

AGENDA ITEM No. 11

NORTH LANARKSHIRE COUNCIL
REPORT

To: ENVIRONMENTAL SERVICES COMMITTEE	Subject:
From: DIRECTOR OF ENVIRONMENTAL SERVICES	Notification of a Prosecution in terms of the Food Safety Act, 1990. Case against Mr. John Findlay, Licensee, Milton Vaults, 18-20 Milton Street, Motherwell
Date: 14 December 1998	
Ref: AJF/TS	

PROPOSED DECISION

To note the outcome of a successful prosecution taken in terms of Section 15 of The Food Safety Act 1990 against Mr John Findlay, Licensee of The Milton Vaults, 18-20 Milton Street, Motherwell.

REPORT

On the 15th October 1997, Environmental Health Officers from the Environmental Services Department of North Lanarkshire Council procured a formal sample of Famous Grouse Scotch Whisky from the Milton Vaults, 18-20 Milton Street, Motherwell as part of the Department's ongoing sampling initiative.

The sample was sent for analysis to Glasgow Scientific Services and a report was received on 23rd January 1998 which indicated that the sample submitted, in the opinion of the analyst, was not Famous Grouse Scotch Whisky and, therefore, the label falsely described the whisky under the terms of Section 15 of the Food Safety Act, 1990.

The matter was reported to the Procurator Fiscal at Hamilton who has advised me that at Hamilton Sheriff Court on 16th November 1998, Mr John Findlay pled guilty to a charge of selling Famous Grouse Whisky which was not genuine, contrary to Section 15 of the Food Safety Act 1990 in that the label falsely described the food and was likely to mislead the purchaser as to the quality of the food, and was subsequently fined £200.

M'Kenzie L. Hutton