

REGULATION 28: REPORT TO PREVENT FUTURE DEATHS

	<p>REGULATION 28 REPORT TO PREVENT FUTURE DEATHS [inquest not yet concluded]</p> <p>THIS REPORT IS BEING SENT TO:</p> <p>1. Rotherham Metropolitan Borough Council</p>
1	<p>CORONER</p> <p>Christopher Peter Dorries, senior coroner for South Yorkshire (West)</p>
2	<p>CORONER'S LEGAL POWERS</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>INVESTIGATION</p> <p>On 29th March 2016 I commenced an investigation into the death of Jonathan Edward Michael Sellman (aged 22). The investigation has not yet concluded and the inquest has not yet been heard. The investigation was transferred to me from the Rotherham/Doncaster Coroner's jurisdiction.</p>
4	<p>CIRCUMSTANCES OF THE DEATH</p> <p>On the morning of the 28th March 2016 Mr Sellman left Sheffield on the A630 Sheffield Parkway towards junction 33 of the M1 motorway. Whilst there are no known witnesses to the event, examination of the scene etc., has suggested that the vehicle lost control to the nearside of the carriageway, going onto the Armco barrier and colliding with a lamp post immediately prior to the old railway sidings bridge. The vehicle then tumbled down the embankment. The incident caused fatal injuries to Mr Sellman.</p> <p>No other vehicles are thought to have been involved. This is, of course, a straight piece of road with the national speed limit. Subject to investigation in greater detail at the inquest, it appears on a preliminary basis that Mr Sellman lost control because of standing water on the carriageway.</p>
5	<p><u>CORONER'S CONCERNS</u></p> <p>During the course of the investigation my inquiries 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 MATTERS OF CONCERN are as follows. –</p> <p>(1) Water appears to be pooling on the carriageway of this fast and busy road, notwithstanding that the Local Authority consider the drainage to be have been broadly operative at the relevant time.</p> <p>(2) The state of the verges is such that a car might be pushed upwards on leaving the road out of control, landing on or over the Armco barrier.</p>

6	<p>ACTION SHOULD BE TAKEN</p> <p>I believe your Local Authority have the power to take such action.</p>
7	<p>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 25th October 2016. I 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>COPIES and PUBLICATION</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"> 1) the parents of the deceased 2) South Yorkshire Police. <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>
9	<p>17th August 2016 C P Dorries</p>