

PROSECUTION

Summary	<p>BBRL and LUL were fined for a breach of health and safety law in relation to an incident in which a crane controller was crushed between a Road Rail Vehicle (RRV) and the platform edge at Whitechapel Station while walking from West Ham to a work site at Liverpool Street. He sustained life-changing injuries. The investigation found that despite BBRL and London Underground Limited being aware of the risks posed by allowing workers to guide RRVs by walking along the track in front of the machine, there was no safe system of work put in place that night to address the risk. In fact, a decision had been taken not to adopt a procedure called 'send and receive', which eliminated the need for people to walk between machines, as it was considered a slower method of working. In addition, the sign-in procedures on the night were bypassed, no briefing was given and BBRL failed to ensure that the Athena Communication system was in use by all workers.</p>
Company	<p>London Underground Limited Balfour Beatty Rail Limited</p>
Breaches involved	<p>s.3(1) health and Safety Act 1974</p>
Date(s) of offence	<p>4 June 2016</p>
Plea	<p>Guilty</p>
Result	
Court	<p>Snaresbrook Crown Court</p>
Sentencing date	<p>03rd December 2018</p>
Penalty	<p>London Underground Limited – Fine £100,000 Balfour Beatty Rail Limited – Fine £333,000</p>
Costs	<p>£30,000 per Defendant</p>

Location of offence

Address Whitechapel Underground
Station

ORR details

ORR Team

ORR Directorate Railway Safety Directorate