

REGULATION 28: REPORT TO PREVENT FUTURE DEATHS (1)

NOTE: This form is to be used after an inquest.

<p>REGULATION 28 REPORT TO PREVENT FUTURE DEATHS RE: Michael John Telford, Deceased THIS REPORT IS BEING SENT TO: 1. [REDACTED] Cumbria County Council</p>	<p>1 CORONER I am David Llewelyn Roberts, senior coroner, for the coroner area of North & West Cumbria.</p>	<p>2 CORONER'S LEGAL POWERS I make this report under paragraph 7, Schedule 5, of the Coroners and Justice Act 2009 and regulations 28 and 29 of the Coroners (Investigations) Regulations 2013.</p>	<p>3 INVESTIGATION and INQUEST On 1st December 2012 I commenced an investigation into the death of Michael John Telford. The investigation concluded at the end of the inquest on 28th January 2014. The conclusion of the inquest was Cause of Death 1(a) Blunt Chest Trauma. Conclusion: Accident.</p>	<p>4 CIRCUMSTANCES OF THE DEATH On the 6th December 2012 the deceased was driving his Citroen motor car on the B5302 towards Waverbridge, Cumbria. Due to heavy rain the highway was flooded in places. The driver of a Vauxhall motor car travelling in the opposite direction entered an area of water lying on the road surface, crossed into the carriageway in which the deceased was driving and collided with the deceased's car.</p>	<p>5 CORONER'S CONCERNS During the course of the inquest the evidence revealed matters giving rise to concern. In my opinion there is a risk that future deaths will occur unless action is taken. In the circumstances it is my statutory duty to report to you. The MATTERS OF CONCERN are as follows. – Evidence given at the Inquest revealed that water spilling onto the B5302 near Weyrigg Hall on the road to Abbeystown was a regular hazard. The presence of the water resulted in a fatality on the 6th December 2012. The position is likely to be exacerbated in freezing weather. The concern is that if this matter is not addressed further accidents may occur. (Plan attached).</p>
---	---	---	---	---	---

Handwritten signature in blue ink

<p>ACTION SHOULD BE TAKEN</p> <p>In my opinion action should be taken to prevent future deaths and I believe your organisation has the power to take such action.</p>	<p>7 YOUR RESPONSE</p> <p>You are under a duty to respond to this report within 56 days of the date of this report, namely by 1st April 2014. I, the coroner, may extend the period.</p> <p>Your response must contain details of action taken or proposed to be taken, setting out the timetable for action. Otherwise you must explain why no action is proposed.</p>	<p>8 COPIES and PUBLICATION</p> <p>I have sent a copy of my report to the Chief Coroner and to the following interested Persons: [REDACTED] Messrs. Bendles Solicitors, Messrs. Weightman Solicitors. I have also sent it to PC [REDACTED] who may find it useful or of interest.</p> <p>I am also under a duty to send the Chief Coroner a copy of your response.</p> <p>The Chief Coroner may publish either or both in a complete or redacted or summary form. He may send a copy of this report to any person who he believes may find it useful or of interest. You may make representations to me, the coroner, at the time of your response, about the release or the publication of your response by the Chief Coroner.</p>	<p>9 3rd February 2014 SIGNED:</p>
--	---	--	--