



Notification of Conviction

*Relates to any person (individual or body corporate) who is convicted or whose employee or agent is convicted.

Enforcement Agency Name:	City of Melville
Date of conviction:	17 November 2025
Name of food business:	Fong's Kitchen Chinese Restaurant
Name of person/s* convicted:	Anh Dung Phuong
Address of food business where offence was committed:	335 Canning Highway, Palmyra WA 6157
Date of offence:	14 April 2025, 15 April 2025 and 22 April 2025

Section of Act/Subsidiary Legislation	Details of offence	Penalty imposed
Food Act 2008 Section 18(2) Food Act 2008 Section 22(1) (compliance with the Australia New Zealand Food Standards Code)	A person must not sell food that is unsuitable Non-compliance with Standard 3.2.2 <ul style="list-style-type: none">Clause 6(1)(a) – A food business must, when storing food, store the food in such a way that it is protected from the likelihood of contamination.Clause 19(1) – A food business must maintain food premises to a standard of cleanliness where there is no accumulation of food waste, dirt and grease.Clause 24(1)(c) – A food business must take all practicable measures to eradicate and prevent the harbourage of pests on the food premises.	Global penalty of \$8,000 plus costs of \$2,500

	<p>Non-compliance with Standard 3.2.3</p> <ul style="list-style-type: none">• Clause 8 - A food premises must have a lighting system that provides sufficient natural or artificial light for the activities conducted on the food premises.	
--	--	--

health.wa.gov.au



This document can be made available in alternative formats on request for a person with a disability.

© Department of Health 2025

Copyright to this material is vested in the State of Western Australia unless otherwise indicated. Apart from any fair dealing for the purposes of private study, research, criticism or review, as permitted under the provisions of the *Copyright Act 1968*, no part may be reproduced or re-used for any purposes whatsoever without written permission of the State of Western Australia.