



PUBLIC HEALTH ACT, S.Nu. 2016, c. 13

COMMUNICABLE DISEASE ORDER (#5)

City of Iqaluit

CANADA
NUNAVUT

To: All Licensed Premises as defined in the *Liquor Act* and *Liquor Regulations* operating in the City of Iqaluit

All food service establishments operating in the City of Iqaluit

1. The undersigned has reasonable grounds to believe that:
 - a. A communicable disease exists or may exist or that there is an immediate risk of an outbreak of a communicable disease, specifically novel coronavirus COVID-19;
 - b. This communicable disease presents a risk to public health;
 - c. This order is necessary to prevent, eliminate, remedy, or mitigate the risk to public health.
2. On March 20, 2020, the Minister of Health declared a public health emergency in Nunavut due to the risk to public health resulting from novel coronavirus COVID-19, and may extend this declaration every fourteen (14) days for the duration of the public health emergency.
3. Based on this declaration, the undersigned has dispensed with the notice provisions in the Public Health Administrative Regulations due to exigent circumstances.
4. In this order, “seating capacity” means the applicable percentage of the occupancy load as set by the Office of the Fire Marshal for the facility less the total number of staff working at the facility.

Part 1: Food Service Establishments

5. Pursuant to paragraph 55 (4) of the *Public Health Act*, the undersigned orders that effective **12:00 pm Eastern Standard Time (UTC-5:00) Thursday, December 23, 2021:**
 - a. All food service establishments in the City of Iqaluit shall be restricted to take-out and delivery service.
 - b. There must be at least two meters (2 m) separation between persons in line for take-out or counter service.
 - c. Where a food service establishment is open for take-out, there shall be no more than ten (10) people in a line-up at any given time.



- d. Food service establishments may establish their own hours for take-out and delivery services.

Part 2: Licensed Premises

6. Pursuant to paragraph 55 (4) of the *Public Health Act*, the undersigned orders that effective **12:00 pm Eastern Standard Time (UTC-5:00) Thursday, December 23, 2021:**
 - a. All Licensed Premises shall close and shall remain closed until further notice.
 - b. The owner may enter for the purposes of monitoring the premises.
 - c. Any persons present must have sufficient space to be at least two (2) meters apart while they are in the space.
 - d. Holders of Dining Room Licenses may continue to operate restaurants for delivery and take-out only. The bar section of the premises must be closed.
 - e. Where a facility is open for take-out, there shall be no more than ten (10) people in a line-up at any given time.

Part 3: Transitional and Enforcement

7. Communicable Disease Order (#10) issued for Food Services Establishments and Licensed Premises operating in Nunavut on July 30, 2021 shall not apply in the City of Iqaluit while this Order is in effect.
8. For certainty, in the event of a conflict between this Order and any territory-wide order, this Order prevails to the extent of the conflict.
9. Environmental Health Officers appointed pursuant to the *Public Health Act* and inspectors appointed pursuant to the *Liquor Act* may enter any food service establishment or licensed premises during regular business hours for the purposes of inspecting, monitoring, and advising with respect to compliance with this Order.
10. For greater certainty, this Order does not apply to the Iqaluit Beer and Wine Store or any other Liquor Store operated by the Nunavut Liquor and Cannabis Commission.
11. Pursuant to paragraph 41(1)(f) of the *Public Health Act*, Environmental Health Officers appointed pursuant to the *Public Health Act*, sheriffs appointed pursuant to the *Judicature Act*, members of the Royal Canadian Mounted Police, municipal by-law enforcement officers, and inspectors appointed pursuant to the Liquor Act are authorized to implement this order, including entering any premises other than a dwelling without a warrant.
12. Failure to comply with this Order may be considered a breach of this Order issued under the Act and may result in penalties under the Act, which may include:
 - a. A \$575 fine for individuals; and



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Building *Nunavut* Together
Nunavut iuqatigiingniq
Bâtir le *Nunavut* ensemble

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Department of Health
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Ministère de la Santé

- b. A \$2875 fine for corporations.
13. Making a false statement or declaration to any person listed in paragraph 11 shall constitute a breach of this Order.

Dated at Iqaluit, Nunavut on December 23, 2021

Dr. Michael Patterson, Chief Public Health Officer

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