

Annex A: Formal Enforcement Action 1st July 2007 – 30th September 2007

Animal Health

Defendant	Legislation	Nature of Case	Penalty	Costs
Keith ALLEN (Private Individual)	Welfare of Animals (Transport)(England) Order 2006	Transported an animal in a way which caused or was likely to cause, injury or unnecessary suffering.	Conditional Discharge	£751.72
Joan SIMPSON (Private Individual)	Dogs (Fouling of Land) Act 1996	Failed to remove dog faeces	12 months conditional discharge	250.00

- Mr Long
(Private Individual) - A written undertaking was made under the Dogs Act 1871 to keep a dog under control.
- Karen WEBSTER
(Private Individual) - A written undertaking was made under the Dogs Act 1871 to keep a dog under control.

Food

Defendant	Legislation	Nature of Case	Penalty	Costs
Greene King Brewing and Retailing Limited trading as Lendal Cellars (Public House)	Food Hygiene (England) Regulations 2006 (as amended)	Poor hygiene/failed to comply with Community Provision/Improvement Notice	Fine £9000.00	£2500.00
The Mogul Bengali Cuisine Limited (Indian Restaurant)	Food Safety Act 1990	Sold Cobra Beer which was not Cobra Indian Beer.	Fine £1000.00	£944.28

- Karen Linda HIRST
trading as The Nags
Head Inn
(Public House) - Two cautions were issued under the Food Hygiene (England) Regulations 2006 for failing to comply with a Community Provision regarding cleanliness of premises, articles, fittings and equipment.

Trading Standards

Defendant	Legislation	Nature of Case	Penalty	Costs
Paul TATTERSFIELD (Car Boot Trader)	Trade Marks Act 1994	Counterfeit DVDs at Rufforth Car Boot Sale.	140 hours community Service	£945.52

Trading Standards (Continued)

- David Barry CLOUGH
(Car Boot Trader)
- A caution was issued under the Trade Marks Act 1994 for possessing counterfeit DVDs at Rufforth Car Boot Sale.
- Michael David HORN
(Barman)
- A caution was issued under the licensing Act 2003 for selling alcohol to a person under 18 at The Lowther, Cumberland Street.
- Ian Robert THEWLIS
(Car Boot Trader)
- A caution was issued under the Trade Marks Act 1994 for selling counterfeit DVDs

Environmental Protection

Defendant	Legislation	Nature of Case	Penalty	Costs
Shane HOLMES (Private Individual)	Environmental Protection Act 1990 as amended	Failed to comply with a noise abatement notice	£100.00	£500.00
Eric W SWIERS (Farmer)	Environmental Protection Act 1990 as amended	Failed to comply with a abatement notice	Trial - Not Guilty	
Whitkirk Produce Co. Ltd (Waste Disposal Company)	Environmental Protection Act 1990 as amended	Failed to comply with a abatement notice	Trial - Not Guilty	

- Lucy FILLINGHAM
(Private Individual)
- A caution was issued under the Environmental Protection Act 1990 as amended for failing to comply with noise abatement notice.

Licensing

Defendant	Legislation	Nature of Case	Penalty	Costs
Andrew CLARK trading as XES (Sex Shop Proprietor)	Local Government (Miscellaneous Provisions) Act 1982	Appeal against sentence - Unlicensed Sex Shop	Fine £2000.00 (reduced from £14,000)	£1108.30