

# Accidents at work: the essentials

## *New webinar training from APIL!*

Join APIL past-president, Civil Procedure Rule Committee member, and APIL senior fellow Brett Dixon, for an introduction to this increasingly important and complex area of law.

The course has been updated with new cases from the 2019 series of webinars. It will still be delivered over six webinars as it has enabled a wider cross section of members to access the course and materials.

Taking part in all six webinars will:

- **Help you understand the principles of negligence that underpin success in these types of cases**
- **Identify an employment relationship when it exists so that you can rely on the higher duty of care on employers and the Employers Liability (Defective Equipment) Act 1969**
- **Use risk assessment to structure your case and arguments**
  - Identifying risks and foreseeable harm
  - Identifying control measures that could have avoided the injury your client suffered
- **Understanding and using the health and safety regulations post Enterprise Act**
  - The latest cases establishing the approach the court must take
  - Why regulations still matter
- **What, if anything, did leaving the EU do?**
- **Using and applying the Six Pack of Regulations**
  - The Management of Health and Safety at Work Regulations 1999
  - The Manual Handling Operations Regulations 1992
  - The Provision and Use of Work Equipment Regulations 1998
  - The Personal Protective Equipment at Work Regulations 1992
  - The Workplace Health Safety and Welfare Regulations 1992
- **Vicarious liability**
  - **The quasi-employment test**
  - The twin requirements of the sufficiently close connection test
  - The remaining pitfalls



**Brett Dixon**  
**APIL vice-president, Brett Dixon Training**

Brett is a senior fellow of APIL and the immediate past president. He is a consultant personal injury solicitor based in Lancashire. He runs Brett Dixon Training Limited delivering specialist legal training throughout the UK. He delivers training regularly on behalf of APIL via webinars and face to face courses including at the annual conference and other conferences. Brett also tours the UK annually writing and delivering the 'PI update' and 'Accidents at work' update courses. Brett is also the digest editor for JPIL.

## Principles of negligence in employer's liability

*Airs live on: 22 March - 2pm - 3pm*

Since the introduction of s69 of the Enterprise and Regulatory Reform Act 2013 in order to be successful in a case a claimant has to prove negligence.

The duties on an employer rely upon an understanding of the principles of negligence and they do differ significantly from the ordinary principles that apply in cases that do not involve employers.

In the era of the gig economy being able to identify employment situations and rely upon those duties can win cases.

After this webinar you will understand how those principles work, how to identify employment situations and how to apply them to win cases.

## Using risk assessment to win cases

*Airs live on: 25 March - 11am - 12pm*

The Management of Health and Safety at Work Regulations 1999 require every employer and self-employed person to undertake a suitable and sufficient assessment of the risk to their employees and to those who may be affected by their undertaking.

They are required to do this in order to identify the measures they need to take to control those risks and comply with their duties under health and safety regulations.

After this webinar you will understand:

- How risk assessment works
- How to argue what risks an employer should have identified
- What control measures an employer should have been aware of and could have implemented
- The importance of causation in relying upon a breach of duty in relation to risk assessment
- Winning cases via the risk assessment duties
- Using the risk assessment duties to argue that harm was foreseeable and to assist in obtaining disclosure

## Regulations and duties post Enterprise Act

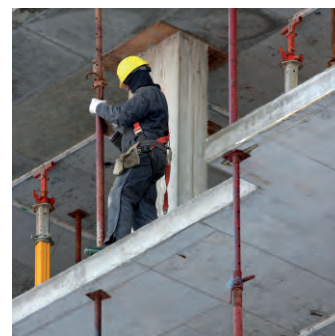
*Airs live on: 30 March - 11am - 12pm*

The introduction of s69 of the Enterprise and Regulatory Reform Act 2013 changed how personal injury cases against employers have to be run. It did not abolish health and safety regulations. They still exist and employers are required to comply with them.

What did change? How you plead your cases in order to succeed!

After this webinar you will understand:

- What s69 changed and what it did not change
- How the principles in webinar 1 and 2 are relevant
- The relevance of the regulations to
  - Duty of care
  - Breach of duty
  - Foreseeability of harm
- The key information and law you need to know in order to win cases
- The European aspects of this area now and what Brexit may mean for this area going forward



## **The Six Pack Regulations - Part 1**

*Airs live on: 30 March - 1pm - 2pm*

The regulations still matter and the six pack of regulations that form the core of those regulations are still relevant. This webinar will look at the following regulations and explain in which cases they will be relevant and how to argue a case based on them:

- The Management of Health and Safety at Work Regulations 1999
- The Manual Handling Operations Regulations 1992
- The Provision and Use of Work Equipment Regulations 1998

This webinar will also cover how to use the Employers Liability (Defective Equipment) Act 1969 to win defective equipment cases post Enterprise Act.

## **The Six Pack Regulations - Part 2**

*Airs live on: 9 April - 11am - 12pm*

The regulations still matter and the six pack of regulations that form the core of those regulations are still relevant.

This webinar will look at the following regulations and explain in which cases they will be relevant and how to argue a case based on them:

- The Personal Protective Equipment at Work Regulations 1992
- The Workplace Health Safety and Welfare Regulations 1992
- Display Screen Equipment Regulations 1992



## **Vicarious liability in the modern world**

*Airs live on: 9 April - 1pm - 2pm*

Vicarious liability is often said to be on the move. It undoubtedly is and the Supreme Court have been and continue to be very active in this area. Understanding how the quasi-employment and the sufficiently close connection tests work in the modern world is important in employers liability and related cases.

After this webinar you will understand:

- The quasi-employment test and when a non-employer may be held to be vicariously liable
- The principles underpinning the introduction of vicarious liability
- The two elements to the sufficiently close connection test
  - The nature of the work undertaken
  - The need for a link to the wrongdoing complained of
- The remaining pitfalls in vicarious liability

**DON'T FORGET!!**

**APIL's 'Accidents at work 2021' one day training course  
ran virtually this year and a recording is now available!!**

**Please visit [www.apil.org.uk/training](http://www.apil.org.uk/training) for more information**

# APIL accidents at work - the essentials webinars

Webinar title	Tick	1 person	Small office (2 - 6 people)	Large office (7 + people)
Principles of negligence in employer's liability		£65 + VAT	£105 + VAT	£160 + VAT
Using risk assessment to win cases		£65 + VAT	£105 + VAT	£160 + VAT
Regulations and duties Post Enterprise Act		£65 + VAT	£105 + VAT	£160 + VAT
The Six Pack Regulations - Part I		£65 + VAT	£105 + VAT	£160 + VAT
The Six Pack Regulations - Part II		£65 + VAT	£105 + VAT	£160 + VAT
Vicarious liability in the modern world		£65 + VAT	£105 + VAT	£160 + VAT
All 6 webinars (SPECIAL OFFER)		£360 + VAT	£575 + VAT	£700 + VAT

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Please detail any dietary requirements: \_\_\_\_\_

(Please note that all dietary requirements can be catered for with prior notice, although, if there is an additional charge for this by the venue or it has to be sourced externally, the charge will be passed onto the delegate).

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By registering for this event, you are confirming acceptance of APIL's terms and conditions, which can be found at: [www.apil.org.uk/terms-and-conditions](http://www.apil.org.uk/terms-and-conditions)

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