

SHERIFFDOM OF TAYSIDE, CENTRAL AND FIFE AT STIRLING

[2018] FAI 12

Case No: STI-B209-17

DETERMINATION

BY

SHERIFF A WYLLIE ROBERTSON

**UNDER THE INQUIRIES INTO FATAL ACCIDENTS AND SUDDEN DEATHS ETC
(SCOTLAND) ACT 2016**

into the death of

EDWARD VAREY

Stirling, 17 April 2018

[1] The sheriff, having considered the information presented at the inquiry,
determines in terms of section 26 of the Act that:

Edward Varey, who was born on 29 April 1974 and resided in Berwick died on

12 August 2015 at Plean Farm, Gallamuir Road, Stirling at about 1425 hours;

In terms of section 26 (2) (a) of the Act Mr Varey died at that time within a
milking shed on said farm;

In terms of section 26 (2) (b) of the Act he died as a result of an accident while
working to repair the roof of said milking shed when he fell from the roof to the
floor of said shed at about 1400 hours that day;

In terms of section 26 (2) (c) of the Act the cause of death was head and chest
injuries sustained in a fall from height;

In terms of section 26 (2) (d) of the Act the cause of the accident was walking while working on the fragile asbestos sheeted roof causing a sheet to break and give way, thereby falling from the roof a distance of approximately 7.6 metres to the floor below;

In terms of section 26 (2) (e) of the Act had Mr Varey used Youngman boards without guardrails but with a safety net below the roof his death or the accident resulting in his death might realistically have been avoided;

In terms of section 26 (2) (f) of the Act Mr Varey's failure to use any safety equipment while walking and working on the roof at the time of his fall contributed to the accident resulting in his death;

In terms of section 26 (2) (g) of the Act Mr Varey was working as an experienced independent roofing contractor employed by the farm owner to wash, repair and replace broken sheets on said roof;

In terms of section 26 (1) (b) of the Act there are no recommendations to make;

In terms of section 27 (5) of the Act directs that the Note to this determination is to be withheld from publication under section 27 (1) (a) of the Act.