

Compliance Notice

Section 75 of the Consumer Protection Act 2007

Tongali Trading Limited t/a Ciaran O'Flynn Jewellers
Thurles Shopping Centre
Thurles
Co. Tipperary
E41 F7D2

Competition and Consumer Protection Commission
Bloom House
Railway Street
Dublin 1
D01 C576

I, [REDACTED], an Authorised Officer of the Competition and Consumer Protection Commission (the "**CCPC**"), duly appointed under section 35 of the Competition and Consumer Protection Act 2014, hereby give you, Tongali Trading Limited trading as "Ciaran O'Flynn Jewellers", ("**Tongali Trading Limited**") notice, pursuant to section 75(2) of the Consumer Protection Act 2007 as amended (the "**2007 Act**"), that I am of the opinion that you engaged in a prohibited act or practice as defined in section 67(e) of the 2007 Act, namely a contravention of Consumer Protection (Consumer Information) (Articles of Precious Metals) Regulations 2019 (S.I 442 of 2019) (the "**2019 S.I.**").

A. Statement of alleged contravention

1. For the reasons outlined in Section C below, it is alleged, that you, Tongali Trading Limited, being a trader for the purposes of the 2007 Act and being a trader to which Regulation 7 of the 2019 S.I. applies, on 11 November 2025 engaged in a prohibited act or practice (as defined in section 67(e) of the 2007 Act by failing to display at Ciaran O'Flynn Jewellers, Unit 14, Dungarvan Shopping Centre, Dungarvan, Co. Waterford, X35 N720 (the "**Premises**"), a notice, in the form set out in the Schedule to the 2019 S.I. (in contravention of Regulation 7 of the 2019 S.I.).

B. My opinion

1. I am of the opinion that you, Tongali Trading Limited, engaged in the prohibited act or practice outlined in the statement of alleged contravention above by failing to display at your Premises

a notice in the form set out in the Schedule to the 2019 S.I. in contravention of Regulation 7 of the 2019 S.I..

C. The reasons for my opinion

1. The reasons for my opinion are based on the following:

- (a) Tongali Trading Limited can be described as a “trader” for the purposes of the 2007 Act.
- (b) Tongali Trading Limited can be described as a trader who supplies an article of precious metal from premises to which the public has access and therefore is subject to Regulation 7 of the 2019 S.I.
- (c) Section 67(e) of the 2007 Act states that a prohibited act or practice is any contravention of a regulation under section 50 of the 2007 Act, one of which is the 2019 S.I. Regulation 7 of the 2019 S.I. requires a trader who supplies an article of precious metal from premises to which the public has access to display a notice in the form set out in the Schedule to the 2019 S.I.
- (d) I conducted an inspection of your Premises on 11 November 2025 and found that no such notice was displayed in contravention of the 2019 S.I., such a contravention being a prohibited act or practice as defined in section 67(e) of the 2007 Act.

D. Compliance directions and requirements

- 1. Tongali Trading Limited, a trader, is hereby required to display a notice in the form set out in the Schedule to the 2019 S.I. (in accordance with Regulation 7 of the 2019 S.I.) at your Premises and to display it in accordance with the requirements of Regulation 8 of the 2019 S.I.
- 2. Tongali Trading Limited must comply with this compliance direction and requirements by **03 April 2026**.

3. This Compliance Notice in no way impacts Tongali Trading Limited's obligation to fully comply with all legal obligations between the date of this Compliance Notice and the date on which this Compliance Notice takes effect.

E. Appeal Procedure

1. Tongali Trading Limited may appeal this Compliance Notice to the District Court in the district in which the notice is served **within 14 days after its service**.
2. The form and manner of such an appeal is to be found in the District Court Rules. This is available from the registrar at the local District Court office or on the Courts Service website.
3. In the event that Tongali Trading Limited decides to appeal the Compliance Notice, Tongali Trading Limited must, at the same time, notify the CCPC at the above address. Tongali Trading Limited must also notify the CCPC of the grounds for the appeal.
4. If an appeal is not made in accordance with section 75 of the 2007 Act and within 14 days after service of the notice, this notice will be treated as not disputed, Tongali Trading Limited will be deemed to have accepted the Notice and to have agreed to comply with the compliance direction and requirements.
5. Any failure or refusal to comply with this Notice is an offence and, on summary conviction, Tongali Trading Limited will be liable to the fines and penalties set out in Part 5, Chapter 4 of the 2007 Act.

Signature:





Authorised Officer
Competition and Consumer Protection Commission

Date: 04 March 2026

This information is intended for information purposes only and does not constitute part of the Compliance Notice.

Compliance Notice Notes

Consumer Protection Act 2007 (2007 Act)

1.	Section 75(6) 2007 Act requires a person, when lodging an appeal, to, at the same time, notify the Competition and Consumer Protection Commission (CCPC) of the appeal and the grounds for the appeal. The CCPC is entitled to appear, be heard and adduce evidence on the hearing of the appeal.
2.	If on appeal the compliance notice is not cancelled, the notice takes effect on the later of the following a) the day after the day on which the notice is confirmed or varied on appeal, b) if the appeal is withdrawn by the appellant the day after the day it is withdrawn, c) the day specified in the notice.
3.	If there is no appeal under section 75(5) 2007 Act, the compliance notice takes effect on the later of the following: a) 14 days after the notice is served. b) the day specified in the notice.
4.	An Authorised Officer may- a) withdraw a compliance notice at any time, or b) if no appeal is made or pending under section 75(5) 2007 Act, extend the date by which the recipient is to comply with the compliance direction and requirements.
5.	Withdrawal of a compliance notice does not prevent the service of another compliance direction or requirement specified in a compliance notice, whether it relates to the same matter or a different matter.
6.	In accordance with section 75(13) 2007 Act, if a compliance notice takes effect, the CCPC is required to publish the compliance notice, or cause it to be published in any form or manner it considers appropriate.
7.	Section 86 2007 Act requires the CCPC to maintain a "Consumer Protection List" of names and addresses together with a description of their trade, business or profession

	in respect of any enforcement actions taken by the CCPC. This includes persons against whom compliance notices have taken effect.
8.	Any person who, without a reasonable excuse, fails to comply with a direction or requirement specified in a compliance notice, commits an offence and, on summary conviction, is liable to the fines and penalties set out in section 79 2007 Act.
9.	Section 79(1) 2007 Act provides that a person guilty of an offence under the 2007 Act is liable on summary conviction to the following fines and penalties: a) a Class B fine not exceeding €4000 or up to 6 months imprisonment or both, b) on any subsequent summary conviction, a fine not exceeding €5000, or imprisonment for a term not exceeding 12 months or both. c) If, after being convicted of an offence, a person continues to contravene the requirement or prohibition to which the offence relates, the person is guilty of a further offence on each day the contravention continues and for each such offence is liable on summary conviction to a fine not exceeding €500.
10.	According to section 75(14) 2007 Act the issuing of this notice does not prevent the commencement of proceedings for an offence.