

02/05/2016

Your Ref:
 HC/RSL/0318
 HC/INBS/209
 HC/INBS/546

Our Ref:
 PREMISES 32551
 PREMISES 21734
 PREMISES 21735

Clerk to the Highland Board
 Town House
 High Street
 Inverness
 IV1 1JJ



**POLICE
 SCOTLAND**

Keeping people safe

Philip Gormley QPM
 Chief Constable

Divisional Co-ordination Unit
 Highland and Islands Division
 Police HQ
 Old Perth Road
 INVERNESS
 IV2 3SY

FOR THE ATTENTION OF CLERK TO THE HIGHLAND LICENSING BOARD

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
 PREMISES LICENCE HOLDER DUTY TO NOTIFY LICENSING BOARD OF
 CONVICTIONS**

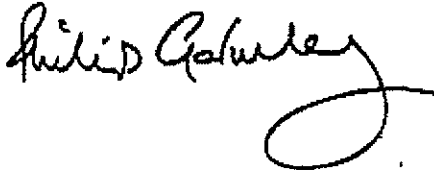
ALDI STORES AT THE FOLLOWING LOCATIONS

- 3A NORTH ROAD, FORT WILLIAM, HIGHLAND, PH33 6SU
- INSHES RETAIL PARK, INVERNESS, IV2 3TW
- 16 TELFORD STREET, INVERNESS, IV3 5JZ

I refer to the above and your correspondence. In terms of Section 44(4)(b) of the Licensing (Scotland) Act 2005, I have to advise you that the licence holder has been convicted of the following relevant offence(s).

Date	Court	Crime/Offence	Disposal
24/02/2016	Teesdale Crown Court	Sec 2 of the Health & Safety at Work Act	£100, 000 fine

Yours faithfully

A handwritten signature in black ink, appearing to read 'Philip Gormley'. The signature is fluid and cursive, with a large loop at the end of the last name.

Philip Gormley QPM
Chief Constable

For enquires please contact the Licensing dept on 01463 720817

WRITTEN SUBMISSION TO HIGHLAND LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

REQUEST FOR REVIEW OF PREMISES LICENCE


PREMISES: ALDI, INSHES RETAIL PARK, INVERNESS

ALDI, 16 TELFORD STREET, INVERNESS

NOTICE IN RESPECT OF ALDI STORES LIMITED

1. In October 2014, a company, Wilkinsons Maintenance, carried out works at one of Aldi's depots in Darlington.
2. As part of the works, a smoking shelter was relocated for a short period.
3. Strong winds led to this smoking shelter being lifted from the ground and striking an Aldi employee.
4. The employee suffered soft tissue damage and was off work for three months. The employee, after a phased return is now performing the same duties as before.
5. Both Aldi and Wilkinsons Maintenance were prosecuted by Darlington Burgh Council under Section 2 and 3 of the Health and Safety at Work etc Act 1974. Whilst Wilkinsons Maintenance had generated a full risk assessment and method statement and the works had been checked by Aldi, the Council felt that a separate risk assessment should have been carried out for the temporary relocation of the smoking shelter. It was under that area that charges were brought.
6. Both Aldi and Wilkinsons Maintenance pled guilty to one charge each, Aldi under Section 2 of the 1974 Act and Wilkinsons Maintenance under Section 3 of the 1974 Act by putting employees at risk.
7. Aldi were fined £100,000 in respect of this conviction. It should be noted that while the fine is large, it is based upon the turnover of their company in question. By way of example, Wilkinsons Maintenance were fined £20,000 as a result of the same incident.
8. It should be noted that this conviction relates to a matter outwith the Board's area and is not linked to the sale of alcohol.
9. Police Scotland have not taken the opportunity to make any recommendation re further action.
10. Aldi Stores in the Board's area do not have smoking shelters.
11. This is the first time that Aldi has had to report a relevant offence.

Aldi Stores Limited are happy to provide any further information should the Board require it.


.....NAME (Agent for Aldi Stores Limited)
6/5/16
.....DATE

