

Prosecutions (2010/11p)

Enforcement action taken by HSE, local authorities and, in Scotland, the Crown Office and Procurator Fiscal Service (2010/11p)

Contents

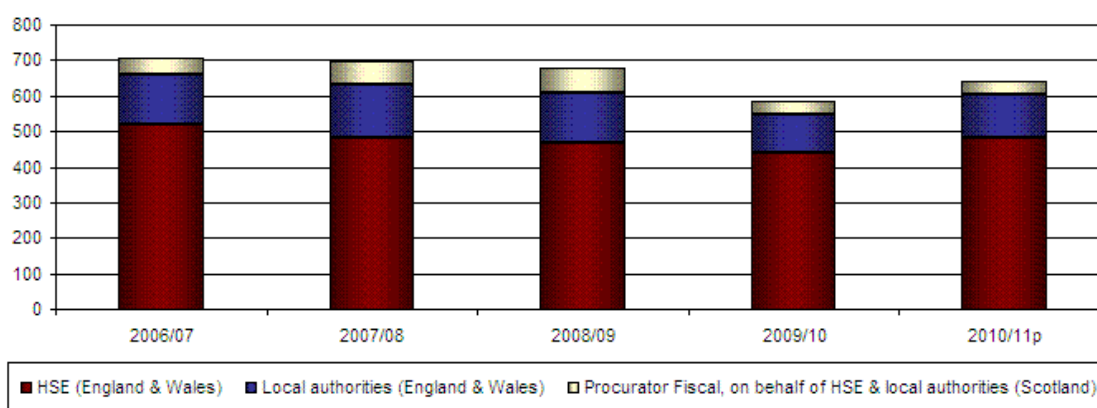
Summary	2
Prosecutions taken by HSE* at a case level	3
Prosecutions taken by HSE* at an offence level	4
Prosecutions taken by local authorities* at a case level	5
Prosecutions taken by local authorities* at an offence level	6

Summary

The information in this document relates to health and safety statistics for 2010/11. The document can be found at www.hse.gov.uk/statistics/prosecutions.htm

- The latest information for 2010/11 shows:
 - **HSE* case level prosecutions:** HSE prosecuted 551 cases, with at least one conviction achieved in 517 cases (94%).
 - **HSE* breach level prosecutions:** HSE prosecuted 912 breaches, 774 of which led to a conviction.
 - **Local authority* case level prosecutions:** At a case level, local authorities prosecuted 129 cases, with at least one conviction achieved in 125 cases (97%).
 - **Local authority* breach level prosecutions:** Local authorities prosecuted 294 breaches, 270 of which led to a conviction.

Figure 1: Number of prosecution cases resulting in at least one conviction instituted by HSE, local authorities and, in Scotland, the Crown Office and Procurator Fiscal Service* (2006/07 – 2010/11p)



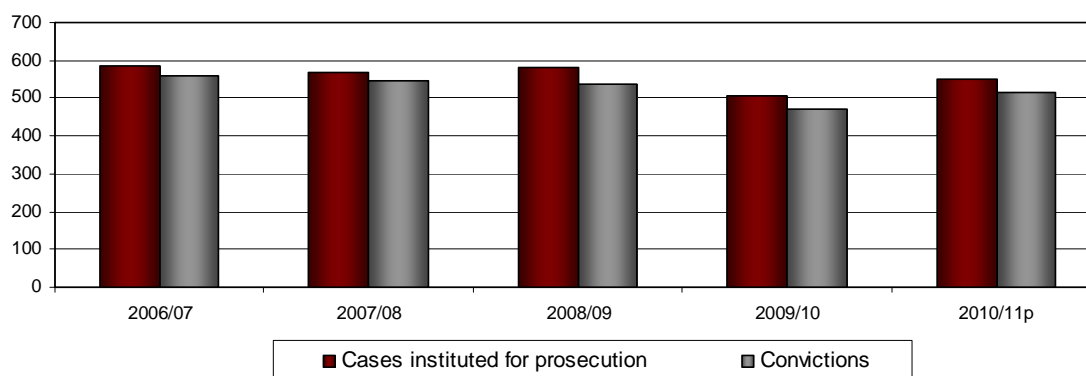
Notes

- Enforcement statistics are presented separately for HSE and local authorities. For HSE, data include enforcement activity taken by all divisions of HSE. These figures exclude enforcement action taken by the Office for Rail Regulation (ORR).
- In Scotland HSE and local authorities investigate potential offences but cannot institute legal proceedings. HSE and local authorities send a report to the Crown Office and Procurator Fiscal Service (COPFS). COPFS makes the final decision whether to institute legal proceedings and which offences are taken. For more information, please see www.hse.gov.uk/statistics/sources.htm#enforcement.

Prosecutions taken by HSE* at a case level

- Offences prosecuted count individual breaches of separate health and safety legislation. A duty holder may be prosecuted for more than one offence within the same case. The latest information for health and safety cases shows:
 - In 2010/11p, HSE* prosecuted 551 cases, an increase of 9% from the previous year.
 - Of these 551 cases, a conviction was secured against at least one offence in 517 cases (a conviction rate of 94%).
 - Duty holders found guilty of health and safety offences received fines totalling £18.6 million, giving average penalties on conviction of £35,938 per case.
 - The above figures exclude prosecutions taken by ORR.

Figure 2: Prosecutions instituted by HSE and, in Scotland, the Crown Office and Procurator Fiscal Service* at a case level

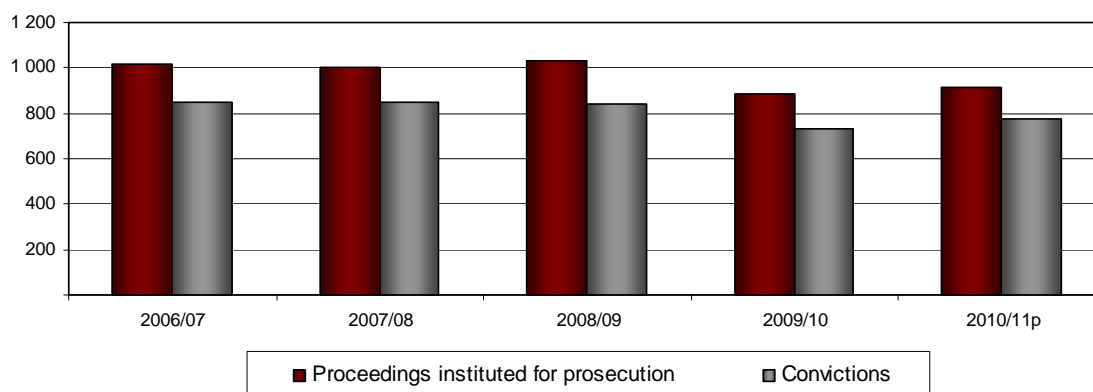


* In Scotland HSE and local authorities investigate potential offences but cannot institute legal proceedings. HSE and local authorities send a report to the Crown Office and Procurator Fiscal Service (COPFS). COPFS makes the final decision whether to institute legal proceedings and which offences are taken. For more information, please see www.hse.gov.uk/statistics/sources.htm#enforcement.

Prosecutions taken by HSE* at an offence level

- The latest information for health and safety prosecutions at an offence level shows:
 - There were 912 offences prosecuted in Great Britain by HSE*, an increase of 3% from the previous year.
 - Of these, 774 offences resulted in a conviction, a rate of 85%.
 - Duty holders found guilty of health and safety offences received fines totalling £18.6 million, giving average penalties on conviction of £24,005 per breach.
 - The above figures exclude prosecutions taken by ORR.

Figure 3: Prosecutions instituted by HSE and, in Scotland, the Crown Office and Procurator Fiscal Service* at an offence level



* In Scotland HSE and local authorities investigate potential offences but cannot institute legal proceedings. HSE and local authorities send a report to the Crown Office and Procurator Fiscal Service (COPFS). COPFS makes the final decision whether to institute legal proceedings and which offences are taken. For more information, please see www.hse.gov.uk/statistics/sources.htm#enforcement.

Prosecutions taken by local authorities* at a case level

- Offences prosecuted count individual breaches of separate health and safety legislation. A duty holder may be prosecuted for more than one offence within the same case. The latest information for health and safety cases shows:
 - In 2010/11, local authorities* prosecuted 129 cases, an increase of 10% from the previous year.
 - Of these 129 cases, a conviction was secured against at least one offence in 125 cases (97% of all cases proposed).
 - Duty holders found guilty of health and safety offences received fines totalling £2.2 million, giving average penalties on conviction of £17,612 per case.

Figure 4: Prosecutions instituted by local authorities and, in Scotland, the Crown Office and Procurator Fiscal Service* at a case level

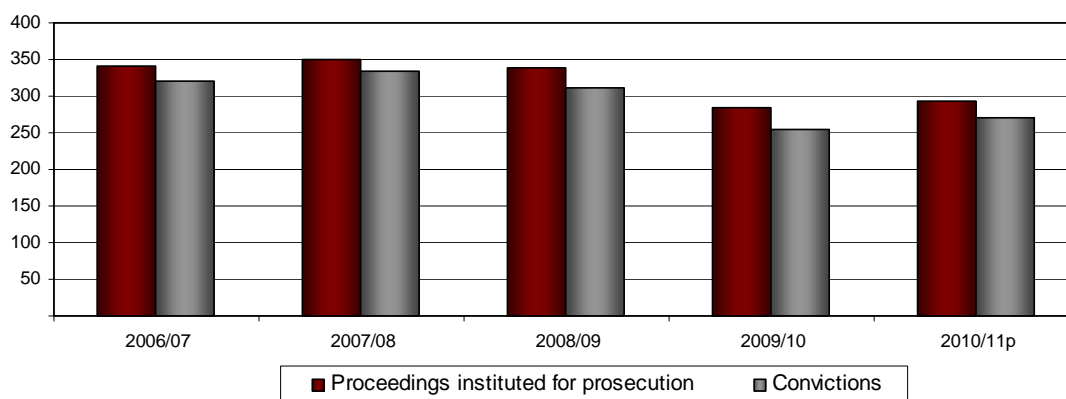


* In Scotland HSE and local authorities investigate potential offences but cannot institute legal proceedings. HSE and local authorities send a report to the Crown Office and Procurator Fiscal Service (COPFS). COPFS makes the final decision whether to institute legal proceedings and which offences are taken. For more information, please see www.hse.gov.uk/statistics/sources.htm#enforcement.

Prosecutions taken by local authorities* at an offence level

- The latest information for health and safety breaches shows:
 - Local authorities* prosecuted a total of 294 offences at an offence level, an increase of 4% from the previous year.
 - These 294 prosecutions resulted in 270 convictions (92%).
 - Duty holders found guilty of health and safety offences received fines totalling £2.2 million, an average penalty of £8,154 per breach.

Figure 5: Prosecutions instituted by local authorities and, in Scotland, the Crown Office and Procurator Fiscal Service* at an offence level



* In Scotland HSE and local authorities investigate potential offences but cannot institute legal proceedings. HSE and local authorities send a report to the Crown Office and Procurator Fiscal Service (COPFS). COPFS makes the final decision whether to institute legal proceedings and which offences are taken. For more information, please see www.hse.gov.uk/statistics/sources.htm#enforcement.