

PROSECUTION

Summary	<p>On 7 January 2015, A subcontractor was carrying out painting work in the canopy area above platforms 1 and 2 at East Croydon station. The subcontractor lost his footing and fell through a suspended ceiling into the platform waiting room below, to which members of the public had access. The area from which the subcontractor fell through the suspended ceiling was not protected by any barrier or crash deck; nor were there any signs in the immediate vicinity warning of the risk of a fall; nor had he been clearly instructed about the risk of a fall in this area. There were failures to plan, manage, supervise and communicate adequately in relation to those works so as to ensure that they could be carried out without unacceptable risks. Furthermore, these breaches of duty occurred against a background where there had been previous incidents where tools had fallen from the work area into the platform area below, which should have increased the awareness of the duty holders of the need to control the risk of work at height above the platforms.</p>
Company	BAM Nuttall Limited McNealy Brown Limited
Breaches involved	s.3(1) Health and safety act 1974
Date(s) of offence	7.01.2015
Plea	Guilty
Result	
Court	Croydon Crown Court
Sentencing date	18.04.18 – 19.04.18

Penalty BAM Nuttall – £900,000
McNealy Brown - £65,000

Costs Total £14,314.62 (£7156.31 each)

Location of offence

Address

ORR details

ORR Team

ORR Directorate Railway Safety Directorate