

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

**To:** Rue Akbay & Ali Sala  
Ali Baba Donair & Shisha  
4547 – 118 Avenue  
Edmonton, Alberta  
T5W 1A8

**RE:** The food establishment located in Edmonton, Alberta and municipally described as:  
Ali Baba Donair & Shisha, 4547 – 118 Avenue, Edmonton, Alberta T5W 1A8

**WHEREAS** I, an **Executive Officer of Alberta Health Services**, have inspected the above noted 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 in any manner the prevention or suppression of disease, namely:

- a. The facility did not hold a valid and subsisting food handling permit issued by Alberta Health Services. Food sales and food preparations were occurring at this facility.

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

- a. Facility was in operation without a valid Food Handling Permit which is a violation of Section 3(1) of the Food Regulation, which states:  
"No person shall operate a food establishment unless  
(a) the person is an operator who holds a valid and subsisting permit for the operation of a food establishment, and  
(b) the food establishment is identified on the permit as approved by the regional health authority that issued the permit."

**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 immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:

- a. Immediately cease operation of the food establishment. The facility must remain closed until approved to operate by an Executive Officer of Alberta Health Services, and permission is given to re-open the facility by an Executive Officer of Alberta Health Services.
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 food establishment 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 Edmonton, Alberta, April 03, 2014

Confirmation of a verbal order issued to Rue Akbay & Ali Sala, on April 02, 2014.

\_\_\_\_\_(Original Signed)\_\_\_\_\_  
Ambrose Law, B.Sc., CPHI(C)  
Executive Officer  
Alberta Health Services

#### 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 by submitting a  
**Notice of Appeal form within ten (10) days after receiving the order to:**  
**Public Health Appeal Board**  
**c/o Central Reception**  
**Main Floor, Telus Plaza North Tower**  
**10025 Jasper Avenue NW**  
**Edmonton, Alberta, T5J 1S6**  
**Phone: 780-427-2813**  
**Fax: 780-422-0914**  
**Email: [health.appealboard@gov.ab.ca](mailto:health.appealboard@gov.ab.ca)**

A Notice of Appeal form may be obtained by contracting Alberta Health Services at 780-342-0122 or by contacting the Public Health Appeal Board.

#### 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).*

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

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