



New South Wales

# Poisons and Therapeutic Goods Amendment (Continued Dispensing) Regulation 2013

under the

Poisons and Therapeutic Goods Act 1966

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Poisons and Therapeutic Goods Act 1966*.

JILLIAN SKINNER, MP  
Minister for Health

## Explanatory note

The object of this Regulation is to amend the *Poisons and Therapeutic Goods Regulation 2008* to extend the circumstances in which a pharmacist may supply certain restricted substances to a person. This Regulation permits a pharmacist to supply to a person any oral hormonal contraceptive or statin lipid modifying agent covered by the *National Health (Continued Dispensing) Determination 2012* of the Commonwealth if:

- (a) the supply is made in accordance with the conditions of that determination, and
- (b) the supply is made in accordance with the *Guidelines for the Continued Dispensing of eligible prescribed medicines by pharmacists*, issued by the Pharmaceutical Society of Australia, and
- (c) the pharmacist is an approved pharmacist within the meaning of the *National Health Act 1953* of the Commonwealth, and
- (d) the person is in immediate need of the substance for continuation of treatment.

This Regulation is made under the *Poisons and Therapeutic Goods Act 1966*, including sections 10 (4) (d), 17 (1) (c) and 45C (the general regulation-making power).

## Poisons and Therapeutic Goods Amendment (Continued Dispensing) Regulation 2013

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Poisons and Therapeutic Goods Act 1966

### 1 Name of Regulation

This Regulation is the *Poisons and Therapeutic Goods Amendment (Continued Dispensing) Regulation 2013*.

### 2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

### 3 Amendment of Poisons and Therapeutic Goods Regulation 2008

#### Clause 45A

Insert after clause 45:

#### 45A Supply by pharmacists in accordance with determination under National Health Act 1953 of Commonwealth

- (1) A pharmacist may supply a person with a restricted substance that is covered by the Continued Dispensing Determination under this clause if:
  - (a) the supply is made in accordance with conditions that are specified in that determination, and
  - (b) the supply is made in accordance with the document entitled *Guidelines for the Continued Dispensing of eligible prescribed medicines by pharmacists*, issued by the Pharmaceutical Society of Australia and as in force on 1 July 2012, and
  - (c) the pharmacist is an approved pharmacist within the meaning of the *National Health Act 1953* of the Commonwealth, and
  - (d) the person is in immediate need of the substance for continuation of treatment.
- (2) In this clause, *Continued Dispensing Determination* means the *National Health (Continued Dispensing) Determination 2012* of the Commonwealth, as in force on the commencement of the *Poisons and Therapeutic Goods Amendment (Continued Dispensing) Regulation 2013*.