

## ORDER OF AN EXECUTIVE OFFICER

**To: 1416361 Alberta Ltd                      Hung Thanh Tran                      Trinh Vu**  
**Edmonton, Alberta                      Edmonton, Alberta                      Edmonton, Alberta**

**RE: ESTHETICS & PERMANENT MAKE-UP**

**Q-Nails**  
**6721 – 177<sup>th</sup> Street**  
**Edmonton, Alberta**

**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. Pedicure basins and several esthetic tools that were in storage or ready for use on clients had unclean surfaces. Residues of skin and nails from previous client services were noted. **(Appendix Photo A)**
- b. There was not a suitable disinfectant present for the esthetic equipment and instruments.
- c. The operator was reusing personal wax-rolling applicators. Roller heads were not being cleaned and disinfected. **(Appendix Photo B)**
- d. Staff and clients could not wash their hands in a satisfactory manner in the washroom because the pump-soap was empty. Estheticians also failed to wash their hands prior to the beginning of esthetic services. **(Appendix Photo C)**
- e. Dust, dirt and other evidence of inadequate cleaning were observed on shelves, on the manicure station, in facility storage areas, around the cleaning sink and on surfaces in the waxing room.
- f. The storage of chemicals and building supplies in the laundry room area was located directly adjacent to a child's toys, food and sleeping area.
- g. Client service areas and storage rooms were cluttered, disorganized and not amenable to routine cleaning. **(Appendix Photo D)**
- h. The owner and operators were committing and maintaining a nuisance in the public facility.

**AND WHEREAS** such inspection disclosed that the following breaches of the Public Health Act and the Regulations there under exist in and about the above noted premises, namely:

- a. Personal Services Regulation (AR 20/2003) Sec 6(1):  
Equipment and instruments used for esthetics were not maintained in a clean and sanitary condition, which is in contravention of the Personal Services Regulation (AR20/2003) Section 6(1).

- b. Personal Services Regulation (AR 20/2003) Sec 8(b):  
Reusable esthetic equipment and instruments were not cleaned and disinfected in an appropriate manner between clients, which is in contravention of Sections II 9(a), 9(b), 9(c), 9(d), 9(f) and 9(h) of the Health Standards and Guidelines for Esthetics (Alberta 2002).
- c. Personal Services Regulation (AR 20/2003) Sec 8:  
Personal wax roller applicators were not being cleaned and disinfected after each client and the bulk supply of wax was being contaminated with each client use, which is in contravention of Section II 3(e) of the Health Standards and Guidelines for Esthetics (Alberta 2002).
- d. Personal Services Regulation (AR 20/2003) Sec 8:  
The estheticians did not wash their hands after using the washroom or prior to beginning esthetic procedures, which is in contravention of Section II 13(1) of the Health Standards and Guidelines for Esthetics (Alberta 2002).
- e. Personal Services Regulation (AR 20/2003) Sec 3(b):  
The areas in the personal service facility where esthetic services were offered were not kept in a clean and sanitary condition, which is in contravention of the Personal Services Regulation (AR20/2003) Section 3(b).
- f. Personal Services Regulation (AR 20/2003) Sec 5:  
The personal service facility provisions were not kept separate from sleeping, dining and food preparation areas, which is in contravention of the Personal Services Regulation (AR20/2003) Section 5.
- g. Personal Services Regulation (AR 20/2003) Sec 3(g):  
The personal service facility did not have adequate space for the storage of instruments and supplies, which is in contravention of the Personal Services Regulation (AR20/2003) Section 3(g).
- h. Nuisance and General Sanitation Regulation (AR243/2003):  
The owner was creating and maintaining a nuisance, which is in contravention of Part 1, Section 2(1) of the Nuisance and General Sanitation Regulation (AR 243/2003).

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

- 1. That the owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
  - a. Ensure that all reusable esthetic equipment and instruments are appropriately cleaned and disinfected immediately after every client service.
  - b. Ensure that an appropriate intermediate-level disinfectant, or stronger, be available onsite for reprocessing semi-critical client service items.
  - c. Discontinue the use of the personal wax roller device.
  - d. Ensure that estheticians wash their hands prior to every client service.
  - e. Ensure that the studio is kept in a clean and sanitary condition at all times.
  - f. Ensure that there is adequate separation of personal service facility activities and supplies from personal and staff areas.

- g. Ensure that storage of instruments and supplies are stored in a suitable manner.
  - h. Do not create or maintain a nuisance in the person service premise.
2. The work referred to in the directives above shall be completed by May 27, 2011.

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, on June 2, 2011

\_\_\_\_\_Original Signed\_\_\_\_\_

Jason A. MacDonald, B.Sc, CPHI(C)  
Executive Officer  
Environmental Health Officer

Verbal order issued to the owners at 2:00pm on May 25, 2011.

#### **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)*

#### **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

**Appendix**

**Appendix Photo A – Visibly contaminated nail clippers**



**Appendix Photo B – Unclean personal wax roller device**



