Revised Regulations of Anguilla: P125-3

PUBLIC HEALTH ACT (R.S.A. c. P125)

HAIRDRESSERS REGULATIONS

Note: These Regulations are enabled under section 8 of the Public Health Act, R.S.A. c. P125.

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Interpretation

1. For the purposes of these Regulations—

"certificate", unless the context otherwise suggests, means a certificate of registration granted under section 4;

"convenience" means toilet and sanitary facilities, and includes any receptacle for human excreta together with the structure containing such facilities and the fittings and apparatus connected therewith;

"hairdresser" includes a barber, ladies' hairdresser, beautician, manicurist, pedicurist or any other person whose service is available to the public in a hairdressing salon;

"hairdressing salon" means premises used for the purpose of carrying on the business of a hairdresser;

"licence" means a licence issued under section 4.

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Offences

2. A person is guilty of an offence under these Regulations if he—

(a) uses as a hairdressing salon any room or building in respect of which a certificate has not been granted;

(b) performs the services of a hairdresser for fee or reward without possessing a licence; or

(c) performs the service of a hairdresser in any street, lane or alley or other public place.

Applications for registration and licences

3. (1) Applications for registration under these Regulations shall be in writing in the form prescribed by the Director of Health Services and shall be lodged in the Environmental Health Department of the Ministry of Health.

(2) Applications for a licence under these Regulations shall be in the form prescribed by the Director of Health Services and shall be accompanied by—

(a) two photographs of the applicant of passport size; and

(b) a certificate from a registered medical practitioner certifying that the applicant is not suffering from any infectious or contagious disease, and is fit to engage in such operation.

Certificates and licences

4. (1) The Senior Environmental Health Officer may grant a certificate or issue a licence under these Regulations subject to such conditions as he thinks fit in the interests of public health.

(2) Such certificate or licence shall—

(a) be signed by the Senior Environmental Health Officer;

(b) bear on its face the date of issue and, unless cancelled or suspended, shall be valid until 31st day of December next after the date of issue;

(c) be non-transferable in respect of any premises or to any other person; and

(d) be displayed on the premises in a conspicuous place.

Registers

5. The Senior Environmental Health Officer shall cause to be kept a register of all hairdressing salons, and in respect of each such salon the register shall show—

(a) the name and address of the owner or operator;

(b) the address of the premises;

(c) the names of the persons employed as hairdressers and the dates of issue of their licences; and

(d) the date of issue of the certificate of registration.

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Cancellation of certificates

6. The Senior Environmental Health Officer may at any time suspend or cancel any certificate of registration issued under these Regulations if he is satisfied that—

(a) any person employed at the registered premises is suffering from any infectious or contagious disease;

(b) a breach of these Regulations has been committed; or

(c) continued registration of the premises would be detrimental to the public health.

Cessation of use of premises

7. (1) A person who ceases to use such premises for the purpose for which a certificate of registration has been issued shall within 7 days—

(a) give to the Senior Environmental Health Officer written notice that he has ceased so to use the premises; and

(b) deliver the certificate to the Senior Environmental Health Officer.

(2) A person, the registration of whose premises has been cancelled or suspended under section 6, shall deliver the certificate to the Senior Environmental Health Officer within 7 days of its having been cancelled or suspended.

(3) A person who contravenes the provisions of this section is guilty of an offence.

Persons suspected of suffering from infectious or contagious disease

8. (1) Notwithstanding the provisions of section 3(2)(b), if an Environmental Health Officer has reason to believe that a person employed as a hairdresser is suffering from an infectious or contagious disease, he may require such person to submit to a medical examination by a registered medical practitioner who shall issue a certificate stating whether or not the person is fit to be employed as a hairdresser and, if the person refuses to submit to the examination or if the certificate states that the person is unfit, the person shall cease work forthwith.

(2) A person who resumes work having been prohibited from so doing under subsection (1) is guilty of an offence.

Equipment and condition of hairdressing salons

9. A person is guilty of an offence if he operates a hairdressing salon which does not have, to the satisfaction of the Senior Environmental Health Officer—

(a) its walls and ceilings so prepared and painted as to facilitate cleaning;

(b) proper and adequate lighting and ventilation;

(c) an adequate number of wash basins and a supply of clean water for use of the hairdresser, his assistants and customers; and

(d) proper and adequate conveniences.

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Maintenance of hairdressing salons

10. (1) A person who carries on the business of a hairdresser shall ensure that—

(a) all furnishings and fixtures in the hairdressing salon are kept clean and free from dust;

(b) the floors of such premises are swept and mopped every day and are kept free from hair and dust;

(c) there are adequate containers for soiled linen and adequate covered containers for clipped hair and other sweepings;

(d) all tools and appliances are sterilized before and after use on each customer by immersion in boiling water for a period of 15 minutes or by any other method of sterilisation approved by the Director of Health Services;

(e) no soap, cream or lathering appliances containing any harmful or injurious ingredient is used for shaving;

(f) on the back of each chair used for the purpose of hairdressing, or shaving, there is placed a sheet of clean paper or a fresh clean towel which provides a cover for the head rest, and that there is a fresh clean sheet of paper or a fresh clean towel for use by each customer;

(g) fresh separate clean neck bands or clean towels are placed around the neck of each customer or immediately under the hair cloth and no neck band or towel is used for more than one person;

(h) a freshly washed gown or apron is used for each customer; and

(i) powder puffs or sponges are not used.

(2) A person who acts in contravention of this section is guilty of an offence.

Offence: performing services with a contagious or infectious disease

11. A person is guilty of an offence if he performs the services of a hairdresser while he knows or suspects that he is suffering from any contagious or infectious disease and in addition if he fails—

(a) to wear a light quality coat of a washable material which shall be kept clean and worn only in the hairdressing salon; or

(b) to cleanse his hands thoroughly immediately before attending to each customer.

Penalties for offences

12. A person who is guilty of an offence under these Regulations is liable on summary conviction to a fine of $200 or to a term of imprisonment of 3 months or to both and in the case of a continuing offence, to a further fine of $20 for each day or part thereof, during which the offence continues after a conviction is first obtained.

Citation

13. These Regulations may be cited as the Hairdressers Regulations, Revised Regulations of Anguilla, P125-3.

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