



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

### COMMUNICABLE DISEASE ORDER (#9)

CANADA  
NUNAVUT

To: **All Licensed Premises as defined in the *Liquor Act* and *Liquor Regulations* operating in all Nunavut communities**

#### All food service establishments operating in all Nunavut communities

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, “Occupant Limit” means the maximum number of occupants permitted in a Food Service Establishment or Licensed Premises.

#### **Part 1: Food Service Establishments**

5. Pursuant to paragraph 55 (4) of the *Public Health Act*, the undersigned orders that effective **12:01 am EDT (UTC-4:00) Monday, April 26, 2021:**
  - a. All food service establishments in Nunavut may open for on-premises dining, delivery, and take-out service.
  - b. The Occupant Limit for food service establishments is set at 50% of Maximum Occupancy as designated by the Nunavut Fire Marshal's Office on the Occupant Load Certificate.
  - c. There must be at least two meters (2 m) separation between tables and between persons in line for take-out or counter service.
  - d. There shall be no more than six (6) people seated at or congregating near a table.



- e. Food service establishments may establish their own hours for on-premises, take-out and delivery services.
- f. There shall be no dancing or live singing, including karaoke.

### **Part 2: Licensed Premises**

6. Pursuant to paragraph 55 (4) of the *Public Health Act*, the undersigned orders that effective **12:01 am EDT (UTC-4:00) Monday, April 26, 2021:**
  - a. That all Licensed Premises may open for regular business hours, subject to any applicable licensing conditions.
  - b. The Occupant Limit for Licensed Premises is set at 50% of Maximum Occupancy as designated by the Nunavut Fire Marshal's Office on the Occupant Load Certificate.
  - c. There must be at least two meters (2 m) separation between tables and between persons in line for take-out, coat check, and bar service.
  - d. There shall be no more than six (6) people seated at or congregating near a table.
  - e. There shall be no dancing or live singing, including karaoke.

### **Part 3: Transitional and Enforcement**

7. Communicable Disease Order (#8) is rescinded and replaced with this Order.
8. For certainty, in the event of a conflict between this Order and any order affecting a specific community or group of communities, the community-specific 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*, 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
  - b. A \$2875 fine for corporations.

