



Walsall Council

Environmental Health

Mr Raman Singh



Your Ref:

Our Ref: WK/202018849

Date: 31st December 2020

Please ask for: Mr John Harvey

Direct Line: 01922 653366

E-mail: covid19reporting@walsall.gov.uk

Dear Mr Singh

Regulation 9(2) of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020; King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.

A copy of a Prohibition Notice is enclosed in respect of the above premises, or part thereof, which was observed to be open for the sale and consumption of alcohol in contravention of the above named Regulations.

The enclosed Notice specifically prohibits King George V from opening its premises, or part of its premises for the sale and consumption of food and drink and providing food or drink for consumption on the premises.

Failure to comply with this Prohibition Notice, without reasonable excuse, is an offence under Regulation 10 of the Regulations, punishable upon summary conviction in a Magistrates' Court or by a Fixed Penalty Notice issued in accordance with Regulation 11 and 12 of the Regulations

Due to the serious nature of the allegation, unannounced physical or social media monitoring will be carried out by local authority staff or West Midlands Police to ensure that the requirements of the legislation are being properly met and observed.

This monitoring will take place for the duration of the current regulations or for 3 months whichever ends sooner.

Environmental Health, Civic Centre, Darwall Street, Walsall WS1 1TP

Tel. 01922 653366

I appreciate that this is a very difficult and uncertain time for everyone and I would signpost you to the latest Government guidance on current restrictions in relation to emergency measures in place and advice for businesses, employers and employees can be found at:

<https://www.gov.uk/government/publications/further-businesses-and-premises-to-close>

I appreciate your cooperation and assistance with this matter. My contact details are at the head of this letter should you wish to speak to me.

Yours faithfully,

A handwritten signature in blue ink, appearing to read 'J. Harvey', with a stylized flourish at the end.

John Harvey

Environmental Health Officer



Walsall Council

The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 as amended¹ (SI. 2020 No. 1374)

PROHIBITION NOTICE

Date: 31st of December 2020

Notice Reference: 202018849

Part A

To: Mr Raman Singh



Of: King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.

Trading as: King George V

This Prohibition Notice is served under Regulation 9(2) of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 ("the Regulations") and has immediate effect.

The Regulations impose certain restrictions to protect against the risks to public health arising from coronavirus. Failure to comply with the requirements of the Regulations, without reasonable excuse, is a criminal offence.

I, John Harvey, designated as a relevant person for the purposes of the Regulations by Walsall Council, have reasonable grounds for believing that you are contravening requirements in the Regulations as set out in Part B below and that it is necessary and proportionate to issue this Prohibition Notice to prevent continued contravention of those requirements.

Part B. Contravention of the Restrictions

Regulation Contravened: Regulation 8 of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 as amended and Paragraph 11(1) Part 3 of Schedule 3A to the Regulations which states

A person responsible for carrying on a restricted business, or providing a restricted service in the Tier 4 area, must —

- (a) close any premises, or part of the premises, in which food or drink are provided for consumption on those premises, and
- (b) cease providing food or drink for consumption on its premises.

¹ Amended by SI 2020/1611

Particulars of Offence: At 20.00 hrs on the 24th December 2020 whilst on patrol PC 0876 Byetheway and PC23113 Dautovic of West Midlands Police noted activity at the premises known as the King George V. The Police Officers entered the building and confirmed that Mr Raman Singh, [REDACTED] was carrying on a business/providing a service other than as permitted by the exceptions listed, namely that he had opened its premises, or part of the premises, known as King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ for the consumption of drink on the premises.

Part C. Action Required

This Prohibition Notice requires that you immediately cease the activities identified in Part B giving rise to contravention of the Regulations. The measures specified below must be taken to prevent continued contravention of the Regulations:

- 1 Close the premises, or part(s) of the premises, in which food or drink are provided for consumption on the premises; and
- 2 Cease providing drinks (alcoholic or otherwise) for consumption on the premises

Part D. Consequences of non-compliance with this Notice, and with the Regulations

Failure to comply with this Prohibition Notice, without reasonable excuse, is an offence under Regulation 10 of the Regulations, punishable by a fine on summary conviction in a Magistrates' Court.

In the event of continued contravention of the Prohibition Notice, or of any requirements under Regulation 10 of the Regulations (Offences and penalties), a fixed penalty notice may be issued in accordance with Regulation 11 and 12 of the Regulations, or you may be prosecuted under regulations 10 and 13 of the Regulations.

Part E. Challenging this Prohibition Notice

If you consider that the Notice should not have been issued, you can make representations to Walsall Council in writing outlining your reasons for challenging the Notice, within 21 days of the date on this Notice.

Your challenge will be processed in accordance with Walsall Councils Complaint Procedure: <https://go.walsall.gov.uk/tellus>

Contact: Walsall Council, Civic Centre, Darwall Street, WS1 1TP. (Tel. 01922 653366)

¹ Amended by SI 2020/1611

This Notice remains in force even if you have raised a challenge.

Should the Local Authority's review of your challenge determine that the Notice should not have been issued, you will be notified in writing.

Signed: 

Date: 31/12/2020

Name: John Harvey

Name and Address of Local Authority: Walsall Council, Darwall Street, Walsall,
WS1 1TP

Telephone: 01922 653366

Email: covid19reporting@walsall.gov.uk

If you are not sure of your rights or the implications of this Notice, you may want to seek independent legal advice