



THE PHARMACY REGULATIONS 1975, AMENDMENT NO. 6

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 8th day of May 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 57 of the Pharmacy Act 1970, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Pharmacy Regulations 1975, Amendment No. 6, and shall be read together with and deemed part of the Pharmacy Regulations 1975* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 28th day after the date of their notification in the *Gazette*.

2. Application for registration by holder of certificate or diploma (other than a recognised certificate) granted outside New Zealand—Regulation 28A of the principal regulations (as inserted by regulation 3 of the Pharmacy Regulations 1975, Amendment No. 4) is hereby amended by omitting from subclause (1) (e) (iii), and also from subclause (2) (e) (iii), the

*S.R. 1975/269

Amendment No. 1: (*Revoked by S.R. 1980/237*)

Amendment No. 2: S.R. 1980/237

Amendment No. 3: S.R. 1984/314

Amendment No. 4: S.R. 1986/137

Amendment No. 5: S.R. 1987/387

words “establishment of the kind specified in any of paragraphs (a) to (c) of regulation 37 (1)”, and substituting in each case the words “approved establishment of the kind specified in any of subparagraphs (i) to (iii) of regulation 37 (2) (a)”.

3. Place of practical training—The principal regulations are hereby amended by revoking regulation 37, and substituting the following regulation:

“37. (1) Subject to regulation 38 of these regulations, the period of practical training shall be served under the direct personal supervision and as the sole pupil of a pharmacist in one or more approved establishments.

“(2) Subject to subclause (3) of this regulation, for the purposes of subclause (1) of this regulation an approved establishment is any place—

“(a) That is—

“(i) A retail pharmacy; or

“(ii) The pharmacy department of an institution within the meaning of the Area Health Boards Act 1983 or the Hospitals Act 1957; or

“(iii) The pharmacy department of a private hospital licensed under Part V of the Hospitals Act 1957; or

“(iv) The pharmacy department of a hospital within the meaning of the Mental Health Act 1969; or

“(v) An establishment that manufactures medicines within the meaning of the Medicines Act 1981; or

“(vi) Any other place in which adequate instruction in the art and profession of pharmacy is, in the opinion of the Council, able to be provided; and

“(b) That is approved for the purpose by the Council.

“(3) The Council may from time to time at its discretion, by notice in writing to a pharmacist carrying on business or employed in any approved establishment, determine that practical training in that establishment will not, after a date to be specified in the notice, being not less than 1 month from the date on which the notice is dispatched, be recognised for the purpose of these regulations, and may at any time revoke any such determination.”

4. Relationship between examination and practical training—

(1) Regulation 38 of the principal regulations is hereby amended by revoking subclause (3), and substituting the following subclause:

“(3) At least 26 consecutive weeks of the practical training shall be served in an approved establishment of the kind specified in any of subparagraphs (i) to (iii) of regulation 37 (2) (a) of these regulations.”

(2) Regulation 38 (4) of the principal regulations is hereby amended by omitting the words “one of the establishments referred to in regulation 37 (1)”, and substituting the words “approved establishment referred to in regulation 37 (2)”.

5. Savings—(1) For the purposes of subclause (2) of this regulation, “recognised practical training” means practical training that, immediately before the commencement of these regulations, was recognised for the purposes of the principal regulations.

(2) Where, immediately before the commencement of these regulations, recognised practical training was being provided to any person in any establishment,—

(a) Practical training may continue to be provided to that person in that establishment after the commencement of these regulations as if these regulations had not been made; and

(b) Subject to regulation 37 (3) of the principal regulations (as applied by subclause (4) of this regulation), any practical training so provided after the commencement of these regulations shall be recognised for the purposes of the principal regulations as if these regulations had not been made.

(3) Nothing in subclause (2) of this regulation applies in respect of any practical training provided, after the commencement of these regulations, to any person in any establishment if that practical training is provided to that person after that person has, at any time after the commencement of these regulations, ceased training in that establishment.

(4) Regulation 37 (3) of the principal regulations (as substituted by regulation 3 of these regulations) shall apply in relation to any establishment to which subclause (2) of this regulation applies as if that establishment were an approved establishment under regulation 37 of the principal regulations (as so substituted).

(5) Notwithstanding anything in these regulations, the principal regulations shall continue to apply in respect of any period of practical training undertaken before the commencement of these regulations as if these regulations had not been made.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations amend the Pharmacy Regulations 1975.

The effect of the amendments is to widen the range of establishments in which practical training may be provided to persons seeking registration as pharmacists. In addition, all establishments will require the approval of the Council of the Pharmaceutical Society of New Zealand before being able to provide such practical training.

There is a savings provision for persons undergoing training on the commencement of the regulations.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 11 May 1989.

These regulations are administered in the Department of Health.