

## Phil Chambers

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**From:** Phil Chambers at Strategic Safety Systems Ltd. [phil@strategicsafety.co.uk]  
**Sent:** 04 September 2014 10:35  
**To:** phil@strategicsafety.co.uk  
**Subject:** News and Legal Updates from Strategic Safety Systems Ltd.!



**Strategic**  
Safety Systems

### Strategic Safety Systems Ltd. Newsletter

September 2014  
Issue 1

Dear Philip,

Welcome to the first September edition of our newsletter. What we aim to do is to provide information which is of use to you and to let you know the activities in which we have been involved. We also aim to let you know of any incidents that have occurred in, and legislation that is related to, the areas in which we work. We realise that, with the broad spectrum of our activities, some may not be relevant to you but we hope you find the rest useful.

Regards,

Philip Chambers  
Strategic Safety Systems Ltd.

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### 3 Approved Codes of Practice up for change

Changes are proposed to three approved codes of practice (ACOPs). These are:

- L101, the ACOP on safe work in confined spaces.
- L113, the ACOP on the safe use of lifting equipment
- L122, the ACOP on safety of pressure systems

SSS welcome the opportunity for change to the confined spaces ACOP as we feel that a Permit to Enter is necessary with the confined spaces with which we have been involved. This goes beyond the Permit to Work presently specified in L101.

The HSE invite responses before 14th October 2014 and you can review the changes and make comments this via the links below:

[Add comments to L101](#)

[Add comments to L113](#)

[Add comments to L122](#)

### Beware of non-standard operations

A client company were having some offices built and were using self-employed plasterers. This one is standing on 2 upturned crates balanced on a platform. Before any non-standard work is carried out, you need to determine how the work will be carried out and then monitor that they are actually doing what they said they are going to do.

[See SSS white paper on contractor/non-standard operations and permit to work.](#)



## *Appeal against prohibition notice upheld*

An appeal against a prohibition notice has been upheld. The case is Rotary Yorkshire Limited v Sarah Jane Hague (one of HM's Inspectors of Health & Safety).

Rotary had been carrying out mechanical and electrical installation works on a construction site. During a site inspection, the HSE inspector discovered exposed conductors in a high voltage room, but these were not live. Rotary argued that the prohibition notice was premature and that the inspector should have awaited the outcome of a test which took place the following day and which confirmed that the conductors were dead and had been on the day of the inspector's visit.

The prohibition notice had no effect on the work, but the court found that, as prohibition notices had to be entered in a public register, their existence could be detrimental to a company. Therefore it is reasonable only to issue such notices if clearly needed. In the case of Rotary, the notice was not needed.

[See summary of court decision](#)

## *Why we hear so much about elf 'n safety*

This is an interesting variation on the Heinrich or Bird triangle and illustrates why we hear and read so much junk blamed on elf 'n safety by the press and politicians.

[See the article from which this](#)



comes.

## Incidents and court cases

### **Primopost fined nearly £33,000 after employee was hit by a forklift truck**

Primopost Ltd., a Buxton food packaging company, was fined £32,979 (inc. costs) after an employee suffered severe injuries to his leg when he was struck by a forklift truck.

[See details](#)

### **Hartwell Manufacturing fined nearly £18,000 after flashover during the removal of tanks**

Hartwell Manufacturing Ltd., was fined £17,885 (inc. costs) after a worker was severely burned in a flashover during hot-cutting work at the Fox's Biscuits factory.

[See details](#)

### **Food company fined after worker loses tips of 2 fingers in unguarded pump**

Solway Foods Ltd, a Wakefield food company, was fined £6,773 (inc. costs) on 15 August 2014 after an agency worker lost the tips of two fingers in unguarded machinery.

[See details](#)

## Daily updates

Don't forget, there's lots of useful information that is highlighted typically daily on the SSS Twitter and Blog sites.

Follow us on [twitter](#)

Visit our [blog](#)

I hope you have found this information of interest. If you have any suggestions of other information you would like to see, please [contact me](#).

Whilst the intention of this newsletter is to be useful, we realise that most people are plagued by spam and should you wish to prevent future issues being sent to you, unsubscribe using the link below.

Regards,

Philip Chambers

Strategic Safety Systems Ltd.

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