

## REGULATION 28: REPORT TO PREVENT FUTURE DEATHS (1)

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

	<p><b>REGULATION 28 REPORT TO PREVENT FUTURE DEATHS</b></p> <p><b>THIS REPORT IS BEING SENT TO:</b></p> <p>1. KK Security Services Limited, trading as KAM Security</p>
1	<p><b>CORONER</b></p> <p>I am Mr Kevin McLoughlin, an Assistant Coroner, for the Coroner Area of Manchester West</p>
2	<p><b>CORONER'S LEGAL POWERS</b></p> <p>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>
3	<p><b>INVESTIGATION and INQUEST</b></p> <p>On the 9<sup>th</sup> December 2014 an investigation was commenced into the death of Javaid Iqbal, aged 28. The investigation concluded at the end of the inquest on 18<sup>th</sup> January 2016. The conclusion of the inquest was Misadventure arising from the medical cause of death due to 1a) Carbon Monoxide poisoning due to 1b) Inhalation of Products of Combustion.</p>
4	<p><b>CIRCUMSTANCES OF THE DEATH</b></p> <p>On Friday night, the 5<sup>th</sup> / 6<sup>th</sup> December 2014 Javaid Iqbal was working as a security guard at a construction site at Queen Street, Leigh, based in a site portacabin. Heat and light was being provided by a mobile generator located near the portacabin. During the evening of Friday 5<sup>th</sup> December the generator failed leaving Mr Iqbal without light or heat on a cold night. He reported the matter to various managers but no action was taken to assist him. Around 3am Mr Iqbal obtained a bag of charcoal from a 24 hour Tesco Store and used this to light a fire in a wheelbarrow placed inside the portacabin in an attempt to keep warm. He died from the carbon monoxide fumes produced by the fire.</p>
5	<p><b><u>CORONER'S CONCERNS</u></b></p> <p>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.</p> <p>The <b>MATTERS OF CONCERN</b> are as follows:</p> <p>(1) Javaid Iqbal was working alone on the night of the 5<sup>th</sup> - 6<sup>th</sup> December 2014. It was very cold that night. The generator supplying heat,</p>

	<p>(2) Despite reporting this situation to his employer and the relevant control room, he was left to devise a method of keeping warm by himself.</p> <p>(3) Mr Iqbal did not have appropriate clothing to protect him from the cold, even though he was required to make periodic checks outside during the course of the night.</p> <p>(4) As a lone worker at night, Mr Iqbal needed clear instruction as to how to respond to the situation that had unexpectedly arisen.</p> <p>(5) Clear written instructions should be provided by the employer accompanied by suitable training so as to ensure adequate provision is made for the welfare of other lone night security guards both as to</p> <ol style="list-style-type: none"> <li>i. The personal protective equipment and clothing needed on a cold night when they are expected to work outside</li> <li>ii. The minimum acceptable temperature of the premises they are expected to work in.</li> <li>iii. Their authority to leave site without loss of pay should it prove too cold to work and they are unable to obtain instructions from their employer or controller as to the remedial action to be taken.</li> </ol>
6	<p><b>ACTION SHOULD BE TAKEN</b></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>
7	<p><b>YOUR RESPONSE</b></p> <p>You are under a duty to respond to this report within 56 days of the date of this report, namely by 18<sup>th</sup> March 2016. 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>
8	<p><b>COPIES and PUBLICATION</b></p> <p>I have sent a copy of my report to the Chief Coroner and to the following Interested Persons:</p> <ol style="list-style-type: none"> <li>1) The family of Javaid Iqbal</li> <li>2) The HSE - [REDACTED]</li> <li>3) Greater Manchester Police – [REDACTED]</li> <li>4) Veritas Security Southern Limited, Unit 3, Mill Road, Totton, Southampton, SO40 3AE</li> <li>5) North Midlands Construction PLC – [REDACTED] – Nunn Close, The County Estate, Huthwaite, Sutton in Ashfield, Nottinghamshire, N917 2HW</li> <li>6) Security Industry Authority, PO BOX 49768 London WC1V 6WY</li> </ol> <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</p>

	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.	
9	<b>Dated</b> <b>22<sup>nd</sup> January 2016</b>	<b>Signed</b> <b>Mr Kevin McLoughlin</b>