

Date: 24 June 2019	Location: HSE Nottingham Office, BGS, Keyworth, NG12 5GG	Taken by: Nick Sangha		
<b>Subject: AGRICULTURE INDUSTRY ADVISORY COMMITTEE (AIAC) MEETING</b>				
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <b>Present:</b>  <b>HSE Members</b>            Andrew Turner (Chair)            Adrian Hodkinson            Paul Cooper (Guest)            Nick Sangha (Committee Secretary)         </td> <td style="width: 50%; vertical-align: top;"> <b>AIAC Members</b>            Thomas Price (NFU)            James Thompson (NFU)            Evita Van Gestel (NFU Mutual)            Marcus Potter (Lantra)            Duncan Russell (NAAC)            Steven Porter (representing Landex, for Gerald Davies)            Alan Plom, IOSH RIG)            John Burbridge (Unite)            Rob Miguel (Unite)         </td> </tr> </table>			<b>Present:</b> <b>HSE Members</b> Andrew Turner (Chair) Adrian Hodkinson Paul Cooper (Guest) Nick Sangha (Committee Secretary)	<b>AIAC Members</b> Thomas Price (NFU) James Thompson (NFU) Evita Van Gestel (NFU Mutual) Marcus Potter (Lantra) Duncan Russell (NAAC) Steven Porter (representing Landex, for Gerald Davies) Alan Plom, IOSH RIG) John Burbridge (Unite) Rob Miguel (Unite)
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<b>Item No</b>	<b>Description</b>			
<b>1</b>	<b>Welcome and Opening Remarks</b> (1.1) Andrew Turner (temporary appointed Chair) welcomed everybody to the meeting, especially new members and those representing members who had sent their apologies or had stepped down from the committee. The Chair on behalf of members thanked Rick Brunt for his chairmanship in setting the committee's strategic agenda and for his major contribution towards improving working lives of people in agriculture. (1.3) Apologies had been received from John Charles-Jones (NFU), Gerald Davies (Landex) and Matthew Belsey (Unite).			
<b>2</b>	<b>Matters arising and actions outstanding from previous meeting</b> Actions from the previous meeting had either being dealt with and discharged or were listed as agenda items for discussion. Item (4.3) HSE publication ' <a href="#">What a Good Farm Looks Like</a> ' had been requested by members in a printable format. The Chair informed members that HSE had provided a copy on request so that members could print from their own internal print source or suppliers. Members welcomed the re-use of the material under the open government licence. Marcus Potter, informed committee that he intends to distribute within the Lantra trainer network. Alan Plom enquired whether it was possible to include additional content. The Chair reminded members that the document is intentionally designed to keep topics brief and focused on compliance. It is a product of insight research which identified a key segment of farmers who requested simple statements on how to prevent accidents and ill health and how to comply with health and safety legislation. There is no intention to broaden its scope.			
<b>3</b>	<b>HSE's Agriculture Compliance Events Programme – feedback from 2018/19 and update on 2019/20</b> (3.1) Marcus Potter informed members that delivery of the ACE courses by Lantra trainers between May and June '19 ran smoothly and were well received by farmers. To help accommodate numbers, trainers had taken on additional delegates without any additional costs to HSE. Revisions to content have been implemented and planning of part two of the course, for delivery during October and December '19, was underway to cover health topics. A commercial training package had been developed so that trainers could deliver within their own customer / stakeholder base or to any other interested party. One of the Lantra trainers had delivered the package to his customer on a non-fee basis. (3.2) Adrian Hodkinson reported that HSE inspection visits had taken place in 4 geographical areas during 2018/19 (Scotland, Wales, South West and East Anglia). A full evaluation was underway and the results will be publicised. Early feedback from the South West indicated about 80% of farms visited reported that they had taken some action as a result of attending. HSE Inspectors will continue to look for compliance with legal requirements when they visit farms during 2019/2010. (3.3) Tom Price sought further clarification on the inspection programme and delivery timeline of the Part Two ACE events. It was confirmed that the ACE Part 2 events will run in Autumn/winter 2019 and will be			

	<p>targeted at those who attended a Part 1 event in 2018. There will be some evaluation visits to farms that were visited following the Part 1 events to look to see if there continued compliance.</p>
<p><b>4</b></p>	<p><b>AIAC/FSP initial fatal notifications: use of information and numbering of fatal alerts</b></p> <p>(4.1) The Chair reminded members of the arrangements agreed with AIAC representatives and FSP Chairs receiving initial fatal alerts. The intention remains as previously agreed i.e. to assist FSP members with the timely promotion of key health and safety messages to prevent similar accidents.</p> <p>(4.2) Details are kept intentionally vague so as not to prejudice HSE/Police investigations which may be complex and time consuming. Members are encouraged to use the messages to have timely discussions around the broad themes that HSE has identified as being relevant. In most fatalities the key safety message is more relevant than the detailed issue or situation. The chair reiterated that members should treat the circumstances of the incident with care because the initial details are sketchy, limited and can't be confirmed as accurate until investigation has concluded.</p> <p>(4.3) Members discussed the seriousness of collisions and other serious incidents off farm land with agriculture vehicles involving other road users. Alan Plom recalled an AIAC sub transport working group statistics paper on RTC accidents highlighting the issue. The Chair reminded members that RTC incidents are led by the police and not HSE. However, HSE has a role and will approach colleagues within HSE's EPD transport and public services unit for any overlaps with agriculture related road incidents. Tom Price mentioned the police recording and reporting system for incidents involving agriculture vehicles on and off road. Members acknowledged that workplace injuries should be kept separate from RTC related incidents, even though there is an overlap the collection and reporting systems do differ. A recent example was cited where an 82 year old farmer who was run over by his own private vehicle by the farm gate. This particular incident was reported but later recorded by the coroner as RTC. Other cases have included delivery drivers on road involved in collisions with private vehicles involving and other road users.</p> <p>(4.4) Tom Price reminded members that the Department of Transport (DFT) will be producing a report on 19 July following a consultation on testing trailers for MOT's for road use. Testing may not be mandatory. The DFT is also undertaking a review of road policing as part of its Road Safety Action Plan. The reviews aim is to improve road safety and reduce road casualties.</p> <p>(4.5) The Chair informed members that the 'Farmers Weekly' and 'Farmers Guardian' media reports highlighting HSE messages and editorial coverage from fatal alerts added value to HSE messages. Alan Plom mentioned IOSH work on supplementary guidance and use of social media accounts such as twitter to proactively cascade messages wider within IOSH membership and stakeholder networks. Alan also mentioned on health initiatives the skin cancer campaign 'no time to look'.</p>
<p><b>5</b></p>	<p><b>Release of HSE's annual workplace fatal injury statistics 2018/19</b></p> <p>(5.1) The Chair informed members that HSE will be releasing the annual national <a href="#">fatal injury statistics</a> on 3 July 2019. This will be followed by the <a href="#">annual agriculture fatal injuries</a> report on Monday 15 July to coincide with farm safety week.</p>
<p><b>6</b></p>	<p><b>Child safety on farms – application of health &amp; safety law</b></p> <p>(6.1) Adrian Hodkinson introduced the item. He reminded members of the two AIAC papers previously tabled: The closed Chairman's Thought Piece (AIAC paper 18/06/05) and the paper titled <a href="#">Child safety on farms – application of health &amp; safety law</a> (AIAC paper 18/11/01). Members were asked to refer to both papers for full detail, discussions and recommendations. Adrian also reminded members of the three agreed FSP messages. In short -children should be kept out of the work areas; if taken onto the farm fully supervised; and no child under 13 is allowed on agricultural vehicles.</p> <p>(6.2) An action from the last meeting was for HSE to explore with HSE legal advisors and child safety policy advisors whether there was any reason not to pursue the approach outlined in paper 18/11/01. Adrian and Rick Brunt held the meeting earlier this year. The issue was fully explored, and it was confirmed that the proposed lines were appropriate and in line with other industries and that there was a compelling case for driving up standards in agriculture by applying the law in a consistent and transparent way.</p> <p>It was agreed that current HSE guidance on children across the website will be reviewed and amended where necessary to reflect both previous AIAC papers and legal requirements.</p> <p>(6.3) AIAC members agreed with HSE's current thinking but sought further clarification on the school leaving age for children. There appeared to be some uncertainty on 'what is the legal age of a child in the UK and the school leaving age'. Adrian Hodkinson agreed to check the legal definition of the age of a child and the modern school leaving age introduced by the government in 2013 and 2015. Members were of the</p>

	<p>view that this wasn't as simple as it may seem. Members acknowledged school leaving age in Scotland and Wales and England may differ.</p> <p>(6.4) Adrian outlined that a child's maturity and physical capabilities must be taken into account when considering what activities are appropriate for older children working on farms. Marcus Potter felt it should be made very clear that children under the age of 16 should not be permitted in the working areas of a farm unless they are competent and supervised by an adult and legislation should be made simpler and clearer for those in the industry to understand, particularly in relation to children on farm vehicles. Agriculture is unique in that it is the only industry that appears to 'allow' children from 13 years upwards to operate workplace machinery and this view is deeply embedded. Tom Price agreed child safety was vital but had reservations about the impact where children are living on farms and helping the family to farm. Guidance will need careful debate to deal with situations where children have to leave the farmhouse for example to access parked vehicles which are within working areas of the far, and how supervision is best organised for farmers without access to childcare by reason of the location of the farm.</p> <p>(6.5) Members raised concerns about levels of enforcement and lack of clarity within farming on the legislation for children driving tractors on road. Members agreed that more should be done to promote the law. It was recognised that the industry needs to be challenged to change bad practices that have become accepted as the way it's done: even though specific legislation goes back at least 60 years.</p> <p>(6.6) Adrian Hodkinson said the legal advice he had received had confirmed the legal framework was robust and appropriate and there was considerable scope to drive up standards by the way it is applied. The Prevention of Accidents to Children in Agriculture Regulations 1998 (PACA Regulations) and Regulation 19 of the Management of Health and Safety at Work Regulations 1999 (MHSW Regulations) are very specific in their scope and requirements. Coupled with the Health and Safety at Work act (Section 3) the law sets a high goal setting standard and demands that children and other vulnerable people are protected. He reminded Members that the legal aspects were outlined in detail in AIAC paper 18/11/01. He asked for further comments (before the next meeting) on the Papers and hoped all would be willing to be consulted as the work was taken forward.</p> <p>In the meantime. Members were asked to challenge bad behaviours and support fellow stakeholders when they 'call out' poor practice by being advocates for good behaviours/approaches. HSE agreed that it will strive to work with all stakeholders to bring about a cultural change and make its position on children on farms clear and publicly well known.</p> <p>(6.7) Alan Plom mentioned the IOSH quad bike exhibition and agreed to report back at next AIAC meeting. NFYC are also supporting IOSH on a child safety event at the East of England safety arena featuring risks in grain silo's and transport.</p> <p><b>Action: 6.1 – Members to submit comments on the discussion and AIAC paper 18/11/01 by next meeting.</b></p> <p><b>Action: 6.2 - HSE to identify and outline a programme to update child safety guidance on its website and in guidance to improve clarity and understanding and confirm interpretation of school leaving age.</b></p>
<p><b>7</b></p>	<p><b>Forestry inspections delivered in 2018/19</b></p> <p>(7.1) The Chair reported back on the forestry inspection initiative 2018/19. The focus of the inspection programme was on chainsaw operations and its management including planning; monitoring; supervision and welfare. The main aim was to raise standards of safety in chainsaw felling, particularly its management, and to assessing the impact FISA was having on forestry industry standards. Visits had taken place during Q2, 3 and 4 as planned. Whilst the focus of the inspections was intended to be on chainsaw operations at the time some visits were made there are no chainsaw operations to see.</p> <p>(7.2) Along with chainsaw work the inspections had also included the provision of adequate site welfare facilities. The absence of such facilities has long been a feature of commercial forestry. Feedback received from inspection team confirmed that facilities were poor resulting in enforcement action. A working group was set up to explore and agree the minimum welfare standards required in forestry. Early feedback indicated that sites ran more efficiently following the working groups findings as adequate welfare facilities for contractors to meet and plan work.</p>
<p><b>8</b></p>	<p><b>Farm safety week 2019 – themes, topics</b></p> <p>(8.1) Tom Price informed members that farm safety week 2019 will be held week beginning 15 July 2019 and will be organised by the Farm Safety Foundation (FSF) supported by FSP Members. In previous years the focus has been on victims sharing their personal experience on how they became injured at work. This year the focus is on positive messaging and support to influence each other to make safety improvements. FSF will encourage farmers to share their personal circumstances, experiences or stories. By sharing such triggers with the wider community FSF are hoping to inspire other farmers to do the</p>

	<p>same. Messaging through social media platforms including blogs and videos will be used to help cascade positive messaging and the benefits of a safe working culture.</p> <p>Although the week will raise awareness the aim is to make it clear that more ACTION is needed. The week won't target particular topics as these are being led by the Farm Safety Partnerships. However, wellbeing, machinery and transport; Working at Height; Livestock and Children will figure in some of the inspirational stories.</p>
<p><b>9</b></p>	<p><b>Report back</b></p> <p><b>Farm Safety Partnership (FSPs) in England, Scotland and Wales</b></p> <p><b>England</b></p> <p>(9.1) Tom Price reported back on the two meetings held in February and June that explored the activities and themes that will be taken forward in 19/20, namely Transport, Children, Working at Height and Livestock. Some key messages had been developed for each area and agreed by FSP members to promote within their own organisations and wider industry stakeholder networks. FSF and FSP (NFU in particular) had invested resource into sourcing material to help develop a bank of images that can be re-used by stakeholders for messaging during their communication activities. Major causes of accidents don't change from year to year, so the main themes and resource material will continue into 2020. Opportunities will also be explored to consider including mental health.</p> <p>Effective communications on farm event: Alan Plom briefly reported back on the IOSH led seminar held in Warwickshire. Presenters included Stephanie Berkely, Adrian Hodkinson, Alan Plom, Tom Price and Stuart Roberts. The event was designed to highlight strategies for effective communication and show how messaging has to be tailored to suit audiences and reflect modern communication methods.</p> <p>Alan Plom shared material on Non-Technical Skills in Agriculture (NTSAg). This has been developed by Amy Irwin of Aberdeen University and is aimed at improving the effectiveness of safety interventions in farming. It includes a checklist; tools for speaking up about safety; information on fatigue management – etc. Alan agreed to share copies and provide links to the material.</p> <p><b>Scotland</b></p> <p>(9.2) The Chair reported the Scotland FSP continues to be active as a partnership but there is scope for more to be done to develop and drive through some strategic goals. Discussions have been held to broaden engagement and to widen the membership to other interested partners.</p> <p><b>Wales</b></p> <p>(9.3) The Chair informed members that the Wales partnership was working towards an ATV theme during the Royal Welsh Show.</p> <p><b>FSP Chairs meeting</b></p> <p>(9.4) All three FSP Chairs had met and explored ways of working closely together in a more collaborative way. Better coordination and regular dialogue between FSP Chairs will help foster more joined up working.</p>
	<p><b>AFAG and FISA</b></p> <p><b>AFAG: AIAC paper 19/06/01</b></p> <p>(9.5) Andrew Turner presented AIAC paper 19/06/01 - overview of the AFAG meeting held on 20 May 2019. See paper for details. Chainsaws continue to be one of the main features discussed. Alan Plom proposed that IOSH representation ought to be one member for Scotland and one for Wales to save travel costs or at national level one member for forestry and one for arboriculture.</p> <p><b>FISA: AIAC paper 19/06/02</b></p> <p>(9.6) Andrew Turner also presented AIAC paper 19/06/02 – FISA update June 2019. Full details on the work of the working groups and the steering group can be found in the paper. The Chainsaw WG continues to be active and has formed links with Worksafe BC to explore their modelling. Also NPTC competency, training and assessment. The WG has also proposed changes to interpretation of the two tree length rule. The principle has been agreed though more is needed to work out the detail within the forestry industry. Evidence suggests a small number of trees continue to be felled manually by two people in an unsafe manner.</p>

<p><b>10</b></p>	<p><b>Any other business</b></p> <p>(10.1) Tom Price raised the issue of EU Standards revised in January 2018 on tractor cab filtration and its requirements and application. HSE agreed to look further into and report back to committee.</p> <p>(10.2) Alan Plom informed members that he had proposed to run a webinar on Roll Over Protection (ROP) on quad bikes. The Chair reminded members that training, maintenance and the wearing of a helmet remains key control measures. HSE research has looked at the issue but there is no clear and convincing case for change. Efficacy depends on how the way the machine overturns. In some cases there are benefits in others they are detrimental for operator safety. HSE's position hasn't changed and is reflected in published ATV guidance.</p> <p>(10.3) Members discussed contact with overhead power lines (OHPLs) and the safe distance for machinery, and in particular sprayers with long booms. Farm machinery is getting bigger, increasing the chances of a cable strike. The Energy Networks Association guidance recommends that you should always maintain at least 600mm clearance from your plant to any of a pole, stay wires or pylons. Guidance also suggests that you should select machinery that will not reach more than 4 m from the ground. Risks can be reduced if activities are not carried out within a horizontal distance of at least 10m from OHPLs. James Thompson mentioned some good practice at his farm by driving at an angle to avoid contact with a OHPL. Members agreed that although modern detectors are available on the market nothing beats the human eye.</p> <p>(10.4) Alan Plom informed members that IOSH was running a 'No Time to Lose' campaign on skin cancer with practical advice and solutions posted on the IOSH webpages.</p> <p>(10.5) Rob Miguel, Unite informed committee that he intends to attend all future AIAC meetings until a replacement for Ian Beeby has been appointed.</p> <p><b>Action: 10.1 – HSE to report back any changes in cab filtration requirements.</b></p>
	<p><b>Date of next meeting:</b></p> <p>The next AIAC meeting will be held on 28 November 2019 at NFUHQ, Stoneleigh Park, Stoneleigh CV8 2TZ</p>

<b>Notes Item No</b>	<b>Description of Actions</b>	<b>Progress</b>
6.1	Members to submit comments on the discussion and AIAC paper 18/11/01 by next meeting.	
6.2	HSE to identify and outline a programme to update child safety guidance on its website and in guidance to improve clarity and understanding and confirm interpretation of school leaving age.	
10.1	HSE to report back any changes in cab filtration requirements.	