

Subject: **PRESS RELEASE from CECA**

Please be aware of the serious personal consequences if a fatality occurs on your site.

Below is a press release from CECA:

Corporate Manslaughter Legislation Six Months On...

The Corporate Manslaughter and Corporate Homicide (CMCH) Act came into force in April 2008.

Since that time over 30 deaths in the construction industry have been, or are now, under investigation by the Police and / or HSE.

In many cases, offences under CMCH will be ruled-out rapidly and the investigation will become the sole jurisdiction of HSE. For example - where the deceased is the only duty-holder, or where there is overwhelming evidence that the incident is the result of unforeseeable action by the deceased.

A proportion of the deaths since April 2008 have occurred on larger projects involving major clients and contractors.

Deaths on such projects will be the most challenging for both investigators and those working in the investigated organisations.

Informal feedback on live CMCH investigations suggests:

- Managers are being arrested at work as part of the investigations
- Investigations are being conducted in an extremely rigorous manner
- Site staff are being considered as part of 'senior management'
- Police investigators are being supported effectively with HSE expertise
- Significant time is being spent within investigated organisations and
- Police are treating the CMCH offence as one step down from murder