



SUBJECT: Independent Engineering Inspections

RECIPIENTS: All Council Services (including schools)

ISSUE DATE: March 2019 **REF:** HSB 138

Car Manufacturer pays £200K fine for LOLER and PUWER infringements



A car manufacturer that failed to ensure vehicle lifting equipment was maintained in good condition and efficient working order at two of its London sites has been sentenced.

Hendon Magistrates' Court was told that the car manufacturing retail group was warned the lifts being used in two separate premises were defective and dangerous. Investigating, the Health and Safety Executive (HSE) found that, between 5 October 2015 and 29 September 2016, the company failed to prevent workers operating the vehicle lifts and this put its technicians in danger. The Car Manufacturing Group pleaded guilty to breaching Regulation 5(1) of the Provision and Use of Work Equipment Regulations (PUWER) and Regulation 10(3)(a) of the Lifting Operations and Lifting Equipment Regulations (LOLER).

The car manufacturer was fined £200,000 and ordered to pay costs of £17,218.

A spokesperson for the HSE said: "These breaches could have led to a very serious incident and it is fortunate nobody was injured as a result. This case highlights the importance of maintaining work equipment in a safe condition to protect workers from danger."

Lincolnshire County Council has a statutory duty under the [Lifting Operations and Lifting Equipment regulations 1998 \(LOLER\)](#) and the [Provision and Use of Work Equipment regulations 1998 \(PUWER\)](#) to ensure that certain items of plant and equipment receive periodic thorough examination by competent persons, to ensure that any maintenance to prevent danger is identified and carried out. This includes items such as Lifting and handling plant, Electrical and Mechanical plant, Boiler and Pressure plant.

For more information, Managers and those responsible for premises should see:-

G8- Independent Engineering Inspections policy, [here](#)

If you require further assistance or clarification on the subject please contact:

Corporate Health & Safety Advisers (see George section: Corporate > Information for Working > Risk Management > H&S Advisers)