

APSE ASSOCIATION FOR PUBLIC SERVICE EXCELLENCE

APSE Community Safety and Security Advisory Group 2006

## Corporate Manslaughter & Corporate Homicide

Debbie Johns  
Principal Advisor, APSE

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## Corporate Manslaughter Draft Bill

- Background
  - Media pressure
  - Clarification
  - Prompt for action
  - Cases

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## Highest Risk Areas

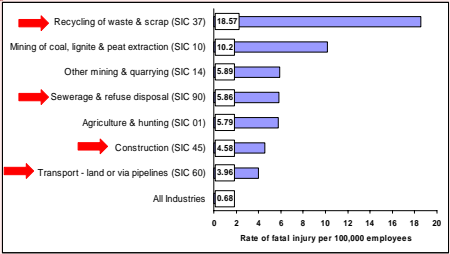
- Service Areas
- Fatal Injuries




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Source: HSE Statistics of Fatal Injuries 2004/05

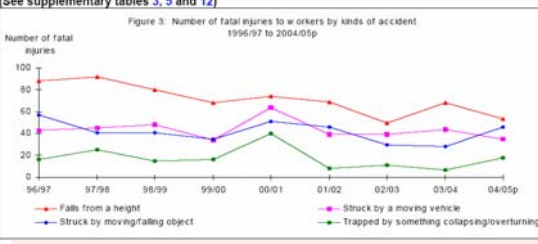
Industries with the highest rate of employee fatal injury



Industry (SIC)	Rate of fatal injury per 100,000 employees
Recycling of waste & scrap (SIC 37)	18.57
Mining of coal, lignite & peat extraction (SIC 10)	10.2
Other mining & quarrying (SIC 14)	5.89
Sewerage & refuse disposal (SIC 90)	5.88
Agriculture & hunting (SIC 01)	5.70
Construction (SIC 45)	4.58
Transport - land or via pipelines (SIC 60)	3.96
All Industries	0.68

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Figure 3: Number of fatal injuries to workers by kinds of accident 1996/97 to 2004/05p



Number of fatal injuries

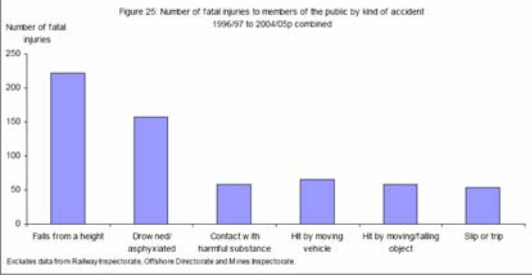
96/97 97/98 98/99 99/00 00/01 01/02 02/03 03/04 04/05p

- Falls from a height
- Struck by moving/falling object
- Struck by a moving vehicle
- Trapped by something collapsing/overturning

Source: HSE Statistics of Fatal Injuries 2004/05

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Figure 25: Number of fatal injuries to members of the public by kind of accident 1996/97 to 2004/05p combined



Number of fatal injuries

250 200 150 100 50 0

- Falls from a height
- Drown/ned/ asphyxiated
- Contact with harmful substance
- HI by moving vehicle
- HI by moving/falling object
- Slip or trip

Source: HSE Statistics of Fatal Injuries 2004/05

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Source: HSE Statistics of Fatal Injuries 2004/05

Comparison of fatalities by region for 2003/04 and 2004/05

	2003/04	2004/05	change	% change
North West	49	26	-23	-46.94
Yorkshire	23	13	-10	-43.48
North East	12	7	-5	-41.67
East Midlands	17	11	-6	-35.29
Wales	19	15	-4	-21.05
London	26	23	-3	-11.54
South East	18	20	2	11.11
East	17	19	2	11.76
South West	12	18	6	50.00
West Midlands	14	26	12	85.71
Scotland	18	37	19	105.56

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### Aim of the Bill – England/Wales

- Not to look for individual responsibility
- Move to aggregate responsibility across senior management
- But what is senior management?

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### Report to Scottish Executive

- Transco
- Scottish Executive Expert Report
- Problems with England/Wales approach
- Proposals
- Impact on England/Wales?

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### Investigation Process


- Procedures
  - Systems in place?
  - Response?
  - Incriminations?

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### Investigation Process

- Crisis Management Team
  - PR person
  - HSE contact
  - Legal
  - Service head






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### Preventative Measures

Health & Safety


- Review of H&S policy
- Training
- Records
- Risk Assessments



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### ***Message from APSE***

- Local authorities are certain to be affected by new law
- The consequences are serious
- Get prepared and invest in risk management work



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Contact details  
*Debbie Johns*

**Association for Public Service Excellence (APSE)**  
2<sup>nd</sup> Floor Washbrook House,  
Lancastrian Office Centre,  
Talbot Road, Old Trafford  
Manchester M32 0FP  
**Tel 0161 772 1810**  
**Fax 0161 772 1811**  
**Email: [djohns@apse.org.uk](mailto:djohns@apse.org.uk)**  
**Web: [www.apse.org.uk](http://www.apse.org.uk)**

