

PREMISES IMPROVEMENT NOTICE
REFERENCE NUMBER: RHC/07102020



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

Business/Premises Name:	River Hair Company
Business/Premises Address:	89 Cardiff Road, Taffs Well, Cardiff CF15 7PL
Name of Person Responsible:	Sian Tulloch / River Hair Company Ltd
Address of Person Responsible:	89 Cardiff Road, Taffs Well, Cardiff CF15 7PL
Type of Premise/Business/Service:	Hairdresser

I, Stephanie Evans, 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 7th October 2020 at 10:45am it was observed that:

- Client chairs were placed within 2m of each other.
- The staff members were not wearing visors or masks when carrying out hairdressing treatments.
- There was no screen at the counter where payment is taking place.
- Refreshments and sweets were being offered to customers.
- The coffee machine in the salon area was being used by staff during break times.
- There was no floor signage encouraging social distancing
- Staff were not trained in the risk assessment.
- Loud music was being played during the inspection which may result in people becoming closer than the required 2m distance to hear each other talking.

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 points fail to ensure that reasonable measures were in place for persons on the premises, 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:

- Ensure client chairs are placed 2m apart, this may be done by blanking off the middle chair or removing the middle chair.
- Staff must face wear masks at all times. Staff must wear visors and face masks when carrying out hair dressing treatments.
- Install a screen at payment desk where face-to-face interaction is more likely.
- Do not provide food or drink for clients only water in disposable cups or bottles and not allowing food or drink to be consumed in the salon by clients other than water in disposable cups or bottles.
- Encourage workers to bring their own food and drinks. This can be done by making the coffee machine out of use on the salon floor.
- Providing floor markings and signage to remind both workers and clients to maintain physical distancing wherever possible, particularly in client/guest interaction zones.
- Review the risk assessment and train staff in the risk assessment.
- Minimise loud noises which will require people to shout over them.


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>

Further guidance on close contact services is available at <https://gov.wales/close-contact-services-businesses-coronavirus-workplace-guidance-html>

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

Enforcement Officer Name:	Stephanie Evans		
Signed:		Time & Date:	07/10/2020
Enforcement Officer Contact Details:	Stephanie.evans@rctcbc.gov.uk Tel:01443 425001		

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.

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.

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.