

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

To: Rye Robert Moran
644 Hunterplain Hill NW
Calgary, Alberta T2K 1E2
(the “**Owner**”)

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

Ink Expression
644 Hunterplain Hill NW
Calgary, Alberta T2K 1E2

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

- a. There are client chairs and cushions in the service provision area that are damaged or are not otherwise constructed to be impervious to moisture and easily cleanable.
- b. There is no hand washing sink available in the service provision area.
- c. The area of operation is located in the operator’s personal bedroom.
- d. There are other incompatible materials in the service provision area, including food items, toiletries, tools, and other personal items.
- e. There is no suitable intermediate level disinfectant for work surfaces.

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. There are client chairs and cushions in the service provision area that are damaged or are not otherwise constructed to be impervious to moisture and easily cleanable. This is in contravention of Section 3(h) of the Personal Services Regulation.
- b. There is no hand washing sink available in the service provision area. This is in contravention of Section 4 of the Personal Services Regulation.
- c. The area of operation is located in the operator’s personal bedroom. This is in

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contravention of Section 5 of the Personal Services Regulation.

- d. There are other incompatible materials in the service provision area, including food items, toiletries, tools, and other personal items. This is in contravention of Section 3(b) of the Personal Services Regulation.
- e. There is no suitable intermediate level disinfectant for work surfaces. This is in contravention of Section 6(2) 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 personal services facility.
- 2. That the Owner undertake and diligently pursue the completion of the following work in and about the above noted personal services facility, namely:
 - a. Ensure that all surfaces clients or equipment may come into contact with is smooth, impervious to moisture, and easily cleanable.
 - b. Install a stainless steel hand washing sink, equipped with soap and single-use paper towel that is accessible to the service provision area. The sink shall not be located in a washroom or used for any other incompatible activity.
 - c. Construct a separate tattoo area that is isolated from all other living spaces to the satisfaction of the Executive Officer.
 - d. Clean up the work area and ensure that all incompatible items are removed such that the only items available are those directly pertaining to the tattoo service.
 - e. Acquire an intermediate level disinfectant to disinfect all work surfaces.
- 3. That, until such time as the work referred to in paragraph two 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 25th day of January, 2011, following a verbal order issued to Rye Robert Moran on the 20th day of January, 2011.

Sarah Yusuf, B.Sc., BEH, CPHI(C)
Executive Officer
Alberta Health Services

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Re: The personal services facility located in Calgary, Alberta and municipally described as: Ink Expression, 644 Hunterplain Hill NW, Calgary, Alberta.

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.

Airdrie

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

Banff

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

Calgary/Mountain View/Rocky View

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

Canmore

Canmore Public Health
#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
Phone: 403-361-7200
Fax: 403-361-7244

www.calgaryhealthregion.ca/envhealth