



S.I. 117 of 2010

EUROPEAN COMMUNITIES (OFFICIAL CONTROL OF FOODSTUFFS) REGULATIONS 2010

CLOSURE ORDER

To: ASHOK KUMAR

[Redacted] being an authorised officer of the HEALTH SERVICE EXECUTIVE under the Food Safety Authority of Ireland Act, 1998 and S. I. 117 of 2010, and in exercise of the powers conferred on me by Regulation 19 of S.I 117 of 2010, hereby direct that the food business cease operating or the premises be closed as specified in Part 1 of the Schedule with immediate effect until the earliest of: -

- (iii) an Order to contrary effect by a Court of competent jurisdiction; or
(iv) further written direction by the HEALTH SERVICE EXECUTIVE.

I make this order being of the opinion that there is failure to comply with food legislation for the particular reasons set out in Part 2 of the Schedule and of the opinion that all or part of the food business to which the order relates should cease operating or all or part of the premises to which the order relates should be closed as specified in Part I of the Schedule.

Schedule

Part 1 Food business/Premises

The premises occupied by ASHOK KUMAR at OKRA GREEN, 1 Islandview, HOWTH, CO. DUBLIN

This closure order requires:

All the food business to cease operating/all the premises to be closed [checked]

Or

Part of the food business to cease operating [unchecked]

Or

Part of the premises be closed [unchecked]

Part 2 Particular reasons for making of Order

See attached Food Hygiene Report

Dated this day 31 / 7 / 19

Signed: [Redacted] AUTHORIZED OFFICER
I am authorised by HEALTH SERVICE EXECUTIVE for purposes of Regulation 19 of S. I. 117 of 2010.

Note: Under Regulation 19(5) of S.I. No. 117 of 2010, a person who is aggrieved by a Closure Order may, within the period of seven days beginning on the day on which the Closure Order is served on him or her, appeal against the Order to a Judge of the District Court in the District Court District in which the Order was served. Under Regulation 19(6) a person who appeals against a closure order or who applies for a direction suspending the application of the closure order under paragraph (4) shall at the same time notify the Authority or official agency of the appeal or the application and the grounds for the appeal or the application and the Authority or official agency shall be entitled to appear, be heard and adduce evidence on the hearing of the appeal or the application.



Date: 31/7/19

### FOOD HYGIENE INSPECTION REPORT

Regulation 853/2004 of the European Parliament  
and of the Council of 29 April 2004

\* Article 5 - Hazard Analysis and critical control points

There was no HACCP plan available on site on the inspection date

\* Chapter XII Training

Food business operators are to ensure that food handlers are supervised and instructed and/or trained in food hygiene matters commensurate with their work activity.

No evidence of training in food safety. No competent person in charge of the food business.

Annex II Chapter 1

2. The layout, design, construction, siting and size of food premises are to

(c) permit good food hygiene practices, including protection against contamination and in particular, pest control.

The Back Door to the kitchen was open. Evidence of feeding birds <sup>(outside)</sup>. Bird was observed flying out of the kitchen through the back door.

Proprietor's Signature: \_\_\_\_\_

EHO Signature \_\_\_\_\_

Phone No: \_\_\_\_\_