

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



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

Business/Premises Name:	BBS BARBERS
Business/Premises Address:	444 CHEPSTOW ROAD, NEWPORT NP19 8JG
Name of Person Responsible:	OMAR GAFOUR
Address of Person Responsible:	32 BISHOP STREET NEWPORT NP19 7FF
Type of Premise/Business/Service:	BARBER.

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 23<sup>rd</sup> SEPT. 2020 at 11:50, (WEDNESDAY) CUSTOMERS BEING WORKED BY MR GAFOUR AND A MEMBER OF STAFF WERE ~~TOO~~ CARRYING OUT WORK ON THE TWO CUSTOMERS FACES WHILST NOT WEARING FULL PPE FOR CLOSE CONTACT. MR GAFOUR JUST WEARING A MASK FACE COVERING AND MEMBER OF STAFF A MASK WITH VISOR NOT COVERING HIS FACE TO OVER HIS CHIN. BOTH CUSTOMER WAS WEARING A FACE COVERING.  
FAILING TO MEET WITH OBLIGATIONS PUT ON YOU BY REGULATION 12(2) 'REASONABLE MEASURES TO MINIMISE THE RISK OF EXPOSURE TO CORONAVIRUS'  
ALSO NO SOCIAL DISTANCING SIGNAGE AT ENTRANCE TO PREMISES.

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 CUSTOMERS TO WEAR A FACE COVERING INSIDE THE PREMISES AT ALL TIMES.
- ALL PERSONS CONDUCTING WORK ON CUSTOMERS MUST WEAR A MASK AND GLOVES WHILST IN CLOSE CONTACT.
- NO WORK ON CUSTOMERS FACES UNLESS WEARING FULL PPE AS ADVISED BY WELSH GOVERNMENT AND BE TRAINED IN PUTTING ON AND REMOVING SAFELY.
- TWO METRE SOCIAL DISTANCING SIGN TO BE DISPLAYED AT ENTRANCE TO PREMISES
- UNDERTAKE A COVID RISK ASSESSMENT FOR THE PREMISES AND MAKE AVAILABLE FOR ANY OFFICER REQUIRING IT.


Implementation of all actions identified in your COVID Risk Assessment.

Other measures that achieve equal effect but are not necessarily implemented

### 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:	12.12 23-9-1920
Enforcement Officer Contact Details:	TRADING STANDARD @ NEWPORT, GOLF, WA. 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 8<sup>th</sup> 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 are necessary and proportionate in order to ensure that the person complied with those obligations.

This Premises Improvement Notice is being issued under Regulation 17A and Schedule 5 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