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# Part 18

# Tattoo Parlour

# Premises

## 18.1 Application

# 18.1

## Application Tattoo Parlour Premises

This part sets out control for tattoo parlour premises within the City of Campbelltown. This part should be read in conjunction with the relevant LEP/IDO applying to the site to determine the zoning of the land and the permissibility of any proposed tattoo parlour premises.

### Note:

Tattooing is defined under the Public Health Act 2010 as a skin penetration procedure.

For the purpose of this part tattooing includes:

**Body art tattooing business (Tattoo Parlours Act 2012)** means a business involving the carrying out of body art tattooing procedures (whether or not in combination with other tattooing procedures or with other activities).

**Body art tattooing procedure (Tattoo Parlours Act 2012)** means a tattooing procedure performed for decorative purposes, but does not include a cosmetic tattooing procedure.

### Note:

For the purpose of this part tattoo parlour premises include:

- Body art tattooing business;
- Body art tattooing procedure.

### Note:

This part does not apply to Cosmetic tattooing procedures. Cosmetic tattooing procedures include procedures performed for the purpose of providing eyeliner, eyebrow, or any permanent make up effect, or by a medical practitioner for a medical reason (eg hide, disguise or cover a medical condition or post-operative outcome).

# 18.2

## General Requirements for Tattoo Parlour Premises

### 18.2 General Requirements for Tattoo Parlour Premises

#### Objectives:

- Ensure tattoo parlour premises are appropriately located so as to minimise any potential adverse social or economic impacts upon surrounding locality.
- Identify relevant public health and safety standards that are required for all tattoo parlour premises.

#### 18.2.1 Requirements for a development application

- All tattoo parlour premises within Campbelltown Local Government Area require development consent issued under the Environmental Planning and Assessment Act 1979 (The Act) to legally operate.
- Campbelltown City Council is the consent authority for the assessment and determination of development applications for skin penetration/ tattoo parlour premises.

#### 18.2.2 Location requirements

- The tattoo parlour premises shall not adjoin areas that are zoned residential.

#### 18.2.3 Tattoo Parlour Registration and General Requirements

- All tattoo parlour premises are required to be registered with Council under the provisions of the Public Health Act and the Local Government Act 1993 for on going health surveillance and regulatory purposes.
- All tattoo parlours shall comply with the Tattoo Parlours Act 2012 and the Tattoo Parlours Regulation 2013. This Act and Regulation is governed by the Police and Department of Fair Trading and requires all tattoo parlours and tattoo artists to be licensed. For

#### Note:

Council's role in applying the planning controls for tattoo parlour premises is in addition to the regulatory functions of other Government agencies that contribute to the safe and legal operations of such premises. This includes:

- NSW Health who are responsible for safe health practices in any workplace;
- SafeWork NSW regarding occupational health and safety issues in the workplace;
- NSW Police Service with respect to complaints and issues relating to criminal behaviour; and .
- Department of Fair Trading with respect to licensing of operators and tattoo artists.

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### General Requirements for Tattoo Parlour Premises

further information please visit the following website: [http://www.fairtrading.nsw.gov.au/Businesses/Specific\\_industries\\_and\\_businesses/Tattoo\\_parlours.html](http://www.fairtrading.nsw.gov.au/Businesses/Specific_industries_and_businesses/Tattoo_parlours.html)

- c) A condition of any development consent issued for tattoo parlour premises shall require:
  - i) written notification to Council of the person responsible for operating the premises (proprietor/ licensee); and
  - ii) environmental health inspection by Council to ensure compliance with construction/hygiene standards prior to commencement of the use of the premises.

#### 18.2.4 Construction requirements

- a) The internal walls of the premises shall be constructed to provide a smooth, even, and impervious surface that is capable of being easily cleaned.
- b) The floor construction shall be finished in a smooth, non-slip, impervious material that is capable of being easily cleaned.
- c) The ceiling of a tattoo treatment room/bay shall be constructed with rigid, non-absorbent, smooth faced material free from open joints, cracks and crevices and be painted with a light coloured washable paint.
- d) The intersection of the walls and ceiling must be tight-jointed, sealed and dust proofed. Drop in panels are not permitted.
- e) All gaps, open joints, cracks and crevices within the walls and floors which may allow dust, hair, lint and other residue to collect shall be sealed in all walls and floors to enable easy cleaning.
- f) All service pipes and electrical

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## General Requirements for Tattoo Parlour Premises

conduit shall be contained in the floor, walls or ceiling.

- g) The internal and external surfaces of storage cabinets, cupboards, preparation benches and the like shall be finished in a smooth impervious material that is capable of being easily cleaned.
- h) All surfaces of chairs and treatment beds must be finished in a smooth impervious material that is capable of being easily cleaned.
- i) Provide appropriate ventilation to eliminate odours and fumes.

### 18.2.5 Sanitary Facilities

- a) A hand washbasin shall be installed in all treatment rooms/bays.
- b) The hand washbasin shall be serviced with a continuous supply of potable hot and cold water through a single outlet and fitted with a hands-off type tap set (portable handwash basins are not permitted).
- c) The hand washbasins shall be provided with an adequate supply of soap and disposable handtowels from a dispenser at all times.
- d) A toilet shall be provided for the client and all employees .
- e) All toilets and wastewater collection facilities shall be connected to the sewer in accordance with the local authorities' requirements.
- f) The toilet shall be provided with a hand washbasin serviced with hot and cold water through a single outlet and fitted with a hands-off type tap set (portable handwash basins are not permitted).
- g) Provide an equipment wash sink of adequate size to clean and rinse all equipment and implements. The equipment wash sink shall be provided with a continuous supply of hot and cold water through a single outlet.
- h) If reusable skin penetration implements are used, a designated cleaning and sterilisation work area shall be provided within the premises and designed in accordance with

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### General Requirements for Tattoo Parlour Premises

AS4815:2006 Office based health care facilities  
- Reprocessing of reusable medical and surgical instruments and equipment and maintenance of the associated environment. This work area shall be separate from a treatment room/ lunch room and constructed so as to prevent the possibilities of contamination.

- i) The cleaning and sterilisation area shall be provided with the following:
  - i) A hand washbasin in an accessible and convenient location within the area. The basin shall be freestanding, serviced with hot and cold water through a single outlet, able to be mixed at a temperature of at least 40°C and fitted with a hands-off type tap set.
  - ii) A double bowl wash sink of adequate capacity to clean and rinse all equipment and implements. The sinks shall be serviced with hot and cold water through a single outlet in addition to the hand basin;
  - iii) All walls, floor, cabinets, cupboards, benches and the ceiling shall be provided with smooth and impervious surfaces that are free from gaps, cracks and crevices to enable easy cleaning. A drop in panel ceiling shall not be permitted
  - iv) An approved autoclave operated in accordance with Australian Standard (AS) 4815:2006 Office-based health care facilities - cleaning, disinfection and sterilisation of re-usable medical and surgical instruments and equipment and maintenance of the associated environment. The autoclave shall be tested, serviced regularly and calibrated at least once a year by a qualified service technician. Details and documents of the services shall be provided and available at all times at the premises;
  - v) An ultrasonic cleaner to clean all implements and equipment. An ultrasonic cleaner shall not be used as a method of sterilisation.
  - vi) Sterilisation procedures must comply with

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## General Requirements for Tattoo Parlour Premises

AS4815:2006 Office based health care facilities - Reprocessing of reusable medical and surgical instruments and equipment and maintenance of the associated environment.

- j) A cleaner's sink shall be installed within the tattoo parlour premises and must be serviced with hot and cold water through taps fitted with hose connectors to adequately clean the premises and to dispose of all waste water.

### 18.2.6 Waste

- a) General waste should be placed in plastic lined receptacles at the site of generation. Waste bags and containers must be tied and sealed and left in a secure waste bin to be collected by an approved waste transporter. (Protection of the Environment Operations (Waste) Regulation -1996)
- b) Sharps and clinical waste must be placed into a sharps container immediately after use. The yellow sharps container must be approved by Australian Standards and comply with AS4261:1994 or AS 4031:1992. The sharps container must be collected and disposed of appropriately by an approved waste transporter to a treatment facility licensed by the EPA (Protection of the Environment Operations (Waste) Regulation 1996).
- c) A Commercial Contractor Agreement for the disposal of all the generated waste from the premises shall be provided with the development application.

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