



# Notification of Conviction under the Food Act 2008

Note: this form to be emailed to [foodsafety@health.wa.gov.au](mailto:foodsafety@health.wa.gov.au) within 14 days of conviction.

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

<b>Enforcement Agency Name:</b>	City of Belmont
<b>Date of conviction:</b>	24 April 2026
<b>Name of food business:</b>	Chinese Canton (Belmont Forum)
<b>Name of person/s* convicted:</b>	Richard Ly
<b>Address of food business where offence was committed:</b>	Belmont Forum Shopping Centre, C 8 227-267 Belmont Avenue, Cloverdale WA 6105
<b>Date of offence:</b>	Between 9 October 2025 and 2 December 2025

Section of Act/Subsidiary Legislation	Details of offence	Penalty imposed
Food Act 2008 Section 22 (1) (compliance with the Food Standards Code)	<p><b>Non-compliance with Standard 3.2.2</b> Between 9 October 2025 and 2 December 2025</p> <p>Charge No. 1 of 8</p> <ul style="list-style-type: none"><li>• Clause 19(1) the food premises were not maintained to a standard of cleanliness where there was no accumulation of food waste, dirt and grease</li></ul> <p>Charge No. 2 of 8</p> <ul style="list-style-type: none"><li>• Clause 19(2) the food business failed to maintain all equipment to a standard of cleanliness where there was no accumulation of food waste, dirt and grease</li></ul> <p>Charge No. 3 of 8</p> <ul style="list-style-type: none"><li>• Clause 21(1) the food business failed to maintain food premises in a good state of repair</li></ul>	Global fine of \$45,000 Costs \$2130

	<p><b>Non-compliance with Standard 3.2.2A</b> Between 9 October 2025 and 24 October 2025</p> <p>Charge No. 4 of 8</p> <ul style="list-style-type: none"><li>• Clause 11 the food business failed to appoint a food safety supervisor before engaging in a prescribed activity</li></ul> <p><b>Non-compliance with Standard 3.2.2</b> 9 October 2025</p> <p>Charge No. 5 of 8</p> <ul style="list-style-type: none"><li>• Clause 6(1)(a) when storing food, the food business failed to store the food in such a way that it was protected from the likelihood of contamination</li></ul> <p>Charge No. 6 of 8</p> <ul style="list-style-type: none"><li>• Clause 6(2)(a) the food business when storing potentially hazardous food failed to store it under temperature control</li></ul> <p><b>Non-compliance with Standard 3.2.2</b> Between 9 October 2025 and 14 October 2025</p> <p>Charge No. 7 of 8</p> <ul style="list-style-type: none"><li>• Clause 24(1)(b) the food business failed to take all practicable measures to prevent pests entering the food premises</li></ul> <p>Charge No. 8 of 8</p> <ul style="list-style-type: none"><li>• Clause 24(1)(c) the food business failed to take all practicable measures to eradicate and prevent the harbourage of pests on the food premises</li></ul>	
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