

PERSONAL SERVICES REGULATION

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Definitions

1 In this Regulation,

- (a) "esthetics service" means
 - (i) applying make-up,
 - (ii) providing facials, manicures or pedicures, and
 - (iii) removing hair by waxing;
- (b) "personal service" means the following services:
 - (i) body or ear piercing;
 - (ii) removing hair by electrolysis;

- (iii) esthetics services;
- (iv) an undertaking set out in section 2 of the *Hairstylist Trade Regulation* (AR 281/2000), other than facial treatment;
- (v) tattooing;
- (c) “personal service facility” means a public place within the meaning of section 1(ii)(ii) of the Act where a personal service is provided to a member of the public;
- (d) “personal service worker” means an individual who provides a personal service to a member of the public in a personal service facility;
- (e) “sharps” means needles or other instruments used to pierce the skin in the provision of a personal service.

Owner’s duties

2 The owner of a personal service facility must ensure that the facility is equipped, operated and maintained in accordance with sections 3 to 6 and that section 7 is complied with.

General requirements

3 A personal service facility must

- (a) be maintained in good repair,
- (b) be maintained in a clean and sanitary condition,
- (c) be equipped with hot and cold running potable water,
- (d) have adequate lighting and ventilation,
- (e) contain an appropriate number and type of waste disposal receptacles, including a puncture resistant container for the disposal of waste sharps if sharps are used in the personal service facility,
- (f) have a washroom, with toilets and handwashing facilities in operating condition, on site or accessible for use by personal service workers and clients,
- (g) have adequate storage space for instruments and supplies, and
- (h) only have work surfaces that are smooth, non-porous and easy to clean.

Sink requirements

4(1) A personal service facility in which body piercing, ear piercing, electrolysis, tattooing or aesthetic services are provided must be equipped with a sink that is

- (a) stainless steel,
- (b) supplied with soap and hot air dryers or single service towels in suitable dispensers,
- (c) not in a washroom,
- (d) only used for washing hands or cleaning equipment,
- (e) only used by the staff and clients of the personal service facility, and
- (f) in or readily accessible to the service provision area.

(2) A personal service facility in which body piercing or tattooing services are provided must be equipped with a second sink, in addition to the sink referred to in subsection (1), that is

- (a) equipped with hot and cold running water,
- (b) stainless steel,
- (c) not in a washroom,
- (d) only used for cleaning equipment, and
- (e) only used by the staff of the personal service facility.

Location of facility

5 A personal service facility must be located so that the service provision areas are separate from any sleeping, dining, bathing, washroom or food preparation areas.

Equipment and instruments

6(1) All equipment and instruments used in providing a personal service must be of durable construction and maintained in good repair and in a clean and sanitary condition.

(2) All reusable equipment and instruments must be cleaned, disinfected or sterilized in accordance with the standards and guidelines referred to in section 8.

(3) A sterilizer used to sterilize reusable equipment and instruments must be maintained in accordance with its operation manual, and the operation manual must be kept in an accessible place for reference by a personal service worker.

Personal service workers

7 While providing a personal service, personal service workers must

- (a) exhibit good personal hygiene,
- (b) wear only clean clothing, and
- (c) refrain from smoking.

Standards and guidelines

8 The owner of a personal service facility and the personal service workers in a personal service facility must maintain it in compliance with the following standards and guidelines that are relevant to the personal service facility, as approved and published by the Minister and as amended by the Minister from time to time:

- (a) Health Standards and Guidelines for Tattooing;
- (b) Health Standards and Guidelines for Electrolysis;
- (c) Health Standards and Guidelines for Barbering and Hairstyling;
- (d) Health Standards and Guidelines for Esthetics;
- (e) Health Standards and Guidelines for Body and Ear Piercing.

Repeal

9 The *Provincial Board of Health Regulations* (AR 572/57) are repealed.

Expiry

10 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on September 30, 2012.

Coming into force

11 This Regulation comes into force on March 1, 2003.