

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: Allister James Piche
"the owner"

RE: The home based tattoo facility located in Edmonton, Alberta and municipally described as:
Suite 102, 7315 Yellowhead Trail NW

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 areas where tattoos are given are not separated in a satisfactory manner from living and dining provisions.
- b. Tattoo needles were not being discarded in a safe and appropriate manner.
- c. Tattoo equipment and supplies were visibly dirty.
- d. There was no client contact information available.
- e. There was no separate sink dedicated for washing hands or cleaning equipment.
- f. There were no written instructions available for post treatment skin care.

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. Personal Services Regulation (AR 20/2003) Sec 3(b) and 5:
The areas where tattoos are given are not separated in a satisfactory manner from living and dining provisions, which is in contravention of the Personal Service Regulation (AR20/2003) Section 3(b) which states: A personal service facility must be maintained in a clean and sanitary condition, and Section 5 which states that 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.
- b. Personal Services Regulation (AR 20/2003) Sec 3(e) and 8(a):
Tattoo needles were not being discarded in a safe and appropriate manner, which is in contravention of the Personal Services Regulation (AR20/2003) Section 3(e) which states that a personal service facility must 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 facility, and Section 8(a) which states: The owner of a personal service facility and the personal service workers in a personal service facility must maintain it in compliance with the Health Standards and Guidelines for Tattooing as approved and published by the Minister and as amended by the Minister from time to time; and Section III 6(a) of the associated Health Standards and Guidelines for Tattooing which

states: All waste sharps, such as needles and razors shall be placed in a puncture resistant container with a tight fitting lid and disposed in accordance with the Regional Health Authority's requirements.

- c. Personal Services Regulation (AR 20/2003) Sec 6(1):
Tattoo equipment and supplies were visibly dirty, which is in contravention of the Personal Services Regulation (AR20/2003) Section 6(1) which states: 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.
- d. Personal Services Regulation (AR 20/2003) Sec 8(a):
There was no client contact information available, which is in contravention both the Personal Services Regulation (AR20/2003) Section 8(a) which states: The owner of a personal service facility and the personal service workers in a personal service facility must maintain it in compliance with the Health Standards and Guidelines for Tattooing as approved and published by the Minister and as amended by the Minister from time to time; and Section III 8 of the associated Health Standards and Guidelines for Tattooing which states: The operator shall maintain a daily record of names and addresses of clients, name of tattooist and store them for two years.
- e. Personal Services Regulation (AR 20/2003) Sec 4(1):
There was no separate sink dedicated for washing hands or cleaning equipment which is a contravention of the Personal Services Regulation (AR20/2003) Section 4(1) which states: A personal service facility in which body piercing, ear piercing, electrolysis, tattooing or aesthetic services are provided must e equipped with a sink that is stainless steel, supplied with soap and hot air dryers or single service towels in suitable dispensers, not in a washroom, only used for washing hands or cleaning equipment, only used by the staff and clients of the personal service facility, and in or readily accessible to the service provision area.
- f. Personal Services Regulation (AR 20/2003) Sec 8(a):
There were no written instructions available for post treatment skin care which is in contravention both the Personal Services Regulation (AR20/2003) Section 8(a) which states: The owner of a personal service facility and the personal service workers in a personal service facility must maintain it in compliance with the Health Standards and Guidelines for Tattooing as approved and published by the Minister and as amended by the Minister from time to time; and Section III 5(c) of the associated Health Standards and Guidelines for Tattooing which states: The tattooist should provide the client with oral and written instructions regarding post treatment skin care.

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 shall cease the provision of all personal services, including tattooing, in the above noted premise until written permission has been granted by our office to resume.

2. The above noted owner, Allister James Piche, shall only provide personal services including tattooing in facilities that are routinely inspected by Alberta Health Services.

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, June 13, 2014

Confirmation of an oral order issued to Allister James Piche, on June 12, 2014.

(Original Signed)

Thomas Cheung, B.Sc., BEH(AD), 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

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.

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.

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