

Annex 1

Environmental Health, Trading Standards and Licensing Formal Enforcement Action 1st July to 30 September 2012

Food

Defendant	Legislation	Nature of Case	Penalty	Costs
Susan Wai Yee CHU (Director of York Jumbo Ltd)	Food Hygiene (England) Regulations 2006 (as Amended)/ European Communities Act 1972	Poor hygiene/ failing to put in place, implement and maintain food safety procedures	Fine £10,000.00	None
York Jumbo Ltd (Chinese Restaurant)	Food Hygiene (England) Regulations 2006 (as Amended)/ European Communities Act 1972	Poor hygiene/ failing to put in place, implement and maintain food safety procedures	Fine £30,000.00	£3842.31
Inventive Leisure Services Ltd trading as Revolution (Bar)	Food Safety Act 1990 as amended	Counterfeit/falsel y described alcohol	2 year conditional discharge	£4035.16

A simple caution was issued under the Food Hygiene (England) Regulations 2006 (as Amended) for failing to put in place, implement and maintain food safety procedures.

2 simple cautions were issued under the Food Safety Act 1990, as amended for falsely describing alcohol.

Health & Safety/Licensing

1 x £50 fixed penalty notice was issued under the Health Act 2006 for smoking in a vehicle/premise.

Environmental Protection

Defendant	Legislation	Nature of Case	Penalty	Costs
Jubilee (2012) Ltd (Public House)	Environmental Protection Act 1990 as amended	Breach of an abatement notice for noise nuisance	Fine £4000.00	£1800.00
Peter PENDLEBURY (Director of Jubilee (2012) Ltd)	Environmental Protection Act 1990 as amended	Breach of an abatement notice for noise nuisance	£750.00	£900.00
Hay Lee Lee KING (Private Individual)	Environmental Protection Act 1990 as amended	Breach of an abatement notice for noise nuisance	12 months conditional discharge	£200.00
Daniel WHITE (Private Individual)	Environmental Protection Act 1990 as amended	Breach of an abatement notice for noise nuisance	£350.00	£884.92

Trading Standards

Defendant	Legislation	Nature of Case	Penalty	Costs
John DUGGAN (Builder)	Consumer Protection from Unfair Trading Regulations 2008	Poor standard building work	Fine £3500.00	£1500.00

A simple caution was issued under the Weights and Measure Act 1985 to a butcher for selling underweight meat.

A simple caution was issued under the Consumer Protection from Unfair Trading Regulations 2008 for displaying an unauthorised trade symbol.

Regional Scambusters Team

Defendant	Legislation	Nature of Case	Penalty	Costs
Vincent Andrew WATKINSON (Director of Compass Mobility Ltd)*	Common Law/Proceeds of Crime Act 2002	Conspiracy to defraud	5 years imprisonment	Not set
Timothy Leonard Herbert WRIGHT (Director of Compass Mobility Ltd)*	Common Law/Proceeds of Crime Act 2002	Conspiracy to defraud	5 years imprisonment	Not set

*John Alexander HIGGINSON is also a Director of Compass Mobility Ltd and pleaded guilty to offences under the Consumer Protection from Unfair Trading Regulations 2008 – sentencing hearing at Leeds Crown Court on 1st October 2012.

National Trading Standards E-Crime Centre

A simple caution was issued under the Trade Marks Act 1994 for unauthorised use of the London 2002 Olympic symbol.

Please note: all fines imposed by the Courts are now subject to an additional £15 victim surcharge.