

## **ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE**

**To:** Rashmi Bhalla  
Naresh Bhalla  
(the “Owners”)

**RE:** The personal services facility located in Calgary, Alberta and municipally described as:

**Avon Apna Jewellers – Body & Ear Piercing  
139 – 5120 47 Street NE  
Calgary, AB  
T3J 4K3**

**WHEREAS** I, an **Executive Officer** of **Alberta Health Services**, have inspected the above premises 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 premises which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. The piercing chair is made of cloth, making it porous and not easy to clean.
- b. The stainless steel hand sink is cluttered with personal dishes and items, not allowing for easy access for operators to wash their hands.
- c. The sink is not located in the service provision area, and is located in the back room behind a door.
- d. There is no soap in a suitable dispenser at the hand sink.
- e. The piercing area was carpeted.
- f. There are no records of client names and addresses being kept on site.
- g. There are no manufacturer’s instructions for the piercing gun indicating that the gun is acceptable to be used on hard cartilage such as a nose.
- h. The piercing gun is not being cleaned and properly disinfected between clients.
- i. Some of the piercing jewelry is in already opened packages, therefore is not sterile at the point of use.

**AND WHEREAS** such inspection disclosed that the following breaches of the Public Health Act and the Personal Services Regulation, Alberta Regulation 20/2003 exist in and about the above noted personal services facility, namely:

- a. The piercing chair is made of cloth, making it porous and not easy to clean. This is in contravention of Section 3(h) of the Personal Services Regulation.
- b. The stainless steel hand sink is cluttered with personal dishes and items, not allowing for easy access for operators to wash their hands. The sink is not located in the service

provision area. This is in contravention of Section 4(1)(d) of the Personal Services Regulation.

- c. The sink is not located in the service provision area, and is located in the back room behind a door. This is in contravention of Section 4(1)(f) of the Personal Services Regulation.
- d. There is no soap in a suitable dispenser at the hand sink. This is in contravention of Section 4(1)(b) of the Personal Services Regulation.
- e. The piercing area was carpeted. This is in contravention of Section 3(h) of the Personal Services Regulation.
- f. There are no records of client names and addresses being kept on site. This is in contravention of Section 8 of the Personal Services Regulation.
- g. There are no manufacturer's instructions for the piercing gun indicating that the gun is acceptable to be used on hard cartilage such as a nose. This is in contravention of Section 8 of the Personal Services Regulation.
- h. The piercing gun is not being cleaned and properly disinfected between clients. This is in contravention of Section 6(2) of the Personal Services Regulation.
- i. Some of the piercing jewelry is in already opened packages, therefore is not sterile at the point of use. This is in contravention of Section 8 of the Personal Services Regulation.

**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 premises.
2. That the owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
  - a. Acquire a non-porous piercing chair which is easy to clean.
  - b. Remove all of the personal items such as dishes from the hand sink. Do not allow this sink to be used for any other purpose aside from hand washing and cleaning of service related equipment.
  - c. Acquire soap in a proper dispenser or pump for the hand sink.
  - d. Relocate the piercing area to the back room. Ensure that the piercing station is located within reasonable proximity to the hand washing sink to the satisfaction of the Executive Officer, or install a hand wash basin in the current piercing area. The piercing area must not be over a carpeted area.
  - e. Record all names of clients and their addresses, and ensure the records are being maintained on site for 2 years. The name of the piercer must also be recorded.
  - f. Use the piercing gun according to the manufacturer's instructions. Ensure that the manufacturer's instructions are kept on site at all times.

- g. Discard, or clean and disinfect the piercing gun with an approved disinfectant to the satisfaction of the Executive Officer. Demonstrate that operators understand how to sufficiently clean and disinfect piercing equipment.
  - h. Discard all jewelry that is already open. Ensure that jewelry is pre-sterilized, and maintained in a sterile condition until point of use.
3. That until such time as the work referred to above is completed to the satisfaction of an Executive Officer of Alberta Health Services; the above noted premises shall remain closed.

The above conditions were noted at the time of inspection and may not necessarily reflect all deficiencies. You are advised that further work may be required to ensure full compliance with the Public Health Act and regulations, or to prevent a public health nuisance.

DATED at Calgary, Alberta, November 7, 2011.

Sarah Yusuf, B.Sc., BEH(AD), CPHI(C)  
Executive Officer  
Environmental Health Officer

**YOU HAVE THE RIGHT TO APPEAL**

**A person who** a) is directly affected by a decision of a Regional Health Authority, and  
b) feels himself aggrieved by the decision

**may appeal the decision within ten (10) days after receiving the order to the Public Health Appeal Board located at 24<sup>th</sup> Floor, Telus Plaza, 10025 - Jasper Avenue, Edmonton, Alberta, T5J 1S6 Telephone (780) 427-2813.**

**The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal. If you appeal, you may also make an application to the Board for a stay of this Order pending the appeal.**

**A copy of the Public Health Appeal form may be obtained by contacting Alberta Health Services at (780) 342-0122 or the Public Health Appeal Board (780) 427-2813.**

**You are advised that all orders remain in effect pending such an appeal**

**HEALTH LEGISLATION, REGULATIONS AND STANDARDS**

*Electronic versions of the Public Health Act and Regulations are available at the Alberta Queen's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or [www.qp.gov.ab.ca](http://www.qp.gov.ab.ca).*

*Health Legislation and regulations are available for purchase. Please contact Alberta Queen's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7) or [www.qp.gov.ab.ca](http://www.qp.gov.ab.ca).*

*Copies of standards are available by contacting the Health Protection Branch of Alberta Health & Wellness at (780) 427-4518, or by visiting: [www.health.alberta.ca/about/health-legislation.html](http://www.health.alberta.ca/about/health-legislation.html)*

Confirmation of an oral order issued to Rashmi Bhalla on October 28, 2011.

**AIRDRIE Regional Health Centre**

604 Main Street South  
Airdrie, AB T4B 3K7  
Phone: 403-912-8400  
Fax: 403-912-8410

**BANFF Health Unit**

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

**CALGARY - Southport Atrium**

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

**CANMORE Public Health**

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

**CLARESHOLM Public Health**

5221 2<sup>nd</sup> Street W  
PO Box 1391  
Claresholm, AB T0L 0T0  
Phone: 403 625-4061  
Fax: 403-625-4062

**COCHRANE Community Health Centre**

60 Grande Boulevard  
Cochrane, AB T4C 0S4  
Phone: 403-851-6000  
Fax: 403- 851-6009

**OKOTOKS Health and Wellness Centre**

11 Cimarron Common  
Okotoks, AB T1S 2E9  
Phone: 403-995-2600  
Fax: 403-995-2639

**STRATHMORE Public Health Office**

650 Westchester Road  
Strathmore, AB T1P 1H8  
Phone: 403-361-7200  
Fax: 403-361-7244

[www.albertahealthservices.ca/eph.asp](http://www.albertahealthservices.ca/eph.asp)