

PREMISES IMPROVEMENT NOTICE  
REFERENCE NUMBER \_\_\_\_\_



THE HEALTH PROTECTION (CORONAVIRUS RESTRICTIONS) (No.2) (WALES)  
REGULATIONS 2020  
Regulation 17A & Schedule 5

Business/Premises Name:	Poundland
Business/Premises Address:	158 COMMERCIAL STREET NEWPORT NP20 1LW
Name of Person Responsible:	KATHEN WATKINS
Address of Person Responsible:	158 COMMERCIAL STREET NEWPORT NP20 1LW
Type of Premise/Business/Service:	RETAIL SHOP

I, JOHN BAKER, as a relevant person and enforcement officer designated by Newport City Council, consider that you, as the person responsible, are contravening a requirement imposed by these Regulations and it is necessary and proportionate to give you this Premises Improvement Notice for the purpose of preventing you from continuing to contravene the requirement(s) of the Regulations.

I am of the opinion that you, as the person responsible, for the premises detailed above, which is listed in Regulation 12 and Schedule 4 are failing to comply with the following relevant provision(s):

**Regulation 12(2) of The Health Protection (Coronavirus Restrictions) (No.2) (Wales) Regulations 2020** for the following reasons:

Failure to comply with the obligations imposed on you by Regulation 12(2) 'Reasonable measures to minimise risk of exposure to coronavirus'.

Specifically, on 9<sup>th</sup> OCTOBER 2020 at 10:27am.

CUSTOMERS QUEING LESS THAN TWO METRES APART AT FIRST TILL ON EXIT SIDE OF ONE WAY SYSTEM. SOME CUSTOMERS QUEING IMMEDIATELY TO SIDE OF FIRST TILL WITHIN TWO METRES OF MEMBER OF STAFF OPERATING THE TILL. STAFF MEMBER NOT WEARING A MASK AND NO SCREEN BETWEEN THE STAFF MEMBER AND QUEING CUSTOMERS AT SIDE OF TILL.

AT 11:02 AM.

FIRST AND SECOND TILLS ON EXIT SIDE OF ONE WAY SYSTEM BEING OPERATED BY TWO STAFF. CUSTOMERS AT EACH TILL WERE LESS THAN TWO METRES APART AND NEXT IN QUEUE WERE LESS THAN TWO METRES BEHIND WAITING. TILLS AND CUSTOMERS APPROXIMATELY ONE METRE OR LESS APART.

This Premises Improvement Notice is being given to you for the purpose of protecting against the risks to public health arising from coronavirus and the serious and imminent threat to public health posed by the incidence and spread of severe acute respiratory syndrome coronavirus 2 in Wales.

Which fails to ensure that other reasonable measures have taken place for the same purpose, contrary to Regulation 12(2)(b).

Failure to comply with The Health Protection (Coronavirus Restrictions) (No.2) (Wales) Regulations 2020, without reasonable excuse, is an offence under Regulation 20(1) and punishable on summary conviction by a fine.

In order to secure compliance Newport City Council hereby directs you to take the following actions:

ALL STAFF TO WEAR A MASK UNLESS EXEMPT UNDER REGULATION 12B(4) OF THE ABOVE LEGISLATION. IF EXEMPT, RECORD EVIDENCE OF THEIR ILLNESS, IMPAIRMENT OR DISABILITY. CHECK IF A VISOR FACE COVERING CAN BE WORN INSTEAD OF A MASK FACE COVERING. IF SO ENSURE A VISOR IS WORN.

ENSURE CUSTOMERS MAINTAIN TWO METRES DISTANCING WHILST QUEUING TO TILLS WITH SQUAGE AT FIRST QUEUE MARKER FOR THEM TO WAIT UNTIL CALLED OR MEMBER OF STAFF AT BUSY TIMES, TO CONTROL QUEUE BE PLACED THERE.

ONLY USE TILLS ONE AND THREE ON EXIT OF ONE WAY SYSTEM TO ENSURE CUSTOMERS MAINTAIN TWO METRES DISTANCING AT TILLS. DO NOT USE MIDDLE TILL ~~NUMBER~~ AT SAME TIME AS TILLS ONE OR THREE. ENSURE TILL THREE IS REPAIRED AS SOON AS POSSIBLE TO USE TWO TILLS TWO METRES APART. UNTIL REPAIR IS CARRIED OUT ONLY USE ONE TILL OF OTHER TWO.

FIX A SCREEN TO SIDE OF FIRST TILL TO LIMIT FACE TO FACE CONTACT BETWEEN STAFF AND CUSTOMERS.

AN ALTERNATIVE TO USE TILLS NEXT TO EACH OTHER CAN BE FLOOR TO ABOVE HEAD HEIGHT SCREENS INSTALLED BETWEEN EACH TILL CUSTOMER PAY POINT THAT KEEP CUSTOMERS FROM FACE TO FACE CONTACT.

Implementation of all actions identified in your COVID Risk Assessment.

Other measures that achieve equal effect but are not necessarily specified in the guidance may be implemented.


Further guidance is available at <https://gov.wales/coronavirus-legislation-and-guidance-law> and <https://gov.wales/taking-all-reasonable-measures-minimise-risk-exposure-coronavirus-workplaces-and-premises-open>

This Premises Improvement Notice is being given to you for the purpose of protecting against the risks to public health arising from coronavirus and the serious and imminent threat to public health posed by the

### Time Limit for Measures to be taken

The measures identified within this Premises Improvement Notice must be taken within 48 hours, commencing with the time that the notice is issued

It is an offence not to comply with this Premises Improvement Notice by the date stated.

Enforcement Officer Name:	JOHN GAVEN		
Signed:		Time & Date:	13:24 9 <sup>th</sup> OCT, 2020
Enforcement Officer Contact Details:	TRADING STANDARDS @ NEWPORT, GOV. UK 01633 656656		
	Newport City Council, Civic Centre, Newport, NP20 4UR		

### Appeals

The appeals process is set out in Schedule 5 Paragraph 5.

A person to whom a premises improvement notice is issued may appeal to a Magistrates' court against the notice.

An appeal must be made:

- By way of complaint for an order, and in accordance with the Magistrates' Courts Act 1980(37), and
- Within 7 days after the day the notice is issued

A magistrates' court may allow an appeal to be made after the expiry of the period mentioned in b) above if satisfied that there is a good reason for the failure to apply before the expiry of that period (and for any delay in applying for permission to appeal out of time).

### Notes

The Health Protection (Coronavirus Restrictions) (No.2) (Wales) Regulations 2020 are made under The Public Health (Control of Diseases) Act 1984 (as amended).

"Coronavirus" means severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2).

This Premises Improvement Notice is being given to you for the purpose of protecting against the risks to public health arising from coronavirus and the serious and imminent threat to public health posed by the incidence and spread of severe acute respiratory syndrome coronavirus 2 in Wales.

A "person responsible for carrying on a business" includes the owner, proprietor and manager of that business.

These Regulations expire on the 31st January 2021. All requirements and restrictions will be subject to review by the Welsh Ministers every 21 days.

A Premises Improvement Notice may be issued to a person responsible for premises referred to in Regulation 12(1) if the officer considers that the person is not complying with the obligations imposed on the person by Regulation 12(2) and the measures specified in Regulation 12(3) and proportionate in order to ensure that the person complies with those obligations.

This Premises Improvement Notice is being issued under Regulation 12A and Schedule 8 of The Health Protection (Coronavirus Restrictions) (No 2) (Wales) Regulations 2020.

Schedule 5 of the Regulations places a requirement on the Local Authority to publicise all Premises Improvement Notices.

## WARNING

### FAILURE TO COMPLY WITH THIS NOTICE CAN RESULT IN A PREMISES CLOSURE NOTICE BEING ISSUED

Further advice may be sought from a solicitor or from the Magistrates Court at:

Gwent Magistrates' Court  
The Law Courts  
Faulkner Road  
Newport  
NP20 4PR

Tel: 01633 261300

This Premises Improvement Notice is being given to you for the purpose of protecting against the risks to public health arising from coronavirus and the serious and imminent threat to public health posed by the outbreak and spread of coronavirus which causes symptoms resembling influenza.