

ROYAL COURT

151.

14th August, 1992

Before: The Bailiff, and
Jurats Coutanche and Hamon

The Attorney General

- v -

Tilbury Douglas Construction, Limited

Contravention of Article 21 of the Health and
Safety at Work (Jersey) Law, 1989.

PLEA:

Facts admitted.

DETAILS OF OFFENCE:

Developing new underpass. West of Albert. Mechanical excavator struck two 11,000 volt cables, severing one and denting the other. Driver could have been killed - he had not been informed of presence of cables, despite Accident Prevention Officer having contacted company about defects in safety standards.

DETAILS OF MITIGATION:

Has good record generally. Cause of accident was lapse.

PREVIOUS CONVICTIONS:

First offender.

CONCLUSIONS:

£8,000 plus £250 costs.

SENTENCING AND OBSERVATIONS OF THE COURT:

£5,000 plus £250 costs.

Miss S.C. Nicolle, Crown Advocate.
Advocate P.C. Harris for the Defendant Company.

No recorded Judgment.

Authorities

A.G. -v- Flaherty and Company, Limited (6th December, 1991)
Jersey Unreported.