

COMMITTEE REPORT JANUARY 2013

Food Hygiene (England) Regulations 2006 EC852/2004

One Hygiene Improvement Notice was served on a food business operator of a business on High Street, Arnold following an investigation into lack of documented management system. This Notice has not yet expired. The premises were awarded a score of 'one' on the food hygiene rating scheme.

A Hygiene Emergency Prohibition Notice was served on a premise on Victoria Road, Netherfield prohibited the use of a vacuum packing machine for both raw and ready to eat foods. On 13th December a Hygiene Emergency Prohibition Order was granted by Nottingham Magistrates Court for this machine. Three Hygiene Improvement Notices were also served on these premises; one requiring staff training, one requiring steps to separate raw and cooked foods, and another requiring a documented management system. The premises were awarded a score of 'zero' on the food hygiene rating scheme.

Environmental Protection Act 1990 Section 80

A Notice was served on the occupier of a property on Queens Avenue, Gedling on 21st September, 2012 to prevent the accumulation of domestic refuse and furnishings at the rear of the property. The notice has as not complied with and officers have arranged for the removal of the waste. The owner will be pursued for the £75 costs the council has incurred.

A Notice was served on the occupier of a property on Dunstan Street, Netherfield, on 5th December, 2012 to prevent the accumulation of domestic refuse and furnishings at the rear of the property. The notice has not been complied with and officers are currently in the process of arranging removal of the items.

A Notice was served on the occupier of a property on Brookwood Crescent, Carlton, on 5th December, 2012 to prevent Smoke and smells from fires. Since the notice was served no further complaints have been received.

A Notice was served on the occupier of a property on Shorwell Road, Carlton, to prevent the accumulation of household waste in the garage and rear of the property. The notice has not been complied with and officers are currently in the process of arranging removal of the items.

Environmental Protection Act 1990 sections 87 and 88

Under the above legislation it is an offence if any person throws down, drops or otherwise deposits litter on any public land. The Act also enables the local Authority to operate a fixed penalty scheme whereby the offender may be given the option for paying a fixed penalty within 14 days and so discharge any liability of conviction for that offence by the Court. The current level of fixed penalty is £50.00.

Enforcement has been carried out by Officers for the following offences:

Date of Offence	Location of Offence	Ward	Person Witnessing Offence	Fixed penalty served	Paid	Comments
27.10.12	Victoria Road Netherfield	Netherfield & Colwick Ward	Neighbourhood Warden	01.10.12	Y	
23.09.12	Dunstran Street Netherfield	Netherfield & Colwick Ward	Neighbourhood Warden	13.11.12	N	The file has been passed to the councils legal department for consideration

22.09.12	Victoria Road Netherfield	Netherfield & Colwick Ward	Neighbourhood Warden	13.11.12	N	The file has been passed to the councils legal department for consideration
09.11.12	Front Street Arnold	St Marys Ward	Neighbourhood Warden	13.11.12	Y	
16.11.12	Bonnington Drive Arnold	Bonnington Ward	Neighbourhood Warden	16.11.12	Y	
02.11.12	Station Road Carlton	Carlton Ward	Neighbourhood Warden	19.11.12	Y	
16.11.12	Sherbrook Road	Daybrook Ward	Neighbourhood Warden	20.11.12	Y	
17.11.12	Carlton Hill	Carlton Hill Ward	Neighbourhood Warden	20.11.12	Y	
17.11.12	Front Street Arnold	St Marys Ward	Neighbourhood Warden	20.11.12	Y	
17.11.12	Mapperley Top	Porchester Ward	Neighbourhood Warden	20.11.12	Y	
20.11.12	Front Street Arnold	St Marys Ward	Neighbourhood Warden	21.11.12	Y	
17.11.12	Plains Road Woodthorpe	Woodthorpe Ward	Neighbourhood Warden	26.11.12	Y	
03.12.12	Victoria Road Netherfield	Netherfield & Colwick Ward	Neighbourhood Warden	04.12.12	Y	

The following cases have been taken at Nottingham Magistrates Court following investigations by the Neighbourhood Wardens.

Date of conviction	Legislation	Offence	Area offence committed	Judgement
03.12.12	s.87 Environmental Protection Act 1990	Littering	St Marys Ward	Fine £110 £15 Victim Surcharge £180 Costs
03.12.12	s.87 Environmental Protection Act 1990	Littering	St Marys Ward	Fine £600 £15 Victim Surcharge £180 Costs
03.12.12	s.87 (6)Environmental Protection Act 1990	Littering	St Marys Ward	Fine £600 Costs £15 £180 Costs
03.12.12	s.87 (6)Environmental Protection Act 1990	Littering	St Marys Ward	Fine £600 Costs £15 £180 Costs
05.12.12	s.87 (6)Environmental Protection Act 1990	Littering	St Marys Ward	Fine £110 Costs £15 £100 Costs
05.12.12	s.87 (6)Environmental Protection Act 1990	Littering	St Marys Ward	Fine £600 Costs £15 £180 Costs
05.12.12	s.87	Littering	Carlton Hill	Fine £600

	(6)Environmental Protection Act 1990		Ward	Costs £15 £180 Costs
03.12.12	s.34 (6)Environmental Protection Act 1990	Duty of Care	Netherfield & Colwick Ward	Fine £300 Costs £280 £15 Costs