



BERMUDA

PUBLIC HEALTH (HAIRDRESSING ESTABLISHMENTS) REGULATIONS 1955

SR&O 18 / 1955

[made under section 167 of the Public Health Act 1949 (title 11 item 1) and brought into operation on 25 June 1955]

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Citation

1 These Regulations may be cited as the Public Health (Hairdressing Establishments) Regulations 1955.

Interpretation

2 In these Regulations, unless the context otherwise requires—

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“hairdressing or cosmetic treatment establishment” includes any of the establishments commonly known as barber shops, beauty shops and manicure parlours;

“hairdressing or cosmetic treatment” includes any of the processes ordinarily carried out in hairdressing or cosmetic treatment establishments;

Application of regulations

3 Nothing in these Regulations shall be construed so as to apply or have effect in relation to hairdressing or cosmetic treatment carried out in any place other than a hairdressing or cosmetic treatment establishment.

Licence to operate establishment

4 (1) No person shall operate a hairdressing or cosmetic treatment establishment unless—

- (a) there is in force in respect of the establishment a valid licence granted under this regulation; and
- (b) the licence is displayed in the establishment in a place readily visible to the public.

(2) Application for the grant of a licence to operate a hairdressing or cosmetic treatment establishment shall be made to the Chief Environmental Health Officer in Form A in the Schedule.

(3) A licence to operate a hairdressing or cosmetic treatment establishment may be granted by the Chief Environmental Health Officer, in pursuance of this regulation, in Form B in the Schedule; and any such licence shall, unless suspended or revoked, remain valid and in force until the end of the thirty-first day of December next succeeding the date of issue.

(4) A licence granted as aforesaid may, upon written application being made before the sixteenth day of December in each year, be renewed by the Chief Environmental Health Officer for a period of twelve months commencing on the first day of January next succeeding the date of application.

[Regulation 4 amended by 2018 : 66 s.2 effective 10 January 2019]

Suspension; revocation of licence

5 (1) Where a person, to whom a licence has been granted under regulation 4, contravenes or fails to comply with any provision of these Regulations or with any order, instruction or condition made, given or imposed by any person under the authority of these Regulations, the licence—

- (a) may be suspended by the Chief Environmental Health Officer for such period as he may think fit; or
- (b) maybe revoked by the Minister:

Provided that—

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- (i) no suspension of a licence shall continue to be effective after the lapse of twenty-one days from the date of the suspension unless, within that period, the suspension has been confirmed by the Minister; and
- (ii) the Minister shall afford the person to whom the licence was granted an opportunity to be heard by him before he revokes the licence or, as the case may be, he confirms its suspension.

(2) Where a licence has been suspended or revoked, the person to whom the licence was granted may at any time—

- (a) represent to the Chief Environmental Health Officer in writing that the circumstances occasioning the suspension or revocation have been remedied; and
- (b) apply for the restoration of the licence;

and in any such case the Chief Environmental Health Officer, if satisfied by such inspection or other investigation as he in the circumstances thinks desirable, may, with the approval of the Minister or under any general authority delegated to him by the Minister in that behalf, restore the licence accordingly.

[Regulation 5 amended by 2018 : 66 s.2 effective 10 January 2019]

Clothing of operators

6 Male persons whilst actually engaged in hairdressing or cosmetic treatment shall wear a clean light coloured coat of washable material or a clean light coloured shirt; female persons whilst so engaged shall wear clean clothing of light weight washable material which clothing shall not be worn otherwise than when so engaged.

Washing of hands

7 Every person shall wash his or her hands immediately before attending to each customer for the purpose of hairdressing or cosmetic treatment.

Communicable diseases

8 (1) No person shall engage in hairdressing or cosmetic treatment whilst suffering from any communicable disease or any contagious infection of the skin.

(2) Any person engaged in hairdressing or cosmetic treatment as aforesaid shall, if so required, submit himself or herself to any medical examination ordered by the Chief Medical Officer.

(3) In this regulation “communicable disease” means a communicable disease within the meaning of Part V of the Public Health Act, 1949 [*title 11 item 1*].

Requirements for operation of establishment

9 (1) There shall be observed and maintained in respect of every hairdressing or cosmetic treatment establishment licensed under these Regulations, and in respect of its operation, the requirements hereinafter specified—

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- (a) the floor, walls and ceiling shall be sound and shall be kept clean and in good repair at all times;
- (b) every room shall be adequately lighted and ventilated;
- (c) the furnishings and fixtures shall be maintained in a proper state of repair and shall be kept clean at all times;
- (d) any electrical apparatus or appliances used or intended to be used on the premises shall if required by the Chief Environmental Health Officer be submitted for testing to him or to any person designated by him and any such apparatus or appliance shall not be used when known to be, or suspected of being, defective;
- (e) where more than one assistant is employed, suitable sanitary and locker accommodation shall be provided or shall be made available, whichever the Chief Environmental Health Officer may require in the circumstances;
- (f) no sink or basin used for domestic purposes shall be used for any purpose in connection with hairdressing or cosmetic treatment;
- (g) at least one hand basin, properly trapped and drained, shall be provided and an adequate supply of hot and cold water shall be available at all times, the hot water being of a temperature of at least 170 degrees Fahrenheit;
- (h) hot water tanks shall not be used for any purpose other than for heating water in connection with hairdressing or cosmetic treatment;
- (i) all instruments used in connection with hairdressing or cosmetic treatment of any customer shall, before being used for another customer, be properly cleaned and shall, in addition, be sterilized—
 - (i) by immersion in boiling water; or
 - (ii) by immersion in a fresh solution of 60% alcohol; or
 - (iii) by immersion for at least five minutes in a solution of an efficacious and recognized germicide; or
 - (iv) by exposure for at least ten minutes to the vapour of formaldehyde or other approved sterilizing agent in a suitably constructed cabinet;
- (j) hairbrushes after being used on one customer, and before being used on another customer, shall be immersed in a strong solution of a recognized disinfectant, rinsed in clean water and dried either with a clean towel or by heating;
- (k) shaving brushes shall be cleaned similarly to hairbrushes and shall be rinsed in very hot water or shall be sterilized in such manner as may be approved by the Chief Environmental Health Officer;
- (l) for the purpose of shaving, only liquid or powder soap, shaving cream or other lathering substance approved by the Chief Environmental Health

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Officer, shall be used, and if a shaving mug is used for its preparation, the mug shall be thoroughly cleansed before being used;

- (m) a fresh, clean paper shall be used to cover the head rest of every chair before use by each customer;
- (n) a fresh, clean neck band or towel shall be placed around the neck of each customer under the haircloth;
- (o) each towel or steamer shall be used once only and shall then be discarded and deposited in a suitable receptacle, and shall not be used for any other purpose before being laundered;
- (p) no caustic or styptic shall be used in pencil form, and alum or other astringents shall be applied only in liquid or powder form;
- (q) powder puffs or sponges shall not be used, but instead there shall be used sterilized cotton wadding, each wad to be used on one customer only; and
- (r) no customer shall be shaved whose neck or face is showing signs of inflammation or rash.

(2) A copy of this regulation shall be displayed in every hairdressing or cosmetic treatment establishment in a place readily visible to the public.

[Regulation 9 amended by 2018 : 66 s.2 effective 10 January 2019]

Offences

10 Where a person commits an offence against these Regulations:

Punishment on summary conviction: a fine of \$420 and in the case of a continuing offence a further fine of \$84 for every day during which the offence continues.

Transitional

11 *[omitted]*

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SCHEDULE

FORMS

FORM A

Application for Hairdressing or Cosmetic Treatment
Establishment Licence

I [blank] of [blank] hereby make application for the grant of a licence to operate a Hairdressing or Cosmetic Treatment Establishment at [blank] in [blank] Parish, to be known as [blank]

.....
Signature.

FORM B

Hairdressing or Cosmetic Treatment Establishment Licence

[blank] of [blank] Parish is hereby authorized to operate a Hairdressing or Cosmetic Treatment Establishment known as [blank].

at [blank].

This licence is granted subject to the Public Health (Hairdressing Establishments) Regulations 1955, and expires on the 31st December, 19 [blank].

.....

Date

Chief Environmental Health Officer

[Schedule, Form B amended by 2018 : 66 s.2 effective 10 January 2019]

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[Amended by:

1970 : 390

2018 : 66]