

**Environmental Health, Trading Standards and Licensing
Formal Enforcement Action 1st January 2011 – 31st March 2011**

Animal Health

Defendant	Legislation	Nature of Case	Penalty	Costs
Gillian O'HARA (nee FLETCHER) (Private Individual)	Dogs Act 1871	Dangerous dog	Order to keep dog under proper control	£205.00
Gemma LEWINGTON (Private Individual)	Dogs Act 1871	Dangerous dog	Order to keep dog under proper control and muzzled in public	£100.00
Patricia O'CONNELL (Private Individual)	Dogs Act 1871	Dangerous dog	Order to keep dog under proper control	£205.00
Sharon SPARKS (Private Individual)	Dogs Act 1871	Dangerous dog	Order to keep dog under proper control and muzzled in public	£205.00
Nicholas WADE (Private Individual)	Dogs (Fouling of Land Act) 1996	Dog Fouling	Fine £70.00	£145.00

1 x £50.00 fixed penalty notice was issued under the Dogs (Fouling of Land) Act 1996 for allowing a dog to foul and failing to remove the faeces.

Food

2 x simple cautions were issued under the Food Safety Act 1990 for displaying a label falsely describing the alcoholic strength of spirits.

Health & Safety/Licensing

6 x £50 fixed penalty notices were issued under the Health Act 2006 for smoking in a vehicle/premise.

Environmental Protection

Defendant	Legislation	Nature of Case	Penalty	Costs
Christine GILL (Private Individual)	Environmental Protection Act 1990	Breach of an abatement notice for noise nuisance	12 Months conditional discharge & forfeiture of seized noise equipment	£100.00
Gemma MEAD (Private Individual)	Environmental Protection Act 1990	Breach of an abatement notice for noise nuisance	12 Months conditional discharge & forfeiture of seized noise equipment	£150.00

2 x simple cautions were issued under the Environmental Protection Act 1990 for breaches of abatement notices for noise nuisance.

Trading Standards

Defendant	Legislation	Nature of Case	Penalty	Costs	Compensation	Proceeds of crime confiscation
Sharon Diane FARRAR (Owner block paving business)	Fraud Act 2006	Fraud by misrepresentation in the course of re-laying a driveway for an 84 year old victim.	6 months prison sentence suspended for 2 years 320 hours community service	None	£2000.00	N/a
Ian Raymond LEGG (DVD trader)	Proceeds of Crime Act 2002	Application for confiscation and costs for Trade Mark offences.	*N/a	£6000.00	None	£8000.00

*Sentencing hearing 1 September 2010: 12 month prison sentence suspended for 2 years, 250 Hours Community Service.

1 x simple caution was issued under the Trade Marks Act 1994 for possessing counterfeit UGG boots for sale.

1 x £80.00 fixed penalty notice was issued under the Licensing Act 2003 for selling alcohol to a person under the age of 18.

Regional Scambuster Team

2 x simple cautions were issued under the Trade Marks Act 1994 for possessing counterfeit goods and adapting a computer for making illegal copies of DVDs.

2 x court undertakings obtained under the Enterprise Act 2002. The individuals (who sell mobility aids to vulnerable consumers) have undertaken not to breach various consumer protection legislation including that relating to unfair trading practices, the sale of goods and doorstep selling. The individuals have also had to pay £1250 costs each.

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