




	<p><b>REGULATION 28 REPORT TO PREVENT FUTURE DEATHS</b></p> <p><b>THIS REPORT IS BEING SENT TO:</b></p> <ul style="list-style-type: none"> <li>• Dr [REDACTED] (WISH Secretary) [REDACTED]</li> <li>• Dr. [REDACTED] Inspector of Health and Safety HSE. Redgrave Court, Merton Road, Bootle, Merseyside. L20 7HS</li> </ul>
1	<p><b>CORONER</b></p> <p>I am Margaret J Jones HM Assistant Coroner for <b>Stoke-on-Trent &amp; North Staffordshire Coroner's Court</b></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.  <a href="http://www.legislation.gov.uk/ukpga/2009/25/schedule/5/paragraph/7">http://www.legislation.gov.uk/ukpga/2009/25/schedule/5/paragraph/7</a>  <a href="http://www.legislation.gov.uk/uksi/2013/1629/part/7/made">http://www.legislation.gov.uk/uksi/2013/1629/part/7/made</a></p>
3	<p><b>INVESTIGATION and INQUEST</b></p> <p>On 14/11/2017 I commenced an investigation into the death of Adam Albert John Forrester, aged 30 years. The investigation concluded at the end of the inquest on 28th July 2021. . The cause of death was 1a. Multiple injuries. 2. Alcohol intoxication and cocaine abuse with borderline cardiomegaly and atrial fibrillation.</p>
4	<p><b>CIRCUMSTANCES OF THE DEATH</b></p> <p>The deceased had been out drinking in Hanley during the night of the 11/12<sup>th</sup> September 2017. He was known to have put his jacket into a commercial waste bin prior to visiting a club. He was last seen leaving a night club at 03.26 hours on the 12<sup>th</sup> September 2017. At 14.39 hours that day he was found dead in the top shed at Browns &amp; Son Recycling, Sneyd Hill Stoke on Trent. Browns had collected waste bins from the vicinity of the night club in the early hours of that morning. The deceased injuries were compatible with being caused by compaction in a bin lorry or other vehicle with a compaction mechanism. There was no evidence as to which vehicle had transported the deceased to the recycling plant.</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)The bin waggon had collected bins during the hours of darkness in apparently poor weather conditions and from an area vulnerable to vagrants. The vehicle was single crewed.</p> <p>(2)The WISH document, Effective Proactive Monitoring in Waste and Recycling Collection Activities document contains a checklist on page 5 of 8 and a section headed Public Safety at points numbered 20-22. This section makes no mention of kicking bins or checking inside for persons. This is dealt with in the WISH Guidance Document –managing Access to Large Waste and Recycling Bins but not in the supervision advice document.</p>

6	<p><b>ACTION SHOULD BE TAKEN</b></p> <p>In my opinion action should be taken to prevent future deaths and I believe you HSE and WISH and/or your organisation have 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 07/10/2021. 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> <ul style="list-style-type: none"> <li>• The family of Mr Forrester</li> <li>• Browns Recycling via Knights Solicitors</li> <li>• Stoke on Trent City Council</li> <li>• Unitas</li> </ul> <p>I am also under a duty to send the Chief Coroner a copy of your response and all interested persons who in my opinion should receive it.</p> <p>I may also send a copy of your response to any other person who I believe may find it useful or of interest.</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.</p> <p>You may make representations to me, the coroner, at the time of your response, about the release or the publication of your response.</p>
9	<p>11/08/2021</p> <p>Signature </p> <p>Margaret J Jones HM Assistant Coroner <b>Stoke-on-Trent &amp; North Staffordshire Coroner's Court</b></p>