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PREMISES IMPROVEMENT NOTICE
REFERENCE NUMBER - 164471



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

Business/Premises Name:	Grand Slam Grill
Business/Premises Address:	Layby off A4059 (New Road)
Name of Person Responsible:	Mr Gavin David Gwilym Williams
Address of Person Responsible:	1 Prosser Street, Mountain Ash. CF45 3UP
Type of Premise/Business/Service:	Mobile Grill/Takeaway

I, Peter John Harris (Environmental Health Officer), as a relevant person and enforcement officer designated by Rhondda Cynon Taf County Borough 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 Friday 25th September 2020 at 13:35:

1. No signage was being displayed on the mobile unit advising customers of the 2m Social Distancing rule and the need to observe it.
2. Customers were observed queuing in front of your mobile unit and not observing the 2m Social Distancing requirement.
3. 6 people not of a single family unit were observed sitting around a patio table provided by yourself and not observing the 2m Social Distancing requirement.
4. One of the person's who was sat at the patio table was observed entering the mobile unit whilst you were inside it and there was not enough space for the 2m Social Distancing requirement to be met

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.

The above point fail to ensure that a 2 metre social distance is maintained between persons on the premises, contrary to Regulation 12(2)(a).

And furthermore:

There was no hand sanitiser available for customers to sanitise their hands if they so wish.

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 Rhondda Cynon Taf County Borough Council hereby directs you to take the following actions:

1. Provide suitable and sufficient signage on the mobile unit to advise and inform customers of the 2m Social Distancing requirement and the need to observe this legal requirement.
2. Operate a system of queue management by way of signage and instruction from yourself so that the 2m legal requirement of Social Distancing is observed.
3. Only 1 person or a maximum of 6 persons (from the same family unit) is permitted to use the patio table provided by yourself.
4. No other person is permitted to enter your mobile unit whilst you are in it so as to observe to 2m Social Distancing legal requirement.
5. Provide suitable and sufficient hand sanitiser at the mobile unit to allow customers to sanitise their hands if they so wish.

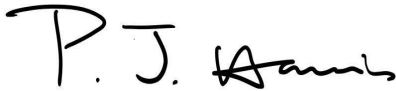
Other measures that achieve equal effect but are not necessarily specified in the guidance may be implemented.

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

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Enforcement Officer Name:	Peter John Harris		
Signed:		Time & Date:	Approximately 14:15 28 th September 2020
Enforcement Contact Details:	Officer	Peter.j.harris@rctcbc.gov.uk 01443 425001	

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:

- 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.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).

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

These Regulations expire on the 8th 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.

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THESE MEASURES WILL REMAIN IN FORCE UNTIL THE RESTRICTION HAS BEEN LIFTED BY THE WELSH MINISTERS