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

COMMUNICABLE DISEASE ORDER (#2)

HAMLET OF POND INLET

CANADA
NUNAVUT

To: **All food service establishments operating in the Hamlet of Pond Inlet**

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 **12:01 am EST (UTC-5:00) Friday November 19, 2021:**
    a. All food service establishments in the Hamlet of Pond Inlet may open for on-premises dining, delivery, and take-out service.
    b. Seating capacity be no greater than twenty-five per cent (25%) of the occupancy load for the food services establishment.
    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 music, including karaoke.

g. All staff must wear masks.

Part 2: Transitional and Enforcement

6. Communicable Disease Order (#1) issued for the Hamlet of Pond Inlet on November 13, 2021 is rescinded and replaced by this Order.
7. Communicable Disease Order (#10) issued for Nunavut on July 30, 2021 shall not apply in the Hamlet of Pond Inlet while this Order is in effect.
8. For certainty, in the event of a conflict between a territory-wide 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* 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. 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, sheriffs appointed pursuant to the *Judicature Act*, and municipal by-law enforcement officers are authorized to implement this order, including entering any premises other than a dwelling without a warrant.
11. 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.
12. Making a false statement or declaration to any person listed in paragraph 10 shall constitute a breach of this Order.

Dated at Iqaluit, Nunavut on November 19, 2021

Dr. Michael Patterson, Chief Public Health Officer

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