

✉ RVK-57897 Tilkyning um stjórnsýslukæru nr. UUA2608008.

|                |                                                                                                                                                                           |
|----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Móttekið       | 18.8.2026 10:55:40                                                                                                                                                        |
| Búið til dags. | 18.8.2026 11:34:41                                                                                                                                                        |
| Tilheyrir      |  USK26080216 - Stjórnsýslukæra nr. UUA2608008 - Starfsleyfisskylda starfsemi Sánagús ehf |
| Frá            | Upplýsingar - Pósthólf Símaver (upplýsingar@reykjavik.is)                                                                                                                 |
| Til            | skjalastyring@reykjavik.is                                                                                                                                                |

## Innihald



uua@uua.is has just sent this issue

Reykjavík / RVK-57897

Beiðnin var stofnuð 18.08.2026 10:26

Tilkynning um stjórnýslukæru nr. UUA2608008.

Unnur - Í dag 10:54

áframsent,  
móttekið 18.08.2026 kl. 10:26  
kveðja Unnur

### Upphafleg beiðni:

Góðan dag.

Meðfylgjandi er aprint stjórnslýskæru, móttékin 17. ágúst 2026 ásamt fylgigögnum, þar sem kærð er ákvörðun Heilbrigðiseftirlits Reykjavíkur (HER) frá 6. ágúst 2026 um starfsleyfisskyldu starfsemi Sánagús ehf. í Sækoti og þess krafist að hún verði felld úr gildi

Vegna framkominnar kröfu um frestun réttarárifa er farið fram á að úrskurðarnefndin fái í hendur gögn er málið varða, s.s. fundargerðir, uppdætti, umsóknir, samskipti við aðila máls og stofnunar, fyrir 25. ágúst nk. og er stjórnvaldi gefinn kostur á að tjá sig um kröfuna til sama tíma. Frestur til að skila umsögn í málinu er að öðru leyti 15 dagar frá dagsetningu þessarar tilkynningar, en hægt er að óska eftir 15 daga viðbótarfresti, sbr. 5. mgr. 4. gr. laga nr. 130/2011 um úrskurðarnefnd umhverfis- og auðlindamála.

Óskast staðfest um móttöku.

Með kveðju f.h.  
nefndarinnar **Ólöf**  
**Harðardóttir**  
**skrifstofumaður**

Úrskurðarnefnd  
umhverfis- og  
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Vinsamlegast hugið að umhverfinu áður en tölvupósturinn er prentaður og samgöngumáti er valinn.  
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11/11/2019

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the 1990s, the number of people in the United States who are 65 years of age and older has increased by 50 percent. The number of people 75 years of age and older has increased by 100 percent. The number of people 85 years of age and older has increased by 200 percent. The number of people 95 years of age and older has increased by 400 percent. The number of people 100 years of age and older has increased by 1,000 percent. The number of people 105 years of age and older has increased by 2,000 percent. The number of people 110 years of age and older has increased by 4,000 percent. The number of people 115 years of age and older has increased by 8,000 percent. The number of people 120 years of age and older has increased by 16,000 percent. The number of people 125 years of age and older has increased by 32,000 percent. The number of people 130 years of age and older has increased by 64,000 percent. The number of people 135 years of age and older has increased by 128,000 percent. The number of people 140 years of age and older has increased by 256,000 percent. The number of people 145 years of age and older has increased by 512,000 percent. The number of people 150 years of age and older has increased by 1,024,000 percent. The number of people 155 years of age and older has increased by 2,048,000 percent. The number of people 160 years of age and older has increased by 4,096,000 percent. The number of people 165 years of age and older has increased by 8,192,000 percent. The number of people 170 years of age and older has increased by 16,384,000 percent. The number of people 175 years of age and older has increased by 32,768,000 percent. The number of people 180 years of age and older has increased by 65,536,000 percent. The number of people 185 years of age and older has increased by 131,072,000 percent. The number of people 190 years of age and older has increased by 262,144,000 percent. The number of people 195 years of age and older has increased by 524,288,000 percent. The number of people 200 years of age and older has increased by 1,048,576,000 percent. The number of people 205 years of age and older has increased by 2,097,152,000 percent. The number of people 210 years of age and older has increased by 4,194,304,000 percent. The number of people 215 years of age and older has increased by 8,388,608,000 percent. The number of people 220 years of age and older has increased by 16,777,216,000 percent. The number of people 225 years of age and older has increased by 33,554,432,000 percent. The number of people 230 years of age and older has increased by 67,108,864,000 percent. The number of people 235 years of age and older has increased by 134,217,728,000 percent. The number of people 240 years of age and older has increased by 268,435,456,000 percent. The number of people 245 years of age and older has increased by 536,870,912,000 percent. The number of people 250 years of age and older has increased by 1,073,741,824,000 percent. The number of people 255 years of age and older has increased by 2,147,483,648,000 percent. The number of people 260 years of age and older has increased by 4,294,967,296,000 percent. The number of people 265 years of age and older has increased by 8,589,934,592,000 percent. The number of people 270 years of age and older has increased by 17,179,869,184,000 percent. The number of people 275 years of age and older has increased by 34,359,738,368,000 percent. The number of people 280 years of age and older has increased by 68,719,476,736,000 percent. The number of people 285 years of age and older has increased by 137,438,953,472,000 percent. The number of people 290 years of age and older has increased by 274,877,906,944,000 percent. The number of people 295 years of age and older has increased by 549,755,813,888,000 percent. The number of people 300 years of age and older has increased by 1,099,511,627,776,000 percent. The number of people 305 years of age and older has increased by 2,199,023,255,552,000 percent. The number of people 310 years of age and older has increased by 4,398,046,511,104,000 percent. The number of people 315 years of age and older has increased by 8,796,093,022,208,000 percent. The number of people 320 years of age and older has increased by 17,592,186,044,416,000 percent. The number of people 325 years of age and older has increased by 35,184,372,088,832,000 percent. The number of people 330 years of age and older has increased by 70,368,744,177,664,000 percent. The number of people 335 years of age and older has increased by 140,737,488,355,328,000 percent. The number of people 340 years of age and older has increased by 281,474,976,710,656,000 percent. The number of people 345 years of age and older has increased by 562,949,953,421,312,000 percent. The number of people 350 years of age and older has increased by 1,125,899,906,842,624,000 percent. The number of people 355 years of age and older has increased by 2,251,799,813,685,248,000 percent. The number of people 360 years of age and older has increased by 4,503,599,627,370,496,000 percent. The number of people 365 years of age and older has increased by 9,007,199,254,740,992,000 percent. The number of people 370 years of age and older has increased by 18,014,398,509,481,984,000 percent. The number of people 375 years of age and older has increased by 36,028,797,018,963,968,000 percent. The number of people 380 years of age and older has increased by 72,057,594,037,927,936,000 percent. The number of people 385 years of age and older has increased by 144,115,188,075,855,872,000 percent. The number of people 390 years of age and older has increased by 288,230,376,151,711,744,000 percent. The number of people 395 years of age and older has increased by 576,460,752,303,423,488,000 percent. The number of people 400 years of age and older has increased by 1,152,921,504,606,846,976,000 percent. The number of people 405 years of age and older has increased by 2,305,843,009,213,693,952,000 percent. The number of people 410 years of age and older has increased by 4,611,686,018,427,387,904,000 percent. The number of people 415 years of age and older has increased by 9,223,372,036,854,775,808,000 percent. The number of people 420 years of age and older has increased by 18,446,744,073,709,551,616,000 percent. The number of people 425 years of age and older has increased by 36,893,488,147,419,103,232,000 percent. The number of people 430 years of age and older has increased by 73,786,976,294,838,206,464,000 percent. The number of people 435 years of age and older has increased by 147,573,952,589,676,412,928,000 percent. The number of people 440 years of age and older has increased by 295,147,905,179,352,825,856,000 percent. The number of people 445 years of age and older has increased by 590,295,810,358,705,651,712,000 percent. The number of people 450 years of age and older has increased by 1,180,591,620,717,411,303,424,000 percent. The number of people 455 years of age and older has increased by 2,361,183,241,434,822,606,848,000 percent. The number of people 460 years of age and older has increased by 4,722,366,482,869,645,213,696,000 percent. The number of people 465 years of age and older has increased by 9,444,732,965,739,290,427,392,000 percent. The number of people 470 years of age and older has increased by 18,889,465,931,478,580,854,784,000 percent. The number of people 475 years of age and older has increased by 37,778,931,862,957,161,709,568,000 percent. The number of people 480 years of age and older has increased by 75,557,863,725,914,323,419,136,000 percent. The number of people 485 years of age and older has increased by 151,115,727,451,828,646,838,272,000 percent. The number of people 490 years of age and older has increased by 302,231,454,903,657,293,676,544,000 percent. The number of people 495 years of age and older has increased by 604,462,909,807,314,587,353,088,000 percent. The number of people 500 years of age and older has increased by 1,208,925,819,614,629,174,706,176,000 percent. The number of people 505 years of age and older has increased by 2,417,851,639,229,258,349,412,352,000 percent. The number of people 510 years of age and older has increased by 4,835,703,278,458,516,698,824,704,000 percent. The number of people 515 years of age and older has increased by 9,671,406,556,917,033,397,649,408,000 percent. The number of people 520 years of age and older has increased by 19,342,813,113,834,066,795,298,816,000 percent. The number of people 525 years of age and older has increased by 38,685,626,227,668,133,590,597,632,000 percent. The number of people 530 years of age and older has increased by 77,371,252,455,336,267,181,195,264,000 percent. The number of people 535 years of age and older has increased by 154,742,504,910,672,534,362,390,528,000 percent. The number of people 540 years of age and older has increased by 309,485,009,821,345,068,724,781,056,000 percent. The number of people 545 years of age and older has increased by 618,970,019,642,690,137,449,562,112,000 percent. The number of people 550 years of age and older has increased by 1,237,940,039,285,380,274,899,124,224,000 percent. The number of people 555 years of age and older has increased by 2,475,880,078,570,760,549,798,248,448,000 percent. The number of people 560 years of age and older has increased by 4,951,760,157,141,521,099,596,496,896,000 percent. The number of people 565 years of age and older has increased by 9,903,520,314,283,042,199,193,993,792,000 percent. The number of people 570 years of age and older has increased by 19,807,040,628,566,084,398,387,98

[illegible]

Reglur um trúnað í tölvupóstsamskiptum: <http://www.reykjavik.is/trunadur>

## Viõhengi

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# KÆRA TIL ÚRSKURÐARNEFNDAR UMHVERFIS- OG AUÐLINDAMÁLA

17.8.2026 19:28

## 1. Kærandi/kærendur

Ef kærendur eru fleiri en einn skal skrá þá aðila hér með hnappnum Bæta við kæranda. Ef fleiri koma að kæru þarf umboð frá meðkærendum ef kæran er ekki meðfylgjandi undirrituð skriflega af öllum aðilum.

|              |                    |
|--------------|--------------------|
| Fullt nafn   | Vala Baldursdóttir |
| Kennitala    |                    |
| Heimilisfang |                    |
| Póstnúmer    |                    |
| Staður       |                    |
| Sími         |                    |
| Netfang      |                    |

Ef um umhverfisverndarsamtök, útivistarsamtök eða hagsmunasamtök er að ræða þarf einnig að skila inn eftirtöldu, sbr. 3. mgr. 4. gr. laga nr. 130/2011. Upplýsingum um félagafjölda. Samþykktum félagsins. Nýjustu ársskýrslu. Staðfestingu á því að um endurskoðað bókhald sé að ræða, t.d. með árituðum ársreikningi.

## 2. Umboðsmaður kæranda/kæranda ef við á

|              |  |
|--------------|--|
| Fullt nafn   |  |
| Kennitala    |  |
| Heimilisfang |  |
| Póstnúmer    |  |
| Sími         |  |
| Netfang      |  |
| Umboð        |  |

## 3. Kæruefni

Hér skal tilgreina hvaða ákvörðun, athafnaleysi, brot á þátttökurétti almennings eða önnur afgreiðsla stjórnvalds er kærð. Upplýsa skal hvaða stjórnvald tók hina kærðu ákvörðun og hvenær ákvörðunin var tekin.

|                                        |                                                                                                                     |
|----------------------------------------|---------------------------------------------------------------------------------------------------------------------|
|                                        | Sjá meðfylgjandi kæruskjal sem er hlaðið upp í heild í lið 9. Fylgiskjalalista                                      |
| Efni kærunnar                          | Ákvörðun Heilbrigðiseftirlits Reykjavíkur frá 6. ágúst 2026 um starfsleyfissskyldu starfsemi Sánagús ehf. í Sækoti. |
| Stjórnvald sem tók hina kærðu ákvörðun | Heilbrigðiseftirlitið                                                                                               |
| Dagsetning ákvörðunar                  | 06.08.2026                                                                                                          |

Kæruheimild (ef þær upplýsingar eru til staðar)

Já. Kæruheimild er til staðar samkvæmt 1. mgr. 65. gr. laga nr. 7/1998, en samkvæmt ákvæðinu sæta stjórnvaldsákvörðanir á grundvelli laganna eða reglugerða settra samkvæmt þeim kæru til úrskurðarnefndar umhverfis- og auðlindamála.

## 4. Kröfugerð (hvers krefst kærandi?)

Sem dæmi má nefna krafa um að ákvörðun verði felld úr gildi eða hluta, að viðkomandi stjórnvald aðhafist, að tiltekna framkvæmdir verði stöðvaðar eða að réttaráhrifum ákvörðunar verði frestað. Tekið skal fram að úrskurðarnefndin úrskurðar um lögmæti kærðrar ákvörðunar en tekur ekki nýja ákvörðun í málinu eða breytir ákvörðunum.

Sjá meðfylgjandi kæruskjal sem er hlaðið upp í heild í lið 9. Fylgiskjalalista

Þess er krafist að ákvörðun HER frá 6. ágúst 2026 verði felld úr gildi að því leyti sem þar er lagt til grundvallar að starfsemi Gusu skuli uppfylla þær kröfur sem HER leiðir af reglum um baðstofur, án fullnægjandi mats á sérstöku eðli og framkvæmd starfseminnar, og að málinu verði vísað aftur til HER til nýrrar meðferðar.

Kærandi gerir ekki ágreining um að starfsemin sé starfsleyfis skyld.

Ágreiningurinn lýtur að því hvaða reglur, viðmið og skilyrði eigi við um Gusu sem skipulagðan og stýrðan heilsuræktartíma af Gusumeistara.

## 5. Hagsmunir kæranda/kærenda

Hvaða áhrif hefur hin kærða ákvörðun á hagsmuni kæranda/kærenda?

Sjá meðfylgjandi kæruskjal sem er hlaðið upp í heild í lið 9.  
Fylgiskjalalista

Hin kærða ákvörðun hefur bein og veruleg áhrif á samfélagslega og mannbætandi gusuiðju í Sækoti.

Hún getur leitt til stöðvunar eða verulegrar röskunar á starfseminni og kallað á umfangsmiklar og óraunhæfar breytingar á rekstrarfyrirkomulagi og aðstöðu.

Starfsemin hefur byggst upp sem skipulagt heilsuræktarstarf undir stjórn gusumeistara og hefur að mati kæranda mikilvægt samfélagslegt gildi fyrir þá fjölmörgu þátttakendur sem hana sækja.

Stöðvun eða röskun starfseminnar getur valdið kæranda verulegu fjárhagslegu tjóni, auk tjóns á viðskiptavild, orðspori og því trausti sem byggt hefur verið upp gagnvart starfseminni, rekstraraðila og starfsfólki.

Slíkt tjón kann að verða erfitt eða ógerlegt að bæta að fullu eftir á.

## 6. Kærufrestur

Hvenær (og hvernig) vissi kærandi/kærendur af hinni kærðu ákvörðun

Sjá meðfylgjandi kæruskjal sem er hlaðið upp í heild í lið 9.  
Fylgiskjalalista

6 ágúst 2026 þegar tölvupóstur kom frá HER  
Fylgiskjal

## 7. Rökstuðningur fyrir kæru

Starfsemin felst í fyrirfram bókuðum og stýrðum gusutímum undir stjórn gusumeistara.

Gestir kaupa þátttöku í skipulagðri þjónustu en ekki almennan aðgang að baðstofu.

Að mati kæranda hefur HER ekki sýnt með fullnægjandi hætti fram á hvernig þessi starfsemi fellur undir starfsleyfisflokkinn „sund- og baðstaður“ samkvæmt 101. tölul. IV. viðauka laga nr. 7/1998.

Það eitt að sánaklefi sé notaður við framkvæmd heilsuræktartímans nægir ekki til að flokka starfsemina sem baðstofu, þar sem fólk greiðir aðgangseyrir og dvelur þar á eigin foresendum.

Kærandi telur því að lagaleg heimfærsla, rannsókn og rökstuðningur HER séu ófullnægjandi og krefst þess að ákvörðunin verði felld úr gildi.

## 8. Forsaga

Hefur málið áður verið kært til úrskurðarnefndarinnar eða annars stjórnvalds eða verið til meðferðar fyrir dómstólum eða hjá umboðsmanni Alþingis?

Nei

## 9. Fylgiskjalalisti

Fylgiskjalalisti er tölusett skrá yfir skjöl og önnur gögn. Vinsamlegast merkið gögnin í samræmi við skjalalistann. Ef kæru er skilað á sérstöku skjali (ekki fyllt út í hólfin í liðum 3-7) er það skjal einnig sett hér.

Lýsing skjals Svar HER við andmælum

Númer skjals: 1

Fylgiskjal Svar við andmælum Sækot (1).pdf

## 9. Fylgiskjalalisti<sup>2</sup>

Fylgiskjalalisti er tölusett skrá yfir skjöl og önnur gögn. Vinsamlegast merkið gögnin í samræmi við skjalalistann. Ef kæru er skilað á sérstöku skjali (ekki fyllt út í hólfin í liðum 3-7) er það skjal einnig sett hér.

|               |                                         |
|---------------|-----------------------------------------|
| Lýsing skjals | Kæra vegna ákvörðunar HER               |
| Númer skjals: | 2                                       |
| Fylgiskjal    | Kæra v. ákvörðunar HER 6 ágúst 2026.pdf |

## 9. Fylgiskjalalisti<sup>3</sup>

Fylgiskjalalisti er tölusett skrá yfir skjöl og önnur gögn. Vinsamlegast merkið gögnin í samræmi við skjalalistann. Ef kæru er skilað á sérstöku skjali (ekki fyllt út í hólfin í liðum 3-7) er það skjal einnig sett hér.

|               |                                     |
|---------------|-------------------------------------|
| Lýsing skjals | Krafa um frestun réttaráhrifa       |
| Númer skjals: | 3                                   |
| Fylgiskjal    | Krafa um frestun réttaráhrifa-2.pdf |

## 9. Fylgiskjalalisti<sup>4</sup>

Fylgiskjalalisti er tölusett skrá yfir skjöl og önnur gögn. Vinsamlegast merkið gögnin í samræmi við skjalalistann. Ef kæru er skilað á sérstöku skjali (ekki fyllt út í hólfin í liðum 3-7) er það skjal einnig sett hér.

|               |                                                   |
|---------------|---------------------------------------------------|
| Lýsing skjals | Reglugerðarbreytingar framundan                   |
| Númer skjals: | 4                                                 |
| Fylgiskjal    | D677F4D0-1D22-49C3-B578-1503B0EC3787_1_105_c.jpeg |