

PREMISES IMPROVEMENT NOTICE

REFERENCE NUMBER _____



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

Business/Premises Name:	Glamour Forever
Business/Premises Address:	Kingsway Shopping Centre, 2 Emlyn Street, Newport NP20 1EW
Name of Person Responsible:	Pam Apwal
Address of Person Responsible:	Kingsway Shopping Centre, 2 Emlyn Street, Newport NP20 1EW
Type of Premise/Business/Service:	Beauty Salon

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 15 and Schedule 7 are failing to comply with the following relevant provision(s):

Regulation 16(1) and/or 17A of The Health Protection (Coronavirus Restrictions) (No.5) (Wales) Regulations 2020, as amended for the following reasons:

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

Failure to comply with the obligations imposed on you by Regulation 17A 'Specific measures applicable to retail premises'

Specifically, on 26th April 2021 at 11:27.

No, wear a mask signage at entrance

No maximum number of persons signage at entrance.

No sanitiser available to customers at entrance.

Staff member about to provide eyebrow "Threading" treatment to a customer wearing only disposable gloves and a mask face covering.

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.

Staff member about to provide "Threading" treatment not aware of or trained in the disposal of PPE.

NHS Test, Track, Protect record maintained at head office via appointments system.

Above discussed with Pam Apwal who agreed to close the shop voluntarily until the above were addressed.

At 13:40 salon open.

No, wear a mask signage at entrance

No maximum number of persons allowed inside at any time signage at entrance.

No sanitiser available to customers at entrance.

Staff member about to provide eyebrow "Threading" treatment to a customer who had "walked in" wearing only disposable gloves and a mask face covering.

Customer who had "walked in" stated she did not have an appointment but shown to a chair. No NHS Test, Trace Protect details taken from customer.

Lone member of staff in salon stated she did not know what NHS Test Track Protect records were or that they had to be obtained from all persons attending the salon.

Staff member about to provide eyebrow "Threading" treatment still not trained in the disposal of PPE.

Test, Track, Protect record maintained at head office via appointments system.

Staff member locked shop after collecting her belongings.

At 14:16 salon re-open.

No, wear a mask signage at entrance

No maximum number of persons allowed inside at any time signage at entrance.

No sanitiser available to customers at entrance.

Staff member stated no appointments this afternoon and a customer walked in and appointment given for tomorrow. Customer was not offered sanitiser.

Lone staff member stated she had still not received PPE disposal training.

Which fails to ensure that other reasonable measures have taken place for the same purpose, contrary to Regulation 16(2)(a) and/or (b).

Failure to comply with The Health Protection (Coronavirus Restrictions) (No.5) (Wales) Regulations 2020, as amended, without reasonable excuse, is an offence under Part 8 Regulation 42 and punishable on summary conviction by a fine.

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.

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

Display wear a mask signage at entrance.

Display maximum number of persons allowed inside at any time signage at entrance.

Display no “walk ins” allowed, appointments only signage at entrance.

Ensure sanitiser available to customers at entrance.

Ensure staff member has received PPE disposal training before undertaking close contact services.

Ensure Test, Track, Protect details of all persons visiting the salon is recorded and retained in addition to records collected via the head office appointments system.

Ensure that all staff wear the correct PPE for close contact services.

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>

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:	16:49 26/4/21
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:

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- a) By way of complaint for an order, and in accordance with the Magistrates' Courts Act 1980(37), and
- b) 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, as amended are made under The Public Health (Control of Diseases) Act 1984 (*as amended*).

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

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, as amended

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

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