Government of **Western Australia**
Department of **Health**

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 Stirling
Date of conviction:	19 June 2025
Name of food business:	Brighton Bakery
Name of person/s* convicted:	Mr Van Vuong Dong, Ms Thi Thuy Dinh and Thinh Vuong Pty Ltd
Address of food business where offence was committed:	111 Brighton Road, Scarborough WA 6019
Date of offence:	1 July 2024, 22 July 2024, 23 July 2024, 24 July 2024 and 21 August

Section of Act/Subsidiary Legislation	Details of offence	Penalty imposed
Food Act 2008 Section 17 (handling and sale of unsafe food)	Handled food intended for sale in a manner that will render or is likely to render the food unsafe.	Van Vuong Dong $3,600 Thi Thuy Dinh $3,600 Thinh Vuong Pty Ltd $28,000
Food Act 2008 Section 68 (contravention of prohibition order)	Contravened or failed to comply with a prohibition order served on the person under this Division.	Van Vuong Dong $3,200 Thi Thuy Dinh $3,200 Thinh Vuong Pty Ltd $12,000
Food Act 2008 Section 22 (compliance with the Australia New Zealand Food Standards Code)	Non-compliance with Standard 3.2.2 8 December 2022 • Clause 6 – failed when storing food, to store the food in such a way that it is protected from the likelihood of contamination and the environmental conditions under which it is stored to not adversely affect the safety and suitability of the food.	Van Vuong Dong $18,000 Thi Thuy Dinh $18,000 Thinh Vuong Pty Ltd $60,000

	• Clause 8 – failed, when displaying potentially hazardous food, to display it under temperature control. • Clause 11 - failed to ensure that food for disposal was held and kept separate until it was destroyed or otherwise used or disposed of so that it cannot be used for human consumption. • Clause 19 - failed to maintain the food premises to a standard of cleanliness where there is no accumulation of food waste, dirt, grease or other visible matter. • Clause 21 - failed to maintain the premises, fixtures, fitting and equipment in a good state of repair and working order having regard to their use. • Clause 24 – failed to take all practicable measures to prevent pests entering the food premises. Non-compliance with Standard 3.2.2A • Clause 10 - failed to ensure that each food handler who engages in a prescribed activity has, before engaging in that activity, completed a food safety training course. • Clause 11 – failed to appoint a food safety supervisor before engaging in a prescribed activity and ensure that the food safety supervisor is reasonably available to advise and supervise each food handler engaged in that prescribed activity. • Clause 12 - failed to make a record that substantiates any matter that the prescribed provisions require in relation to that prescribed activity and to keep those records for three months after the business makes the record.	Global legal costs in respect to all penalties $7257.25

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