireland) Order 1978 and £10,000 for a breach of Regulation 3 (1) of the Management of Health and Safety at Work Regulations (Northern Ireland) 2000.

The case arose following an investigation into an incident on 22 September 2010 when an employee suffered severe head and eye injuries whilst attempting to bend a piece of hardened steel on a hydraulic press.

## **Capital Reinforcing (Ireland) Limited**

Capital Reinforcing (Ireland) Limited was fined £12,500 at Laganside Crown Court on 9 January 2012 after pleading guilty to three breaches of health and safety legislation. A fine of £4,500 was imposed for a breach of Article 5 (1) of the Health & Safety at Work (Northern Ireland) Order 1978, £4,000 for a breach of Regulation 3 (1) (b) Management of Health and Safety at Work Regulations (Northern Ireland) 2000 and £4,000 for a breach of Regulation 8 (1) Provision of Use of Working Equipment Regulations (Northern Ireland) 1999.

The case arose following the investigation of an incident on 29 June 2010 when an 18 year old employee received serious injuries



to his left hand while operating a reinforcing bar bending machine.

## **Andrew Best Construction Limited and Andrew Maze (Sole Trader)**

Andrew Best Construction Limited was fined £10,000 and Andrew Maze (Sole Trader) was fined £7,500 at Downpatrick Crown Court on 26 January 2012 after pleading guilty to breaches of health and safety legislation.

A fine of £5,000 was imposed for each breach of Article 5 (1) of the Health and Safety at Work (Northern Ireland) Order 1978 and £5,000 for a breach of Regulation 13 (2) of the Construction (Design and Management) Regulations (Northern Ireland) 2007 on Andrew Best Construction Limited.

A fine of £7,500 was imposed for a breach of Article 4 (1) of the Health and Safety at Work (Northern Ireland) Order 1978 on Andrew Maze (Sole Trader).

The case arose following an investigation into an incident on 12 October 2010 when a 22 year old employee fell about 4 metres while removing tin roofing sheets. He sustained multiple severe head and body injuries which require long term medical rehabilitation.

## **Eugene McCann t/a EMC Construction & Engineering**

Eugene McCann t/a EMC Construction & Engineering was fined £3,000 at Belfast Magistrates Court on 31 January 2012 after pleading guilty to two breaches of health and safety legislation. A fine of £1,500 was imposed for a breach of Article 5 of the Health and Safety at Work (Northern Ireland) Order

and £1,500 for a breach of Regulation 28 of the Construction (Design and Management) Regulations (Northern Ireland) 2007.

The case arose following an investigation into an incident on 14 September 2009 when an employee was injured when the partially constructed third and second floor levels of a house collapsed.

## **Walter Campbell Joinery**

Walter Campbell Joinery was fined £2,000 plus costs of £1,750 at Lagan-side Crown Court on 30 March 2012 after previously pleading guilty to a breach of health and safety legislation. The fine was imposed for a breach of Article 5 of the Health and Safety at Work (Northern Ireland) Order 1978.

The case arose following an investigation into an incident on 3 February 2010 when a self-employed electrician fell from a caged platform being lifted on a forklift driven by an employee of Walter Campbell Joinery and died as a result of his injuries. The employee was bound over at an earlier hearing in October 2011.

