

# Managing contractors

From time to time, you might employ the services of a contractor to complete tasks at your church premises. This could be for maintenance, repair or installation work. You may also use them to complete construction and demolition work or provide other services such as catering and so on.

A contractor is anyone you get to work for you who is not an employee or volunteer. They work under a contract providing materials or labour to perform a service or complete a job.

From a health and safety point of view, they will usually be unfamiliar with your church premises and any specific hazards, and as a result may be at greater risk of injury. They may also carry out work which could potentially damage the premises or injure others who may be using it. Sometimes, you may have more than one contractor doing the work at a time, which can potentially increase, or add to, the risk. In other cases, the contractor may further sub-contract the work to others. All of this may affect the precautions you have taken to ensure the safety of others.

With the presence of these additional risks you will want to make sure that adequate precautions are maintained whilst the work is completed. This does not mean that you have to manage your contractors closely, rather to make suitable checks to ensure that health and safety will be properly managed.

## Legal requirements

Generally, if someone is injured, you may need to show that you have met your duty of care.

If you are an employer or have control of non-domestic premises, you will also have duties under the Health and Safety at Work etc. Act.

## Risk Advice Line

Should you have any additional questions on this topic or other risk-related matters, as a valued Ecclesiastical customer you can contact us through our Risk Advice Line on

**0345 600 7531**

(Monday to Friday 9am – 5pm, excluding bank holidays)

and one of our in-house risk professionals will be able to assist.

Alternatively, you can email us at

[risk.advice@ecclesiastical.com](mailto:risk.advice@ecclesiastical.com)

and one of our experts will call you back within 24 hours.

As an employer, you will have to meet additional duties under the Management of Health and Safety at Work Regulations. In managing contractors, the requirements relating to risk assessments; emergency procedures; co-operation between employers sharing workplaces; and persons working in host employers' premises are of particular note. One example of the practical application of this are circumstances where you might have to provide contractors with adequate health and safety information.

Put simply, you must make sure any employees (and others who may be using your premises) remain safe whilst contractors complete their work. You must also make sure that their employees are not injured by any of your activities whilst working at your premises. Similarly, the contractor must make sure their employees and others (e.g. your employees, volunteers etc.) who may be affected by their work remain safe too. Depending on the nature of the work undertaken, this may require close cooperation to ensure that the necessary precautions are taken.

Irrespective of whether you are an employer or not, you may need to meet certain legal duties where construction work is being completed. This is under the Construction (Design and Management) Regulations, commonly referred to as CDM. Further information about CDM is available in our Building Work Made Simple Guide: [www.ecclesiastical.com/buildingworks](http://www.ecclesiastical.com/buildingworks)



## Making a start

### Action

**1. Identify where you use contractors and the type of work they do for you.**

### Guidance

This will help you decide what is needed to manage health and safety properly when this work is undertaken.

If it is construction work, you will have specific responsibilities to meet as a client. A client is someone for whom construction work is carried out. Further information is available at [www.ecclesiastical.com/buildingworks](http://www.ecclesiastical.com/buildingworks)

**2. Plan the work that contractors do for you.**

Think about the work you want them to do and how this might affect the precautions you have already taken to protect people. You can then decide if you need to do anything else as a consequence. This will depend on the nature and complexity of the work and the hazards associated with it.

If you have completed risk assessments, use these to identify where contractors' employees might be affected by your activities. You can then identify any precautions they will need to take. In some circumstances, it might be necessary to review the risk assessments you have made.

Based on this, determine if there are any specific health and safety conditions (including those relating to emergency procedures) that need to be met by the contractor. Also, identify any specific health and safety information that might be useful to them in pricing for and completing the work.

It is important to agree the precautions that are needed with them before work starts.

**3. Select a suitable contractor to do the work for you.**

You must satisfy yourself that any contractor you appoint to do work for you will do it safely and without risks to health.

For smaller jobs, this simply means making sensible enquiries about their competence and ability to do this with suitable precautions in place.

For larger projects or more involved work, you may want to make more detailed checks. This could include:

- What qualifications, skills and experience they have for completing the type of work required
- If they have any independent assessment of their competence
- If they are members of a trade association or professional body
- If they have a written health and safety policy (this is only required where they have five or more employees)
- If they complete risk assessments (again, written risk assessments are only required if they have five or more employees)
- What arrangements they have for supervising the work; checking equipment and materials etc.

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- What health and safety information and training they provide for their employees
- If they will be using subcontractors and if they are, how they will check they are competent
- If they have had any accidents or if they have been prosecuted for health and safety offences
- What insurances they have in place (i.e. Employers' and Public liability insurance)
- If they will be producing a method statement for the work (this is not required by law, but it is a good way of specifying how the work will be done and what health and safety precautions will be necessary).

Again, if the work to be completed is 'construction work', you will have to make specific checks to meet your responsibilities as a client. Further information is available at [www.ecclesiastical.com/buildingworks](http://www.ecclesiastical.com/buildingworks).

#### 4. Provide appropriate information to the contractor and others.

This information may include details of:

- Any specific health and safety risks they may come across in your church premises or as a result of your activities there (e.g. the presence of asbestos)
- The precautions you have in place to guard against these risks
- Your emergency procedures (e.g. in relation to fire etc.).

Depending on the nature of some of the work completed by your contractors, you may need to provide additional health and safety instructions, information or training for your own employees (and volunteers in these circumstances).

As before, if the work to be completed is construction work, you will need to provide specific information to others.

#### 5. Cooperate and coordinate with the contractor.

You and the contractor must work together, coordinating your activities to ensure the work can be done safely and without risks to health.

What will be needed here will depend on the nature of the work involved; the hazards associated with it; and the number of contractors (or subcontractors) involved. For example, for larger projects, you may want to have regular meetings throughout the project.

## Making a start

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#### 6. Manage and supervise the work where this is appropriate.

### Guidance

In many cases, you are not required to take an active role in managing the work itself. However, you must make suitable arrangements to ensure that good health, safety and welfare standards are secured.

The measures you put in place should be consistent with the level of risk, i.e. the greater the risk, the more you may need to do. In many cases, you will be employing contractors who are specialists, and you may not appreciate the risks associated with their work.

Where necessary, you will have to make sure that any required precautions you are responsible for are maintained, e.g. segregating members of the public from the work and so on.

Where the level of risk or the duration of the work requires it, you may want to keep a check on how the work is going against what you have agreed. You can do this by:

- Making periodic checks
- Investigating any accidents or complaints
- Reviewing how things went, once the job is complete.

#### 7. Document your arrangements and responsibilities for managing contractors.

If you have prepared a health and safety policy, record your arrangements as part of it.

You can use our Church Health and Safety Policy template if you haven't done this and need one to comply with health and safety law.

## Want to know more?

Other useful health and safety information is available at:

[https://ecclesiastical.com/risk-management/articles/?q=&facet\\_productService=&facet\\_articleType=35515](https://ecclesiastical.com/risk-management/articles/?q=&facet_productService=&facet_articleType=35515)

Further guidance and resources are also available at: [www.hse.gov.uk](http://www.hse.gov.uk), in particular their publication [www.hse.gov.uk/pubns/priced/hsg159.pdf](http://www.hse.gov.uk/pubns/priced/hsg159.pdf)

Note: if you are in Ireland, Northern Ireland, Jersey, Guernsey or the Isle of Man, then regional variations might apply. In this instance, you should check the guidance provided by the Enforcing Agency for your region. This will be freely available on their website.

## Policy cover queries

For queries about your policy cover, call our specialist church team on **0345 777 3322** (Monday to Friday 8am – 6pm, excluding bank holidays) or email us at [churchteam@ecclesiastical.com](mailto:churchteam@ecclesiastical.com).

Alternatively, please visit [www.ecclesiastical.com/church](http://www.ecclesiastical.com/church).

This guidance is provided for information purposes and is general and educational in nature. It should not be used as a substitute for taking professional advice on specific issues and should not be taken as providing legal advice on any of the topics addressed.



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