

**The Health Protection (Coronavirus Restrictions)(No. 2)(Wales) Regulations 2020
Paragraph 1 Schedule 5**

PREMISES IMPROVEMENT NOTICE

Reference Number TH/SRS/CCCP

1. To Mr Weronika Agata Hughes
Premises Hollywood Bowl
At Red Dragon Centre, Hemmingway Road, Cardiff. CF10 4JY
2. I Timothy Houghton, an authorised enforcement officer of the Shared Regulatory Service, an enforcement authority for the relevant local authority for the purposes of the aforementioned legislation, consider that you are failing to comply with the obligations imposed on the premises by the Regulations or in my opinion, the following measure(s) are necessary and proportionate in order to ensure you comply with the Regulations:
 - Failing to ensure all members of the public entering the building are recorded for Track and Trace purposes.
 - Failing to take all reasonable measures to ensure that a distance of 2 metres is maintained between any persons on the premises within the toilet areas especially.
 - Failing to take other reasonable measures which limit close face to face interaction and maintain hygiene as you have not:
 - ensured those entering the premise are anti-virus protecting hands prior to entry and use of facilities.
 - carried out adequate cleaning down of all touch points on amusement arcade equipment (Only 6 staff present at time of inspection).
 - included some games equipment within cleaning regime.
3. The measure or measures must be taken by 0900 on Tuesday 1st September or as soon as practicably possible.
4. **It is an offence not to comply with this premises improvement notice by the date stated.**

Please read the following notes carefully. If you are not sure of your rights or the implications of this notice, you may want to take legal advice

NOTES

1. In the opinion of the enforcement officer you are not complying with the Regulations as described in paragraph 2 of the notice. The work needed in the officer's opinion to put matters right is described and it must be finished by the date set.
2. You are responsible for ensuring that the work is carried out within the period specified, which must not be less than 48 hours beginning with the time the notice is issued.

YOUR RIGHT OF APPEAL

3. In accordance with Paragraph 5 of Schedule 5 of The Health Protection (Coronavirus Restrictions)(No.2)(Wales) Regulations 2020, if you disagree with all or part of this notice, you can appeal to the Magistrates Court. You must appeal by way of complaint for an order under Section 37 of the Magistrates Courts Act 1980 and within 7 days after the day the notice was issued. A magistrates' court may allow an appeal to be made after the expiration of the 7 days if they are satisfied that there is a good reason for the failure to appeal before the expiration of the 7 day period (and for any delay in applying for permission to appeal out of time).
4. A magistrates' court may suspend the effect of a premises improvement notice pending the determination of an appeal.
5. On an appeal against a premises improvement notice a magistrates' court may
 - (a) confirm the decision to issue the notice;
 - (b) direct that the notice is to cease to have effect;
 - (c) modify the notice;
 - (d) make such other order as the court considers appropriate.
6. If the magistrates' court directs that a notice is to cease to have effect or modifies a notice, it may order the local authority for the area in which the premises in question are situated to compensate the person responsible for the premises for loss suffered as the result of the issue of the notice.
7. An appeal by either party against the decision of a magistrates' court on an appeal may be brought to the Crown Court
8. On an appeal to the Crown Court, the Court may
 - a. Confirm, vary or reverse the decision of the magistrates' court
 - b. Remit the case the magistrates' court to dispose of in accordance with directions given by the Crown Court.

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 (delete as appropriate) :

Cardiff & the Vale of Glamorgan Magistrates Court
Fitzalan Place
Cardiff
CF24 0RZ

Tel: 02920 463040

