



**Gwasanaeth Tân ac Achub**  
De Cymru  
South Wales  
Fire and Rescue Service

**Gofynner am/  
Please ask for:** Information Governance  
**Tel:** 01443232355  
**E-bost/E-mail:** InformationGovernance@southwales-fire.gov.uk  
**Our ref:** IG005053  
**Dyddiad/Date:** 16/04/2025

**RE: Request for Information held by SWFRS.**

Your request ref: IG005053 has been dealt with under the Freedom of Information Act 2000.

**You asked us:**

JAYNES BABY BANK CHARITY SHOP  
5 Crane Street  
Pontypool  
NP4 6LY

This request follows my initial complaint submitted on 02.04.2026 and subsequent observations indicating continued commercial operation of the premises despite the Prohibition Notice being in force.

I note that the status of the notice has changed from "Prohibition" to "Enforced," and that the stated reasons have been amended from detailed fire safety failings to references A8, A13 and A17.

In light of this, I require the following information:

**1. Legal Meaning and Basis of Changes**

- A full explanation of the change in status from "Prohibition" to "Enforced," including the legal effect of this change.
- Clarification of the references A8, A13, and A17, including the specific provisions of the Regulatory Reform (Fire Safety) Order 2005 or associated enforcement framework to which they relate.
- The rationale for replacing the original detailed risk description (including excessive fire loading, inadequate means of escape, and lack of AFD) with these coded references.

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Parc Busnes Forest View, Llantrisant,  
Ynmaerdy, Pont-y-clun, CF72 8LX.

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[www.decymru-tan.gov.uk](http://www.decymru-tan.gov.uk)

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**DEWRDER I WEITHREDU, TOSTURI I OFALU**

We welcome correspondence in Welsh and English – We will respond equally to both and will reply in your language of choice without delay.

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## 2. Enforcement Actions Taken

A full record of all actions taken by the Service since my complaint dated 02.04.2026, including but not limited to:

- Inspection reports
- Officer attendance logs
- Correspondence with the responsible person
- Any variation, withdrawal or re-issue of enforcement notices
- Confirmation as to whether the premises has at any time been deemed compliant since the original Prohibition Notice was issued. (I believe we have received everything regarding this property- Karren sent me documents on Monday this week so if there is anything new since then, please can you send that over)

## 3. Non-Compliance and Ongoing Risk

- Whether the Service has identified breaches of the Prohibition Notice, specifically in relation to the premises continuing to operate commercially.
- Details of any risk assessments or professional opinions formed by inspecting officers regarding the danger to relevant persons during this period of alleged non-compliance.

## 4. Consideration of Prosecution

- Whether the Service is currently investigating offences under the Regulatory Reform (Fire Safety) Order 2005 in respect of this premises.
- Whether prosecution is being considered in light of evidence submitted demonstrating continued trading contrary to the Prohibition Notice.
- If no prosecution is being pursued, a clear explanation of the reasons for this decision.

## 5. Evidence Handling

- Confirmation that the evidence I submitted has been formally logged, reviewed and assessed.
- Details of any conclusions drawn from that evidence.

Given the seriousness of a Prohibition Notice - typically issued where there is a serious and immediate risk to life - and the potential implications of continued occupation or commercial use, I expect a full and transparent response.

If any part of this request is considered exempt, please clearly specify the exemption relied upon and provide all remaining information that can lawfully be disclosed.

I have also attached a copy initial complaint with supporting evidence for your information.

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## Our response:

There is an Enforcement Notice and a Prohibition Notice on the premises. The status has not changed. Please use the following link which will provide you up to date information on both Notices: <https://nfcc.org.uk/our-services/enforcement-register/>

1. A Prohibition Notice (Article 31 FSO) is used when there is an immediate and serious risk to life, requiring all or part of the premises to stop being used straight away.

When the status later changes to “Enforced”, it means the immediate danger has been removed, so the prohibition is lifted. However, the premises is still under an Enforcement Notice (Article 30 FSO), meaning the responsible person must complete further remedial work.

In short: the building can be used again, but legal enforcement continues until full compliance is achieved.

These codes correspond to specific duties under the Regulatory Reform (Fire Safety) Order 2005:

- A8 – Article 8: Duty to take *general fire precautions* (overall safety measures, reducing risk, ensuring safe escape).
- A13 – Article 13: Duty to provide *fire detection, alarm systems, and firefighting equipment*.
- A17 – Article 17: Duty to *maintain* all fire safety systems (alarms, emergency lighting, fire doors, etc.).

These codes identify the legal basis for the enforcement action.

## Why Detailed Risk Descriptions Were Replaced with Article Codes

- Legal precision: Enforcement notices must cite the *specific legal duties* breached.
- Standardisation: Welsh and UK fire services use article codes for consistency across enforcement registers.
- Data protection: Article codes allow publication of enforcement actions without exposing sensitive operational detail.
- Clarity: Codes avoid misinterpretation of technical descriptions by the public.
- Alignment with national guidance: Public registers summarise breaches using article references, while full details remain in the formal notice.

2. Please see the attached bundle titled 02. IG005053 FOI Bundle. This bundle contains documentation demonstrating the work that has been completed for these properties.
3. Please see the attached bundle IG005053 FOI Bundle.
4. As above.
5. Please see the attached bundle IG005053 FOI Bundle.

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If you have any queries regarding your information request, please contact us at [InformationGovernance@southwales-fire.gov.uk](mailto:InformationGovernance@southwales-fire.gov.uk) quoting the reference number above in any future communication.

If you are dissatisfied with the handling or outcome of your information request, you have the right to ask for an internal review. An internal review will consider whether the handling or outcome of your request was appropriate, in line with the Freedom of Information Act 2000 and/or the Environmental Information Regulations 2004.

If you are dissatisfied with the handling of your personal data or how we have responded to a request to exercise your data subject rights, you have the right to request an internal review. An internal review will consider whether your personal data and/or request were handled appropriately, in line with applicable data protection legislation.

Requests for an internal review should be submitted to the Information Governance Manager within 40 working days of the initial response.

You can submit a request by e-mail or letter to:

- **Email:** [InformationGovernance@southwales-fire@gov.uk](mailto:InformationGovernance@southwales-fire@gov.uk)
- **Mail:** Information Governance Manager, South Wales Fire and Rescue Services HQ, Forest View Business Park, Llantrisant, CF72 8LX

Internal reviews will be conducted by the Senior Information Risk Owner, or their deputy. We aim to respond within 20 working days of the receipt of the request for an internal review. There may be circumstances where we need more time to complete an internal review, such as if we need to address complex issues, consult third parties or consider substantial amounts of information. In these circumstances we will inform you that we need more time, this will normally be no more than an additional 20 working days, unless we consider that there are legitimate reasons why a longer extension is necessary. As with requests for information, if we require clarification for an internal review request then the timescale to respond does not start until we receive the clarification.

If you are dissatisfied with the outcome of the review, then you may seek a review by the Information Commissioner's Office ("ICO"), which has the powers to uphold or overturn the decision. Please see ICO contact information below. South Wales Fire and Rescue Service will abide by the decisions of the ICO unless it considers itself to have grounds for an appeal to the First-Tier Tribunal (Information Rights).

- **Website:** <https://ico.org.uk/make-a-complaint/>
- **Email:** [icocasework@ico.org.uk](mailto:icocasework@ico.org.uk)
- **Mail:** Information Commissioner's Office, Wycliffe House, Wilmslow, Cheshire, SK9 5AF.

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- **Telephone:** 0303123113

Please be aware that the ICO will be unlikely to accept a complaint until you have first been through our internal review procedure first.

Yours Faithfully,

### **Information Governance**

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