

MEDIA STATEMENT

CONTRACTORS FINED RM 250,000 FOR FAILING TO ENSURE SAFETY OF CONSTRUCTION WORKS

Death of construction workers resulted from failure to ensure safety of building and construction works

KUALA LUMPUR, 28 November, 2019 – Two contractors have recently been fined for failing to ensure safety of building on construction works, which resulted in the death of workers at site in Hulu Langat and Gombak respectively. The two incidents which were found to be in breach of Section 34D(1) of the Construction Industry Development Board Act (Act 520) were fined a combined total of RM 250,000.

“It is the duty of contractors to ensure that construction works are carried out in such a way that does not create a risk of injury to any person. As such, contractors must take responsibility to ensure the building and construction works are safe and structurally sound, whether during or after construction works. These two cases serve as a grave reminder to construction industry players on the urgent need to embrace and adopt a safety-first culture in the sector. Furthermore, it is only with a ‘first-world’ mindset that the Malaysian construction industry can progress and be on par with global standings,” said Datuk Ir. Ahmad ‘Asri Bin Abdul Hamid, Chief Executive of CIDB Malaysia.

Both incidents were investigated by CIDB Selangor Investigating Officer, En Mohd Shahrir Samad, and CIDB’s prosecution team was led by Tn Hj Abdul Razak Husin.

On 1 November, **Landasan Kapital (M) Sdn Bhd**, contractor for the *Pusat Terminal Pengangkutan Bersepadu Sektor (ITT-T)* construction project near the Gombak LRT Terminal was fined RM 200,000 by Judge Puan Syafeera Mohd Said of the Selayang Sessions Court. In an incident which occurred at about 12.45 am on 23 May this year, two Indonesian workers were killed, and three other workers were injured as a result.

Investigations found that the building's falsework was unable to carry the weight of concrete used. The scaffoldings used to support formwork and beam of the structure were unsuitable for the project, causing the collapse of a ramp from the building's fifth level to lower levels.

In a separate case, **Hepta Innovations Sdn Bhd**, main contractor for the *Projek Pembinaan Kilang Berkembar Atas Pt 60093 & 60094, Jln KBP 4, Kwsn Perindustrian Kampung Baru Balakong, Pekan Cheras Daerah Hulu Langat*, was fined RM 50,000 on 30 September by Judge Tuan Mohd Kafli Bin Che Ali of the Kajang Sessions Court. On 28 January this year, a collapse during construction had resulted in the death of a worker.

Hepta Innovations was found guilty of appointing a sub-contractor that was not registered with CIDB to conduct construction works, and for appointing a site supervisor that had not been certified by the Board of Engineers Malaysia. Construction work was done without proper supervision and approvals for the project. The cause of the collapse was due to overloading.

"CIDB conducts routine Act 520 enforcement inspections across the nation as part of our efforts to ensure contractors and site managers fulfill their responsibility to ensure safe construction work. We will not hesitate to take action on industry players that fail to adhere to requirements under Act 520," Datuk Ir. Ahmad 'Asri Bin Abdul Hamid added.

According to section 34B(1)(c) of the CIDB Act, contractors are responsible for ensuring the safety of the building and of construction works, both during and after the construction phase.

Meanwhile Section 34D(1) of the CIDB Act (Act 520), states that any contractor who breaches his duty under paragraph 34B(1)(c), and which breach results in death, shall be guilty of an offence and shall, on conviction, be liable to a fine not exceeding RM500,000 or to imprisonment for a term not exceeding two years or to both.

For more information, please visit: www.cidb.gov.my

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About CIDB Malaysia

The Construction Industry Development Board was established under the Construction Industry Development Act (Act 520) to develop the Capacity and Capability of the Construction Industry through Enhancement of Quality and Productivity by Placing Great Emphasis on Professionalism, Innovation and Knowledge in the Endeavour to Improve the Quality of Life.

Issued on behalf of CIDB by NagaDDB Tribal

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