



**FOI Response released on 04 February 2019 relating to Corporate Manslaughter charges**

### **Freedom of Information Act 2000 Request**

#### **Request**

**Could you please provide me with:**

- 1. The number of charges brought for corporate manslaughter each year since the introduction of the Act.**
- 2. The names of all organisations charged with corporate manslaughter.**
- 3. Whether charges were also brought under Health and Safety legislation against any of the organisations. If charges were initially brought and then dropped, please confirm this if possible.**
- 4. Whether charges were also brought against Directors or employees of the organisation under either health and safety legislation or gross negligence manslaughter. If charges were initially brought and then dropped, please confirm this if possible.**
- 5. The outcome of the cases (and the year of the outcome).**
- 6. The sentences in the successful prosecutions.**

#### **Response**

The offence of corporate manslaughter (and in Scotland, corporate homicide) was introduced by the Corporate Manslaughter and Corporate Homicide Act 2007. By definition, a charge of corporate manslaughter can only be brought against an organisation (which includes government departments and crown bodies). The 2007 Act effectively absolved organisations of liability for the offence of common law manslaughter; however, individual employees can still be charged with gross negligence manslaughter. Individual employees (and organisations) can similarly be charged over the same underlying incidents leading to the death under the Health and Safety at Work Act 1974.



You have asked for “The number of charges brought for corporate manslaughter each year since the introduction of the Act”. That information can be summarised as follows:

Year	Cases
2008	0
2009	1
2010	0
2011	1
2012	1
2013	5
2014	6
2015	5
2016	5
2017	1
2018	2

The information you have requested in questions 2-6 can be found in the table on the following page.

Please note that information regarding the charges brought in each case has been taken from the formal indictment submitted by the prosecution at the start of each trial. Case outcomes refer to the corporate manslaughter offence only. In some cases, the figures given in the final column (sentences) represent the cumulative total of fines given in connection to all charges for which the organisation was found guilty.

Name of organisation	H&S charges brought against the organisation? (Y/N)	Charges brought against Directors or employees of the organisation under either health and safety (H&S) legislation or for common law manslaughter (GNM)	Outcome of the case and year of outcome	Sentence in successful outcome
<i>Cotswold Geotechnical Holdings Ltd</i>	Y	GNM and H&S.	Guilty - 2011	Fined £385,000
<i>Lion Steel Equipment Ltd</i>	N	GNM and H&S	Guilty plea - 2012	Fined £480,000
<i>Princes Sporting Club Ltd</i>	Y	H&S	Guilty plea - 2013	Fined £134,579.79
<i>Mobile Sweepers (Reading) Ltd</i>	Y	GNM and H&S	Guilty plea - 2014	Fined £183,000

<i>PS &amp; JE Ward</i>	Y		Not guilty - 2014	
<i>MNS Mining Ltd (Fyfields)</i>	N	GNM	Not guilty - 2014	
<i>Sterecycle (Rotheram) Ltd</i>	N	H&S	Guilty - 2014	Fined £500,000
<i>Cavendish Masonry Ltd</i>	Y		Guilty - 2014	Fined £150,000
<i>Peter Mawson Ltd</i>	Y	GNM and H&S	Guilty plea - 2015	Fined £220,000
<i>Pyranha Mouldings</i>	Y	H&S	Guilty - 2015	Fined £200,000
<i>Huntley Mount Engineering Ltd</i>	Y	GNM	Guilty plea - 2015	fined £150,000
<i>CAV Aerospace Ltd</i>	Y		Guilty - 2015	Fined £600,000
<i>Linley Developments Ltd</i>	Y	GNM and H&S	Guilty plea - 2015	Fined £200,000
<i>Kings Scaffolding Ltd</i>	N		Guilty - 2015	Fined £300,000
<i>Baldwin's Crane Hire Ltd</i>	Y		Guilty - 2015	Fined - £700,000
<i>Cheshire Gate and Automation Ltd</i>	N	GNM	Guilty plea - 2015	Fined - £50,000
<i>Maidstone and Tunbridge Wells NHS Trust</i>	N	GNM	Judge directed acquittal - 2016	
<i>Sherwood Rise</i>	Y	GNM and H&S	Guilty plea - 2016	Fined - £300,000
<i>Bilston Skips Ltd</i>	N	GNM and H&S	Guilty - 2016	Fined - £600,000
<i>Monavan Construction Ltd</i>	Y	H&S	Guilty plea - 2016	Fined - £550,120
<i>Ozdil Investments</i>	Y	H&S	Guilty - 2017	Ozdil - fined £660,000 Koseoglu – fined £400,000
<i>SR and RJ Brown</i>	Y	GNM and H&S	Guilty - 2017	Fined - £300,000

JTF Wholesale	Y	H&S	Not Guilty	
Master Construction Products Ltd	Y	H&S	Guilty - 2017	Fined £225,000
Martinisation Ltd	Y	H&S	Guilty - 2017	Fined £1.2m
Roofing Consultants Ltd	Y	GNM and H&S	Awaiting trial	
Ace Waste Haulage Ltd	No	H&S	Awaiting trial	

**Information Management Unit**

**020 3357 0899**

[IMU@cps.gov.uk](mailto:IMU@cps.gov.uk)