
Fee For Intervention

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FFI – Background

- Reform health and safety landscape and culture
- Focus on high risk
- Reduction in number of inspections
- Simplify regulation and legislation
- Ease the burden on businesses
- Maintenance of high enforcement profile
- Extending cost recovery

FFI - Where are we up to?

Milestone	When	Output	Status
Minister announced decision to extend cost recovery for H&S	21 March '11	Confirmation of decision and project team established	Complete
Public consultation	July – Oct '11	Formal consultation of how cost recovery will work	Closed
'Dry run' of processes and procedures	Oct - Dec '11	Ways of working tested with operational teams to inform shadow run	Completed
'Shadow Running' of processes and procedures	Jan – Sept '11	Ways of working tested across all teams to inform go live	Ongoing
Fees Regulations come into force	October 2012	Guidance published, invoices being sent	Guidance in preparation

FFI - How it will work

- Effective from October 2012
- Around 1% or less of UK enterprises affected
- Compliant businesses will not pay
- Recovery of costs for formal intervention
- Current cost £124 per hour
- Prosecution costs sought through the courts
- Invoicing every two months with 30 days to pay
- Disputes and queries process established

FFI - Application

- Duty holders enforced by HSE
- Arise from inspections and reactive visits
- Other organisations that enforce health and safety law will not be able to recover their costs under FFI

FFI - Principles

Definition:

“When in the opinion of the HSE inspector, there has been a contravention of health and safety law that requires written notification (email, instant visit report, letter, enforcement notice or prosecution) of the contravention to the duty holder.”

FFI – views from the consultation

- HSE Priorities
- Impact on relationship between HSE and business
- Interpretation of material breach
- Trigger for FFI
- Financial impact
- Integrity of the disputes process
- Local Authority regulators

FFI – What have we done in preparation?



- Single corporate implementation plan, integrated with Directorate change plans
- Engaged staff, with required skills, knowledge and behaviours
- Fit for purpose processes and procedures
- Fit for purpose guidance and tools
- Consistency in application of FFI
- Transparency and proportionality in application of FFI

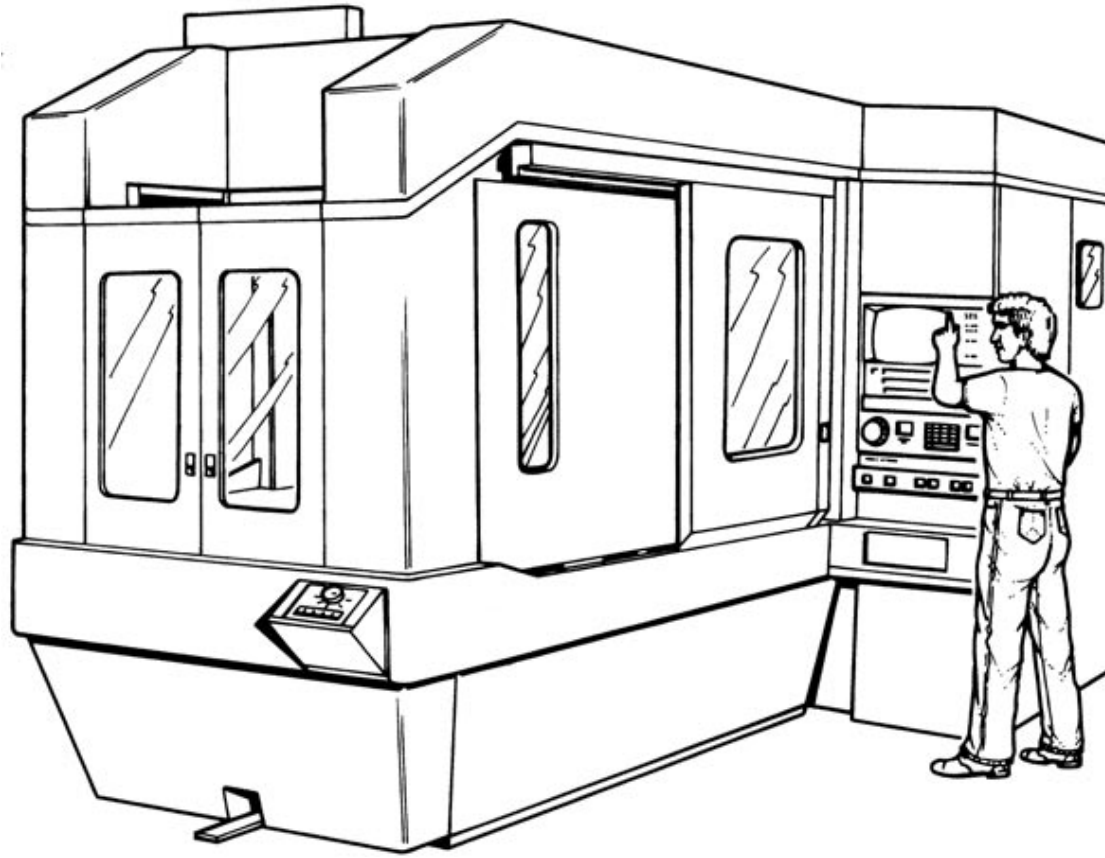
FFI – What we are continuing to do

- Shadow running
- Finalising duty holder and inspector guidance
- Explaining the changes to duty holders and other stakeholders

FFI - Practice

- Good Health and Safety, Good for Everyone
- HSE and Directorate business plans
- Management inspection
- Role of the enforcement management model and enforcement policy statement

FFI - example



FFI – support for duty holders

- <http://www.hse.gov.uk/aboutus/fee-for-intervention/index.htm>
- <http://www.hse.gov.uk/enforce/>
- <http://www.hse.gov.uk/enforce/enforcepolicy.htm>
- <http://www.hse.gov.uk/enforce/emm.pdf>
- <http://www.hse.gov.uk/managing/>
- <http://www.hse.gov.uk/managing/regulators/regulators.pdf>