

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: Dao Nguyen
"The Owner"
9, 10123 107 Avenue
Edmonton, AB T5H 0V4

RE: The food establishment located in Edmonton, Alberta and municipally described as:
9, 10123 107 Avenue

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. Dao Nguyen was storing, preparing, selling, and distributing foods out of her personal apartment without a food handling permit.

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 premises, namely:

- a. Violation [a] is in contravention of section 15 of the Food Regulation which states, "The operator of a commercial food establishment must apply for a food handling permit in accordance with Part 1 of this Regulation. The operator must ensure that the operation and maintenance of the commercial food establishment is conducted in accordance with this part."

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 cease storage, preparation, sales, and distribution of food intended for public consumption from the above noted premise.
2. That the Owner immediately discontinues any advertising with respect to the food operation. The Owner shall not otherwise solicit the sale of food to the public until such time that she complies with Alberta's Food Regulation. Advertising includes, but is not limited to, newspaper ads, posters, radio, television and all forms of electronic/social media.

3. That the Owner apply for a food handling permit and/or receives the proper approvals prior to engaging in any new commercial food operations for the public.

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 1, 2017.

Confirmation of a verbal order issued to Dao Nguyen on June 1, 2017.

_____(Original Signed)_____
Caitlyn Bruening, 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: 780-222-5186
Fax: 780-422-0914
Email: HealthAppealBoard@gov.ab.ca
Website: <http://www.health.alberta.ca/about/PHAB.html>

A Notice of Appeal form may be obtained by contacting 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.

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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

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