

**HOUSE USE ONLY**

**CHAIR:**

**WITH  / WITHOUT**



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2nd SESSION, 63rd GENERAL ASSEMBLY  
Province of Prince Edward Island  
57 ELIZABETH II, 2008

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**BILL NO. 10**

**An Act to Amend the Pharmacy Act**

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Honourable Doug W. Currie  
Minister of Health

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GOVERNMENT BILL

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Queen's Printer  
Charlottetown, Prince Edward Island



**An Act to Amend the Pharmacy Act**

BE IT ENACTED by the Lieutenant Governor and the Legislative Assembly of the Province of Prince Edward Island as follows:

**1. Section 1 of the *Pharmacy Act* R.S.P.E.I. 1988, Cap. P-6 is amended**

**(a) in clause (a), by the deletion of the words “Prince Edward Island Pharmaceutical Association” and the substitution of the words “Prince Edward Island Pharmacists Association”;**

**(b) in clause (e), by the addition of the words “, other than giving a prescription,” after the words “functions of a pharmacist”;**

**(c) in clause (o.1),**

**(i) in subclause (ii), by the deletion of the word “or”,**

**(ii) in subclause (iii), by the deletion of the semicolon and the substitution of the words “, or”, and**

**(iii) by the addition of the following after subclause (iii):**

**(iv) giving a prescription for a drug;**

**(d) in clause (p),**

**(i) in subclause (i), by the deletion of the word “or”,**

**(ii) in subclause (ii), by the deletion of the semicolon and the substitution of the words “, or”, and**

**(iii) by the addition of the following after subclause (ii):**

**(iii) a pharmacist;**

**(e) in clause (q), by the addition of the words “, other than giving a prescription,” after the words “functions of a pharmacist”.**

**2. Section 2 of the Act is amended by the deletion of the words “is hereby continued under the same name as a body corporate” and the substitution of the words “is continued as a body corporate under the new name of the Prince Edward Island Pharmacists Association”.**

**3. Subsection 7(2) of the Act is amended**

**(a) by the deletion of the period following clause (f) and the substitution of the words “; and”; and**

**(b) by the addition of the following after clause (f):**

(g) prescribe conditions and restrictions on the authority of pharmacists to give prescriptions.

**4. Section 23 of the Act is amended**

**(a) in subsection (2), by the addition of the words “, subject to subsection (3),” after the words “may be performed”; and**

**(b) by the addition of the following after subsection (2):**

Prescription  
restriction

(3) No person referred to in clause (2)(a), (b) or (c) shall give a prescription to any person.

**5. The Act is amended by the addition of the following after section 23:**

Prescriptions

**23.1** No pharmacist shall give a prescription to any person except in accordance with this Act and the regulations.

**6. This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council.**

### **EXPLANATORY NOTES**

**SECTION 1** amends the definition of the term “practise of pharmacy” to recognize that it may include the prescription of drugs. It also amends the definitions of a certified clerk and registered student to recognize that they may not prescribe drugs. The section also amends the definition of a “prescription” to recognize that pharmacists may now give prescriptions.

**SECTION 2** changes the name of the “Prince Edward Island Pharmaceutical Association” to “Prince Edward Island Pharmacists Association”.

**SECTION 3** establishes that it is a function of the Prince Edward Island Pharmacy Board to prescribe conditions and restrictions on the authority of pharmacists to give prescriptions.

**SECTION 4** prohibits certain persons, including certified clerks and registered students, from giving a prescription.

**SECTION 5** prohibits a pharmacist from giving a prescription except in accordance with the regulations.

**SECTION 6** provides for the commencement of this Act.

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<i>STAGE:</i>	<i>DATE:</i>
<i>1st Reading:</i>	April 8, 2008
<i>2nd Reading:</i>	
<i>To Committee:</i>	
<i>Reported:</i>	
<i>3rd Reading and Pass:</i>	
<i>Assent:</i>	

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