

PREMISES IMPROVEMENT NOTICE
REFERENCE NUMBER _____



**THE HEALTH PROTECTION (CORONAVIRUS RESTRICTIONS) (No.5) (WALES)
REGULATIONS 2020
Regulation 26 & Schedule 8**

Business/Premises Name:	A.J.S. STORE
Business/Premises Address:	199 CARDIFF ROAD NEWPORT NP20 3BP
Name of Person Responsible:	GHULAM MURTAZA
Address of Person Responsible:	199 CARDIFF ROAD NEWPORT NP20 3BP
Type of Premise/Business/Service:	RETAIL CONVENIENCE STORE

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.

It is of the opinion that you, as the person responsible, for the premises detailed above, which is listed in Regulation 16 and Schedule 7 are failing to comply with the following relevant regulation(s):

Regulation 16 of The Health Protection (Coronavirus Restrictions) (No.5) (Wales) Regulations 2020 for the following reasons:

You are failing to comply with the obligations imposed on you by Regulation 16(1) 'Reasonable measures to minimise risk of exposure to coronavirus'.

Specifically, on Monday 18th January 2020^{10B} at 11:11 am

on my arrival, shop assistant Abdul Mohammed, was not wearing face covering inside the store.

Sanitiser available for customers entering the store.

Signage limiting the number of persons allowed in the store at any one time.

Which fails to ensure that other reasonable measures have taken place for the same purpose, contrary to Regulation 16(1)(b).

Failure to comply with The Health Protection (Coronavirus Restrictions) (No.5) (Wales) Regulations 2020, without reasonable excuse, is an offence under Part 8 Regulation 42 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 WHEN INSIDE THE STORE TO WEAR A MASK FACE COVERING
AT ALL TIMES THROUGHOUT THE STORE.

SAUNITISER TO BE AVAILABLE TO CUSTOMERS UPON ENTERING THE STORE.

SIGN TO BE DISPLAYED AT ENTRANCE LIMITING THE NUMBER OF
PERSONS IN THE STORE AT ANY ONE TIME TO FOUR.

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.

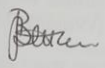
Further guidance is available at <https://gov.wales/coronavirus-legislation-and-guidance-law> and <https://gov.wales/taking-all-reasonable-measures-minimise-risk-exposure-coronavirus-workplaces-and-premises-open>

Premises Improvement Notice is being given to you for the purpose of protecting against the risks to health arising from coronavirus and the serious and imminent risk to public health.

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 Baker.		
Signed:		Time & Date:	18-1-2021 11:41 AM.
Enforcement Officer Contact Details:	TRADING STANDARDS @ NEWPORT GOV.UK Newport City Council, Civic Centre, Newport. NP20 4UR		

Appeals

The appeals process is set out in Schedule 8 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.5) (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).

Premises Improvement Notice is being given to you for the purpose of protecting against the risks to health arising from coronavirus and the serious and imminent threat to public health posed by the 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 March 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 16(1), if the officer considers that the person is not complying with the obligations imposed on the person by Regulation 16(1) (b) and the measures specified are necessary and proportionate in order to ensure that the person complied with those obligations.

This Premises Improvement Notice is being issued under Regulation 26 and Schedule 8 of The Health Protection (Coronavirus Restrictions) (No.5) (Wales) Regulations 2020

Schedule 8 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