

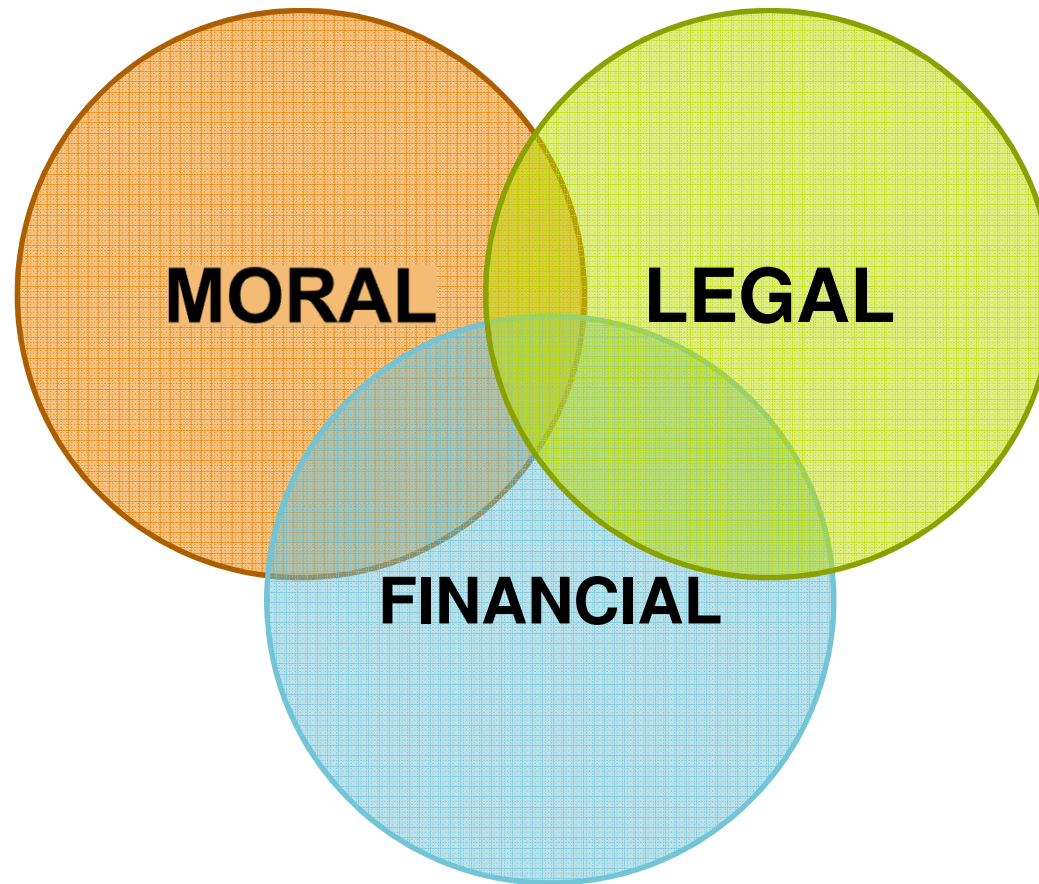


Moral, Legal and Financial Considerations

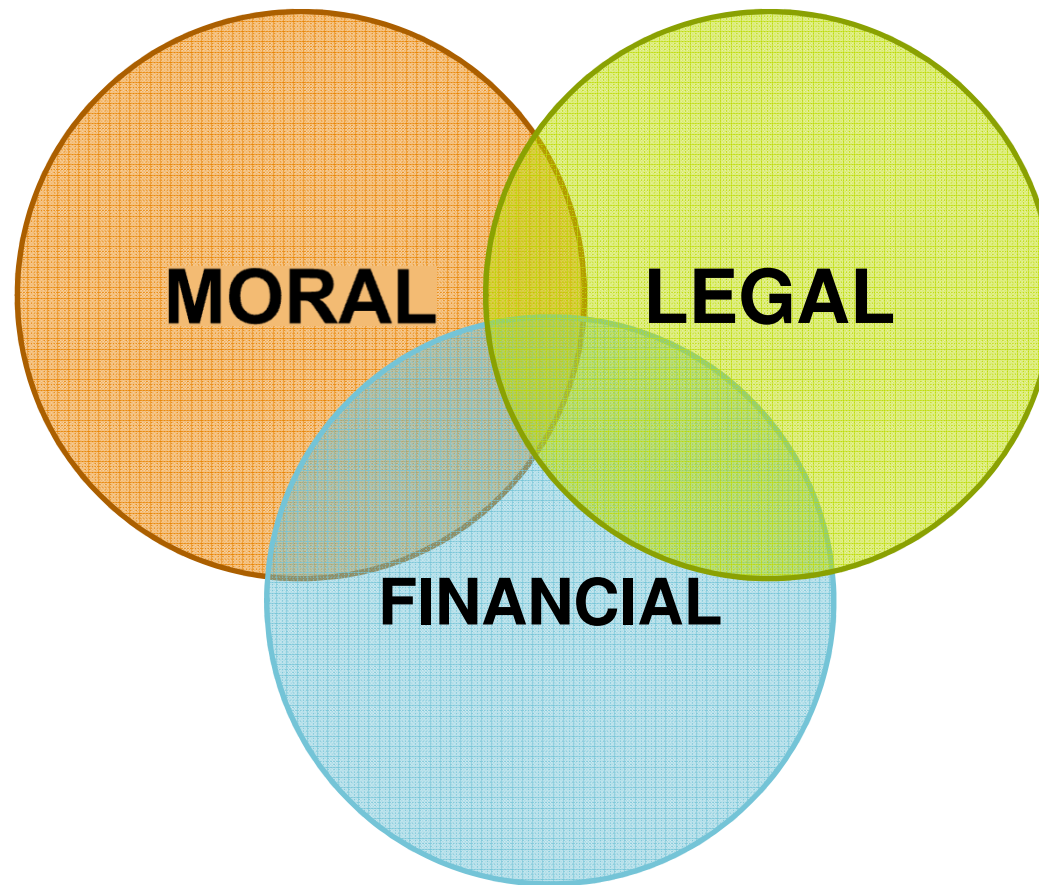
Health and Safety Training – Presentation 2 17 May 2017 – FLOOD EX

- **Health** and **Safety** is good for business
- If workers are **safe** – the business is **safe**
- If **workers** are at risk – the **business** is at risk

3 reasons why health and safety matters



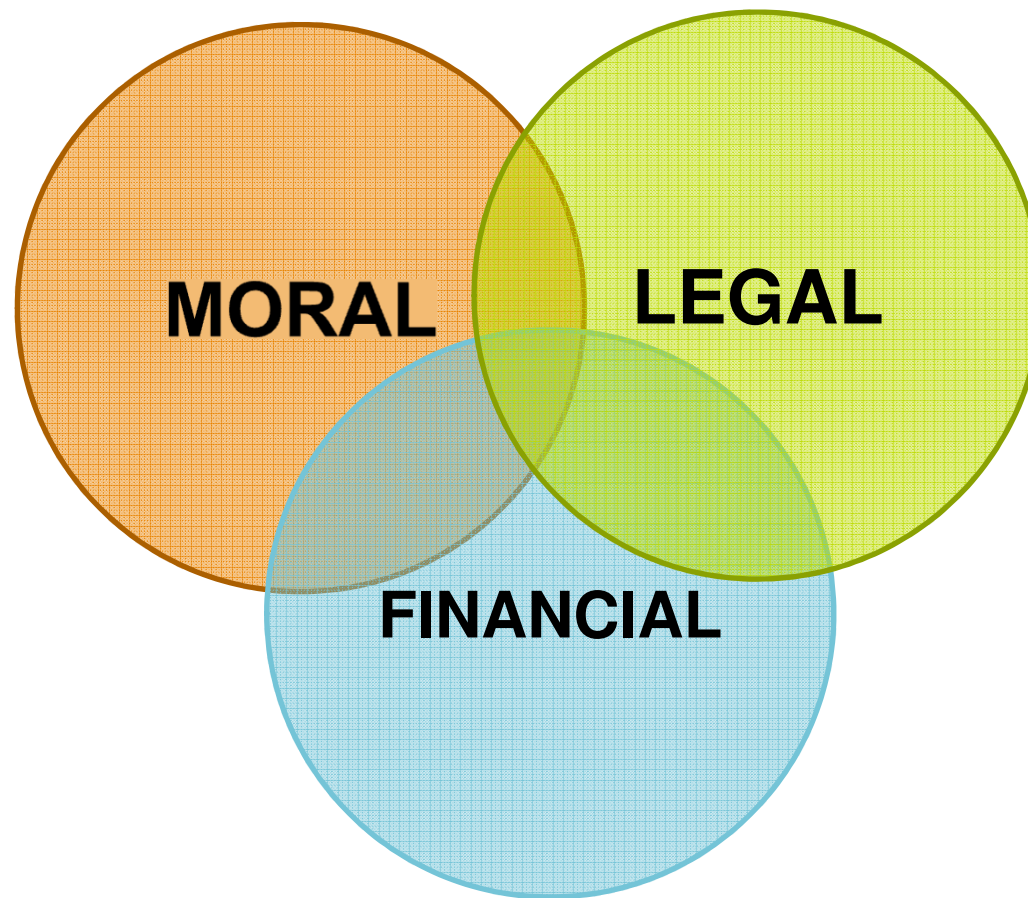
Health and Safety – why does it matter?



- **MORAL**

- Morals are a code of conduct dictated and expected by society regarding what is right or wrong
- There is a basic ‘common duty of care’ to ensure the health safety and welfare of employees
- It is **right** to be safe at work
- It is **wrong** to be injured or exposed to harm at work
- Safety is the most important issue in anything you do and the most important thing for a business
- How would **you** feel if you could have prevented a colleague being harmed?

Health and Safety – why does it matter?

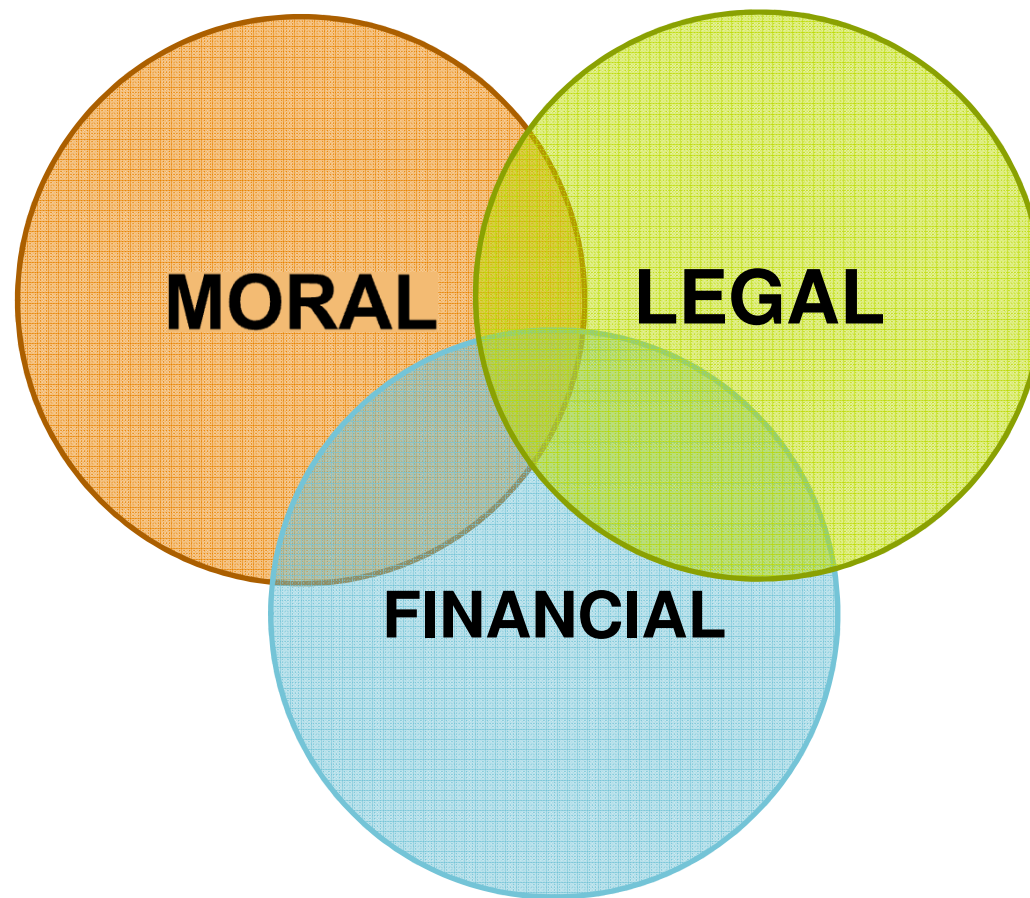


Financial

- Accidents cost money
- HSE (2004) estimates £2,200 per minor accident
- HSA (Ireland 2010) estimates €10,000 per lost time accident
- Civil Claims – proportional to injury
- Criminal Fines – **UNLIMITED**
- Costs come off budgets



Health and Safety – why does it matter?



Legal

Health and Safety at Work etc Act 1974

- Proactive and prescriptive
- Requires employers to take measures to prevent harm
- **Section 2 and 3** – Employer's Duty
- **Section 9** – Provision of Safety Equipment
- **Section 36** – Offences due to others



Legal

- Health and Safety at Work etc Act 1974
- **Section 37** – Body Corporate
- **Section 40** – Onus of Proof
- Does not need to be an accident for there to be an offence
- **UNLIMITED** fines— against Company or Individuals
- Imprisonment



If you think safety is expensive, try an accident!

Stelios Haji-Ioannou (2004) regarding the MT Haven Tanker disaster in the Mediterranean in 1991



Health and Safety – why does it matter?

You are responsible for your safety

You are responsible for the safety of those who work for you

You set the example

You set the culture

You have a moral, financial and legal duty to ensure they come to no harm

You could be held to account

You could be prosecuted

You could be fined or face prison



Health and Safety – why does it matter?

NEWS

UPDATE Jail term
 Death following contact with OHPS
 NFU the voice of British farming
 Manager convicted of manslaughter
 Member of the public died as a result of 'gross negligence' by manager
 Director sentenced
 second day of job
 1100v cable strike
 Fatal dumper truck incident caused by inadequate 'oversight'



South West Water fined £1.8m after worker drowned

Amey fined £600k

MAJOR CONTRACTOR MANAGEMENT FOUND LACKING

Fatal dumper truck incident caused by inadequate 'oversight'



Further Assistance

For additional information, assistance, advice, training courses and health and safety assessment

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