

IN THE MATTER OF THE PUBLIC HEALTH ACT – ALBERTA
ORDER OF AN EXECUTIVE OFFICER

To: Sun- Ho Restaurant Corporation Ltd.

7 Canova Close S.W.
Calgary, Alberta T2W 3P7
(the “**Owner**”)

Chun Wah Sunny Ho

7 Canova Close S.W.
Calgary, Alberta T2W 3P7
(the “**Owner**”)

Re: The Food Establishment located in Calgary, Alberta and municipally described as:

Manchu Wok
F19 – 6455 MacLeod Trail S.W.
Calgary, Alberta

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have inspected the above noted Food Establishment pursuant to the provisions of the **Public Health Act**, RSA 2000, c. P-37, as amended;

AND WHEREAS such inspection disclosed that the following conditions exist in and about the above noted food establishment which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. Evidence was noted that raw meat and poultry to be used in the food establishment was not being protected from contamination and was not handled in a sanitary manner.
- b. Evidence was noted that raw meat and poultry was not being processed in a manner that makes the food safe to eat.
- c. Evidence was noted that raw meat and poultry was stored overnight in sinks at temperatures more than 4 ° Celsius.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act Food Regulation, Alberta Regulation 31/2006 and the Food Retail and Foodservices Code exist in and about the above noted food establishment, namely:

- a. Evidence was noted that raw meat and poultry to be used in the food establishment was not being protected from contamination and was not handled in a sanitary manner. This is in contravention of Section 23 (1) (a) (b) of the Food Regulation.
- b. Evidence was noted that raw meat and poultry was not being processed in a manner that makes the food safe to eat. This is in contravention of Section 24 of the Food Regulation.

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- c. Evidence was noted that raw meat and poultry was stored overnight in sinks at temperatures more than 4 degrees Celsius. This is in contravention of Section 25 (1) (b) of the Food Regulation and Section 3.3.3 of the Food Retail and Food Services Code.

AND WHEREAS by virtue of the foregoing, the above noted premises are hereby declared to be **closed**;

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

1. That the Owner immediately close the above noted food establishment
2. That the Owner undertake and diligently pursue the completion of the following work in and about the above noted food establishment, namely:
 - a. Ensure that all food is protected from contamination and handled in a sanitary manner.
 - b. Ensure that all food handling is done in a manner that makes the food safe to eat.
Provide written procedures for safe food handling of perishable foods.
 - c. Ensure that all perishable foods (raw meats and poultry) are stored at or below 4 degrees Celsius at all times.
3. That, until such time as the work referred to in paragraph 2 is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services, the above noted premises shall remain closed.

Dated at Calgary, Alberta, this 7th day of December, 2009, confirming a verbal order given on December 4th, 2009.

Beth Trevelyan
Executive Officer
Alberta Health Services

Section 5(2) of the Public Health Act provides that a person who is directly affected by this Order and considers himself or herself aggrieved hereby may appeal the same to the Public Health Appeal Board, 24th Floor, Telus Plaza North Tower, 10025 Jasper Avenue, Edmonton AB T5J 2N3, within ten (10) days. The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal.

The Owner is advised that the Public Health Act empowers Alberta Health Services to carry out the terms of this Order on the Owner's behalf and at the Owner's expense should the Owner fail to comply with the terms hereof.

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604 Main Street South
Airdrie, AB T4B 3K7
Phone: 403-912-8400
Fax: 403-912-8432

303 Lynx Street
PO Box 1266
Banff, AB T1L 1B3
Phone: 403-762-2990
Fax: 403-762-5570

10101 Southport Rd SW
Calgary, AB T2W 3N2
Phone: 403-943-2288
Fax: 403-943-8056

#104, 800 Railway Avenue
Canmore, AB T1W 1P1
Phone: 403-678-5656
Fax: 403-678-5068

Claresholm
Claresholm Public Health
5221 2nd Street W
PO Box 1391
Claresholm, AB T0L 0T0
Phone: 403-625-4061
Fax: 403-625-4062

Didsbury
Didsbury Health Unit
PO Box 130
1210 -20th Avenue
Didsbury, AB T0M 0W0
Phone: 403-335-7292
Fax: 403-335-7610

Okotoks
Okotoks Public Health Centre
11 Cimarron Commons
Okotoks, AB T1S 2E9
Phone: 403-995-2600
Fax: 403-995-2639

Strathmore
Public Health Building
650 Westchester Road
Strathmore, AB T1P 1H8
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