

REGULATION 28: REPORT TO PREVENT FUTURE DEATHS

	<p>REGULATION 28 REPORT TO PREVENT FUTURE DEATHS</p> <p>THIS REPORT IS BEING SENT TO:</p> <p>1. CORMAC, part of Cornwall Council (Highways Department)</p>
1	<p>CORONER</p> <p>I am Mr Stephen Covell one of HM Assistant Coroners in the area of Cornwall and the Isles of Scilly.</p>
2	<p>CORONER'S LEGAL POWERS</p> <p>I make this report under paragraph 7, Schedule 5, of the Coroners and Justice Act 2009 and regulations 28 and 29 of the Coroners (Investigations) Regulations 2013.</p>
3	<p>INVESTIGATION and INQUEST</p> <p>On 3 January 2020 HM Assistant Coroner Mr Guy Davies commenced an investigation into the death of Caitlin Ann SWAN. The investigation concluded at the end of the inquest before me on the 17 February 2021.</p> <p>The conclusion of the inquest was Road Traffic Collision.</p>
4	<p>CIRCUMSTANCES OF THE DEATH</p> <p>On 28 December 2019 sometime after 1300 Caitlin was descending Tubbon Hill between Stithians and the junction with the A393 to Ponsanooth on her road bicycle. A vehicle travelling in front of her down the hill was obliged to slow down to walking pace to negotiate an acute turn into Trebost Lane off to the left. Caitlin lost control of her bicycle as she attempted to slow down behind the vehicle, collided with the rear of the vehicle and fell into the path of an oncoming vehicle sustaining catastrophic head and neck injuries.</p>
5	<p><u>CORONER'S CONCERNS</u></p> <p>During the course of the inquest the evidence revealed matters giving rise to concern. In my opinion there is a risk that future deaths will occur unless action is taken. In the circumstances it is my statutory duty to report to you.</p> <p>The MATTERS OF CONCERN are as follows. –</p> <p>There are no signs on Tubbon Hill to warn road users of the junction with Trebost Lane, notwithstanding that the junction is only visible between 75 and 50 metres away for a road user descending the hill and that any vehicles negotiating the acute left turn into Trebost Lane are likely to be almost stationary in the road at some point.</p>
6	<p>ACTION SHOULD BE TAKEN</p> <p>In my opinion action should be taken to prevent future deaths and I believe you have the power to take such action.</p> <p>In my opinion action should be taken to prevent future deaths and I believe you have the power to take such action which may include a review of road signage.</p>

7	<p>YOUR RESPONSE</p> <p>You are under a duty to respond to this report within 56 days of the date of this report, namely by 26 June 2021. I, the coroner, may extend the period.</p> <p>Your response must contain details of action taken or proposed to be taken, setting out the timetable for action. Otherwise you must explain why no action is proposed.</p>
8	<p>COPIES and PUBLICATION</p> <p>I have sent a copy of my report to the Chief Coroner and to the following Interested Persons:</p> <ol style="list-style-type: none">1. [REDACTED]2. [REDACTED]3. Devon and Cornwall Police <p>I am also under a duty to send the Chief Coroner a copy of your response.</p> <p>The Chief Coroner may publish either or both in a complete or redacted or summary form. He may send a copy of this report to any person who he believes may find it useful or of interest. You may make representations to me, the coroner, at the time of your response, about the release or the publication of your response by the Chief Coroner.</p>
9	<p>DATE: 27 April 2021 SIGNED BY CORONER </p>