

Consumer Protection List - 1 May 2007 to 30 June 2008

List of Actions recorded on Consumer Protection List as required under Section 86 of the Consumer Protection Act 2007.

Summary

Fines and Penalties	7
Prohibition Orders	Nil
Undertakings	4
Compliance Notices	8
Fixed Payment Notices	14

Section 86(1)(a): List of Traders required by the courts to pay fines and/or penalties

Contravention of EC (Requirement to Indicate Product Prices) Regulations, 2002

<p>1. Cecilia Stores Ltd. - Fined €3450 plus costs of €500 plus VAT 3 May 2007 - Dublin District Court convicted Cecilia Stores Limited t/a Number 1 Shop, Kevin Street, Dublin 8.</p>
<p>2. Tesco Ireland Ltd. - Fined €1500 plus costs of €2000 28 January 2008 - Dublin District Court convicted Tesco Ireland Limited t/a Tesco, Dundrum Town Centre, Dublin 14.</p>
<p>3. Mark Power - Fined: €800 plus costs of €500 9 June 2008 - Dublin District Court convicted Mr. Mark Power t/a Power's Londis Supermarket, Edenmore Shopping Centre, Dublin 5.</p>
<p>4. Thomas Welby - Fined €300 plus costs of €1500 plus €250 witness expenses 9 April 2008 - Oughterard District Court convicted Mr. Thomas Welby t/a Gala (T.Welby), Main Street, Oughterard, Co. Galway.</p>
<p>5. Thomas Farrell & Sons (Garages) Ltd. - Fined €3900 24 January 2008 - Waterford Circuit Court convicted Thomas Farrell & Sons (Garages) Ltd. t/a Pickardstown Service Station & Tramore Service Station, Tramore, Co. Waterford.</p>

Retail Prices (Beverages in Licensed Premises) Display Order, 1999

<p>1. Eric Mc Donnell - Fined €650 plus costs of €500 plus VAT plus €50 expenses 30 July 2007 - Naas District Court convicted Mr. Eric Mc Donnell t/a Mc Donnells, Main Street, Newbridge, Co Kildare.</p>
<p>2. Westar Hotels Ltd. – Fined €700 plus costs of €750 plus VAT plus €200 expenses. 19 December 2007- Naas District Court convicted Westar Hotels Ltd., t/a Westgrove Hotel and Conference Centre, Abbeylands, Clane Co. Kildare.</p>

Section 86(1)(b): List of Prohibition Orders with the Agency (Section 71 - Consumer Protection Act 2007)

As of 30 June 2008 the NCA has made no applications to the courts for Prohibition Orders.

Section 86(1)(c): List of Undertakings obtained by the Agency (Section 73 - Consumer Protection Act 2007)

Contraventions of Section 42 & Section 43 of the Consumer Protection Act 2007

1. Arch Motors Ltd., Westside, Galway

In June 2008 Arch Motors Ltd. gave an undertaking to comply with the prohibition on misleading commercial practices imposed by Section 42 and Section 43 of the Consumer Protection Act 2007, by refraining from selling or offering for sale cars with altered odometer readings and to compensate consumers prejudiced by the misleading commercial practices within four weeks of an application by the consumer.

2. Orange Motors Ltd., 60 Keane St., Killalee, Limerick

In March 2008 Orange Motors gave an undertaking to comply with the prohibition on misleading commercial practices imposed by Section 42 and Section 43 of the Consumer Protection Act 2007, by refraining from altering the reading of car odometers, selling or offering for sale cars with altered odometer readings and to compensate consumers prejudiced by the misleading commercial practices.

Contraventions of Section 43(1) & Section 55(1)(h) of the Consumer Protection Act 2007

1. Nationwide Car Glass Ltd., t/a Allied Irish Windscreens, 39/41 Crumlin Rd, Dublin 12

In April 2008, Nationwide Car Glass Ltd. gave an undertaking to comply with the provisions of Section 43 (1) and Section 55 (1)(h) of the Consumer Protection Act 2007 by refraining from carrying a misleading representation in their advertising which could give consumers the impression that a windscreen repair service would be "free".

Contraventions of Section 55(1)(g) of the Consumer Protection Act 2007

1. Mr. David Lam, 36 Williamson Place, Dundalk, Co. Louth - Undertaking signed on 27 June 2007

Mr. Lam has given an undertaking not to represent, advertise or promote water treated in a Leveluk SD Ionised Electrolysis Water Generator or "Kangan Water" as being able to cure an illness, dysfunction or malformation when it cannot, contrary to Section 55(1)(g) of the Consumer Protection Act 2007.

Section 86(1)(d) List of Compliance Notices (Section 75 - Consumer Protection Act 2007)

Contraventions of Section 43(1) & Section 43(3)(c) of Consumer Protection Act 2007

1. Newsplus Ltd., t/a Donohoe's, 13 Farnham Road, Cavan, Co. Cavan

On 14 May 2008 a compliance notice came into effect in accordance with the provisions of Section 75 of the Consumer Protection Act 2007, which required the store to ensure that the price displayed for the grocery item matched the price charged for the grocery item.

2. Sean Sharkey, Sharkey's Service Station, Farnham Road, Co. Cavan

On 14 May 2008, a compliance notice came into effect in accordance with the provisions of Section 75 of the Consumer Protection Act 2007, which required the store to ensure that the price displayed for the grocery item matched the price charged for the grocery item.

3. Donal Hayes, Gala Shop, O'Connell Street, Kilkee, Co. Clare

On 18 February 2008, a compliance notice came into effect in accordance with the provisions of Section 75 of the Consumer Protection Act 2007, which required the store to ensure that the price displayed for the grocery item matched the price charged for the grocery item.

4. Peadar Aspel, Aspel's Centra, Killeagh Road, Youghal, Co. Cork

On 13 May 2008, a compliance notice came into effect in accordance with the provisions of Section 75 of the Consumer Protection Act 2007, which required the store to ensure the price displayed for the grocery item matched the price charged for the grocery item.

5. A.S. Watson (Health and Beauty Ireland), 70 Sir John Rogerson's Quay, Dublin 2

On 14 May 2008, a compliance notice came into effect in accordance with the provisions of Section 75 of the Consumer Protection Act 2007, which required the store to ensure that the price displayed for the grocery item matched the price charged for the grocery item.

6. Ireland Roc Ltd., Level 2, 5 Harbourmaster Place, IFSC, Dublin 1

On 28 May 2008, a compliance notice came into effect in accordance with the provisions of Section 75 of the Consumer Protection Act 2007, which required the store to ensure that the price displayed for the grocery item matched the price charged for the grocery item.

7. Joyces Supermarket (Knocknacarra) Ltd., Church Road, Headford, Co. Galway

On 22 May 2008, a compliance notice came into effect in accordance with the provisions of Section 75 of the Consumer Protection Act 2007, which required the store to ensure that the price displayed for the grocery item matched the price charged for the grocery item.

8. Connolly's Ltd., t/a Connolly's Service Station, Mall Road, Monaghan, Co. Monaghan

On 14 May 2008, a compliance notice came into effect in accordance with the provisions of Section 75 of the Consumer Protection Act 2007, which required the store to ensure that the price displayed for the grocery item matched the price charged for the grocery item.

Section 86(1)(e) List of Fixed Payment Notices (Section 85 - Consumer Protection Act 2007)

Contraventions of EC (Requirement to Indicate Product Prices) Regulations 2002

1. Blue Island Ltd., Liddy's Gala, Supermarket, Tulla Road, Ennis Road, Co. Clare

On 29 January 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

2. Carmac Ltd., t/a Spar Esso Service Station, Cork Road, Skibbereen, Co. Cork

On 23 January 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

3. Maol Rua Catering Ltd., t/a Mc Gettigans Bakery, Main Street, Milford, Co. Donegal

On 9 June 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

4. Alice Seagrave, Keoghs Newsagent, Sutton Cross, Sutton, Dublin 13

On 20 December 2007, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

5. Michael Feeney, Grange Service Station, Grange Road, Dublin 13

On 7 May 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

6. Eileen Lawless, The Corner Shop, 1 Dodder Terrace, Irishtown, Dublin 4

On 16 May 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

7. Joyces Supermarket Ltd., Church Road, Headford, Co. Galway

On 24 December 2007, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

8. Wolseley Ireland Ltd., t/a Brooks, Racecourse Road, Parkmore, Ballybrit, Galway

On 29 April 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a paint product.

9. Joyces Supermarket (Knocknacarra) Ltd., Church Road, Headford, Co. Galway

On 30 April 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

10. P & T Fitzgerald (Tralee) Ltd., Main Street, Dingle, Co. Kerry

On 13 May 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

11. P.J. Kelly Ltd., Castlebar Road, Westport, Co. Mayo

On 16 June 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

12. Gerry Mc Inerney, Gala Ferry Service Station, Lorrha, Nenagh, Co. Tipperary

On 31 December 2007, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

13. Lyndcliffe Ltd., Flannagans Foodstore, Londis, Castlebridge, Co. Wexford

On 28 April 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.

14. C & P Enterprises Ltd., Maxol Mace, Ardcavan, Co. Wexford

On 8 May 2008, a fine of €300 was paid on foot of a Fixed Payment Notice issued by the National Consumer Agency in respect of failure to display the price of a grocery product.