

# International SOS

## Expatriate and Business Traveller Safety



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# **“Corporate Manslaughter, Health and Safety at Work Act, Manslaughter” UK**

***The Corporate Manslaughter and Homicide Bill 2007 has now passed through all stages of the House of Commons and came into effect on 6 April 2008, it will add to existing Manslaughter and Health and Safety at Work legislation.***

- (1) An organisation to which this section applies is guilty of an offence if the way in which any of its activities are managed or organised by its senior managers –
  - (a) causes a person’s death, and
  - (b) amounts to a gross breach of a relevant duty of care owed by the organisation to the deceased.

# “Corporate Manslaughter” UK

## 3 Meaning of “relevant duty of care”

- (1) A “relevant duty of care”, in relation to an organisation, means any of the following duties owed by it under the law of negligence—
  - (a) a duty owed to its employees or to other persons working for the organisation or performing services for it;
  - (b) a duty owed as occupier of premises;
  - (c) a duty owed in connection with—
    - (i) the supply by the organisation of goods or services (whether for consideration or not),
    - (ii) the carrying on by the organisation of any construction or maintenance operations,
    - (iii) the carrying on by the organisation of any other activity on a commercial basis, or
    - (iv) the use or keeping by the organisation of any plant, vehicle or other thing.

# The Reality

- A recent survey of UK & US Business Travellers revealed:
- **59%** do not believe that their firm could provide the correct help in the event of a Natural Disaster, Political Unrest or an Outbreak of Violence
- **50%+** believe that the World will become a more dangerous place in the next 5 years
- **38%** said they never do any research on the countries they visit
- **78%** said they never carry an Emergency Phone Number

# “Negligent Failure to Plan”

*“...negligent failure to plan is likely to be tested as a new legal concept. Think of it as the common law of simple negligence applied under a newly critical lens. The essence of a negligence claim is relatively simple, and not legislated except from behind the judge's bench and within the jury box. Its basics are a duty under the law; a breach of that duty, by the failure to exercise the standard of care of a reasonably prudent person in similar circumstances; and damages that are proximately caused by such breach.”*

Bruce T. Blythe



# The Risks

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# Recent Examples

- Chad 2008
- Kenya 2007-2008
- Guinea 2007
- DRC 2007
- Lebanon 2006
- London 2005
- Madrid 2004
- Cote D'Ivoire 2004





# Natural Disasters

## **China: July 27, 1976**

This quake, a 7.5 on the Richter scale in Tangshan, then a city of one million people near China's northeastern coast. Official Chinese figures indicate around 250,000 deaths, but other estimates are as high as 655,000.

## **Indonesia: December 26, 2004**

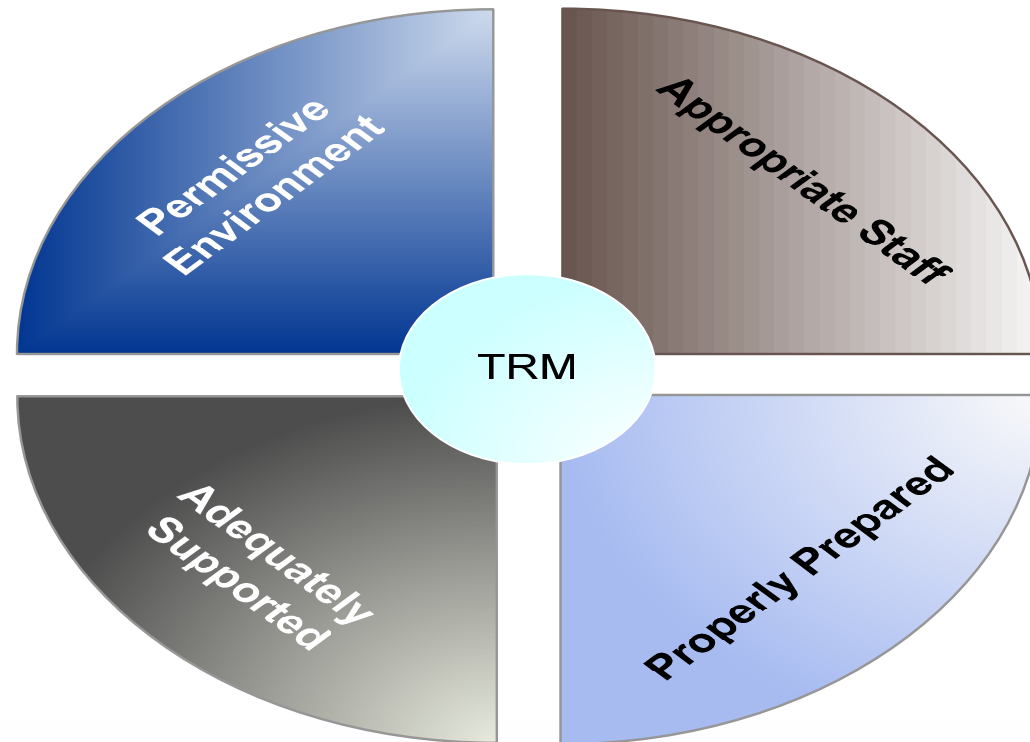
This massive earthquake just off the west coast of the island of Sumatra, and the tsunami that followed, killed at least 230,000 (and perhaps as many as 290,000) people in 12 countries -- including about 168,000 in Indonesia alone. It registered 9.1 on the Richter scale.

## **Pakistan: October 8, 2005**

This earthquake, which registered 7.6 on the Richter scale and was felt across much of Pakistan and northern India, killed more than 80,000 people, injured almost 70,000, and destroyed thousands of structures. Landslides, rockfalls, and crumbled buildings left an estimated four million people homeless.

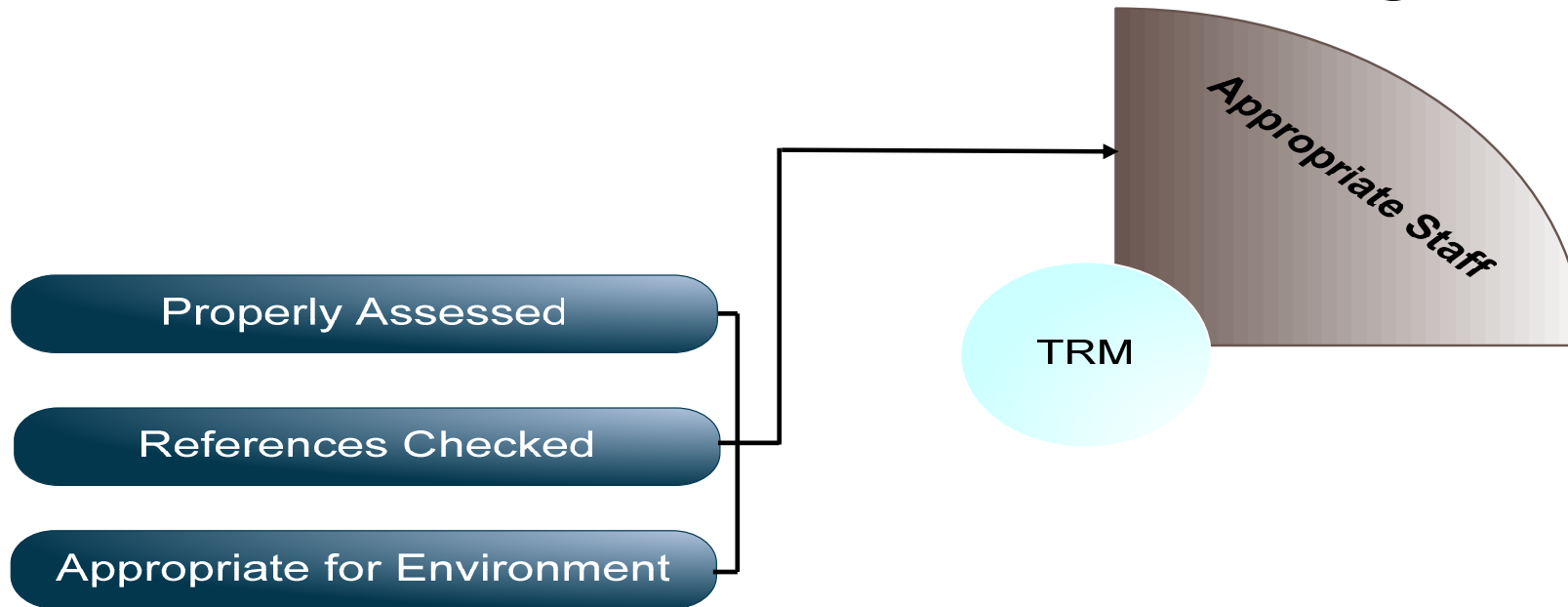


# Travel Risk Management



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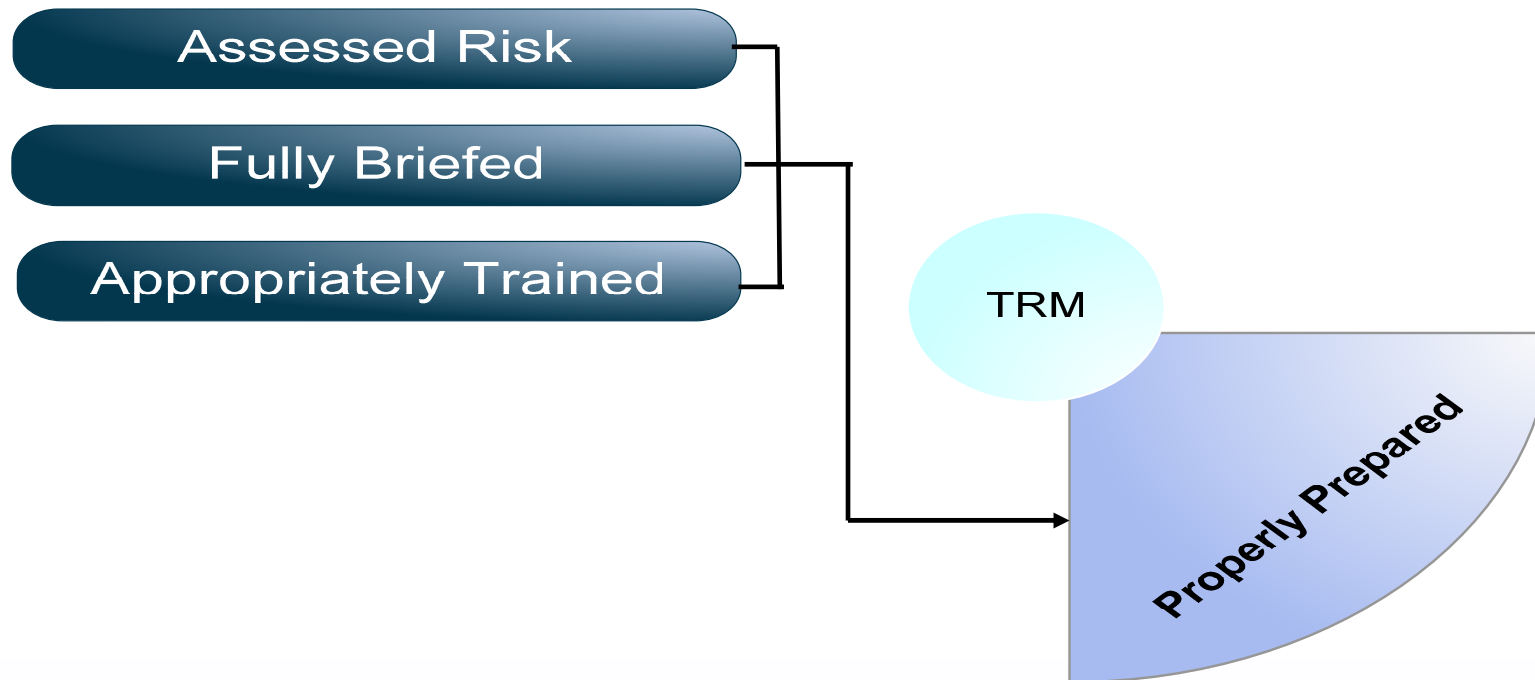
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آئیے وطن عزیز میں جہالت، بے روزگاری، بد امنی، دہشت گردی، معاشی نا انصافی کے خاتمے کے لئے عوامی طبقات کی نمائندہ سیاسی جماعت

# پاکستان عوامی تحریک

میں جرات مند، اہل، بے لوث، بے خوف قیادت لانے کا خواب شرمندہ تعبیر کریں۔  
دفاعی، اقتصادی اور معاشی حوالے سے پاکستان کے روشن مستقبل کی تعمیر کریں۔

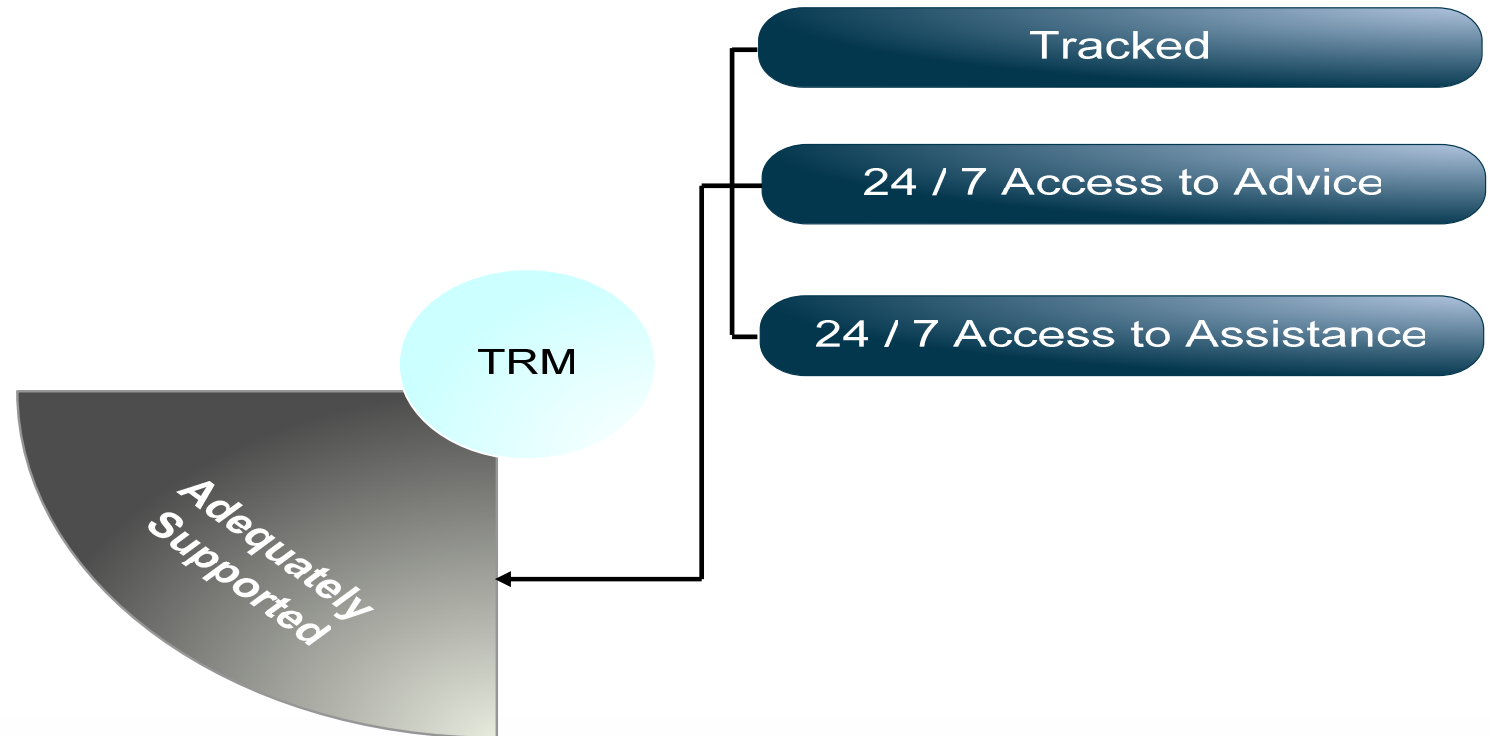
کاساتھ دیں



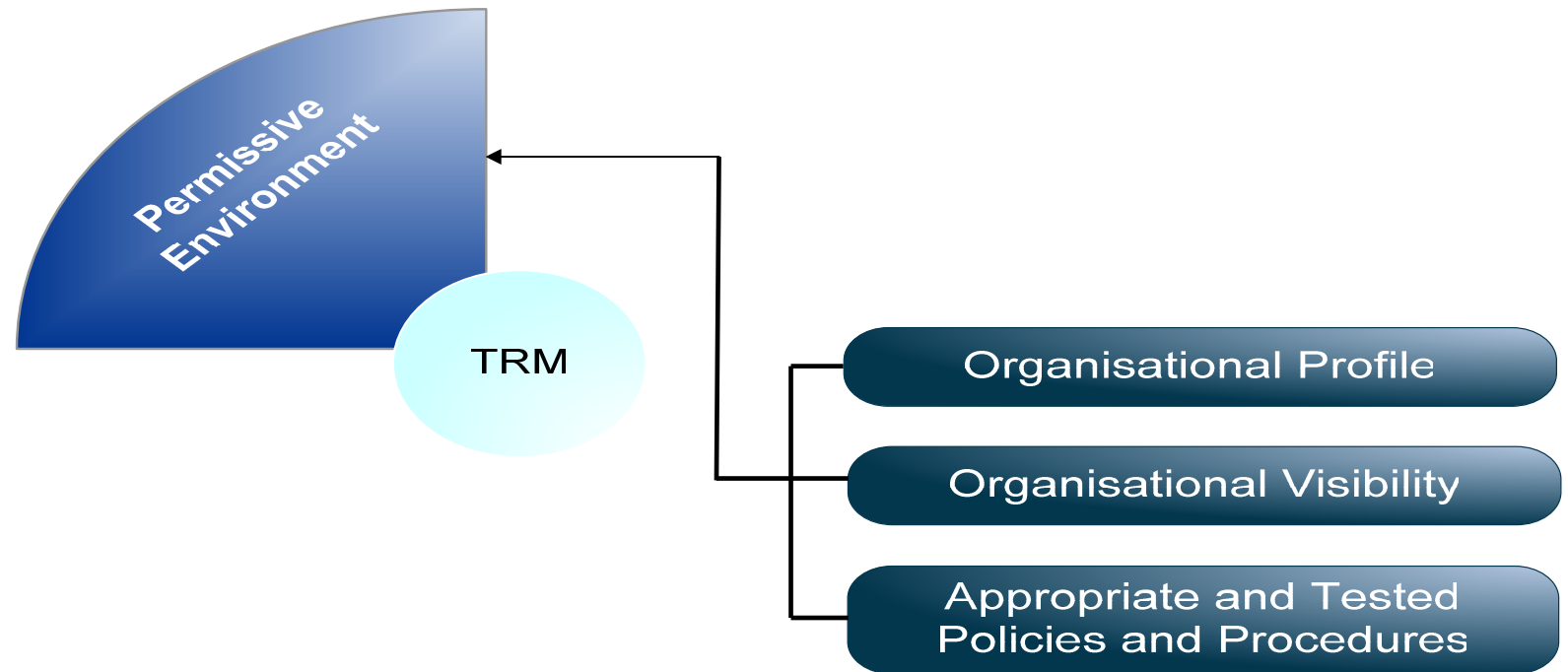
**What's wrong with this picture?**



# Travel Risk Management



# Travel Risk Management



# The Reality

- A recent survey of UK & US Business Travellers revealed:
- **67%+** of UK Companies that send staff abroad have no clear policy on Travel Security
- **86%** of travellers believe that their firm has a legal obligation to support them while abroad
- **50%+** would consider taking legal action in the event of an emergency being mishandled

Source: Business Travel Report 2007

Worldwide reach Human touch

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