
HEALTH

HE301*

Poisons Act 1964

Poisons Amendment Regulations (No. 5) 2010

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Poisons Amendment Regulations (No. 5) 2010*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *Pharmacy Act 2010* section 3 comes into operation.

3. Regulations amended

These regulations amend the *Poisons Regulations 1965*.

4. Regulation 2 amended

In regulation 2(1) insert in alphabetical order:

pharmacist's licence means a licence to sell or supply poison referred to in regulation 5;

pharmacy means a registered pharmacy as defined in the *Pharmacy Act 2010* section 3(1);

5. Regulation 5 amended

In regulation 5 delete “registered under the *Pharmacy Act 1964*, and”.

6. Regulation 35A amended

In regulation 35A(1), (1a), (1c) and (2) delete “a graduate trainee” and “graduate trainee” (each occurrence) and insert:

intern

7. Regulation 36AA amended

In regulation 36AA(4)(c) delete “registered under the *Pharmacy Act 1964*”.

8. Regulation 42 amended

- (1) In regulation 42(1)(b) delete “licence is held under regulation 5; and” and insert:

pharmacist’s licence is held; and

- (2) After regulation 42(1)(d) insert:

and

9. Regulation 50 amended

In regulation 50(a) before “hospital” insert:

public

10. Regulation 51A amended

In regulation 51A(1) delete the definition of *pharmacy*.

11. Appendix A Form 3 amended

In Appendix A Form 3 delete “**PHARMACEUTICAL CHEMIST’S**” and insert:

PHARMACIST’S

12. Various references to “pharmaceutical chemist” amended

In the provisions listed in the Table:

- (a) delete “pharmaceutical chemist” (each occurrence) and insert:

pharmacist

- (b) delete “pharmaceutical chemists” and insert:

pharmacists

- (c) delete “Pharmaceutical Chemist” and insert:

pharmacist

(d) delete “Pharmaceutical chemist’s” and insert:

Pharmacist’s

(e) delete “Pharmaceutical Chemist’s” and insert:

pharmacist’s

Table

r. 2(1) def. of <i>qualified person</i> par. (a)	r. 5
r. 21(a), (b) and (c)	r. 21A(1)
r. 32B(1)(b)(ii) and (3)(a)	r. 35A(1), (1a), (1b), (1c) and (2)
r. 36(2) and (3)(f)	r. 36AA(1) def. of <i>starter pack</i>
r. 36AAB(1) def. of <i>psychiatric emergency pack</i>	r. 36A(1)
r. 39(1)	r. 40(1)(b)
r. 42(1)(b)	r. 43(1)
r. 44(3)(f)	r. 44A(3)(a), (5) and (7)
r. 50(a) and (b)	r. 51E
r. 51EA(2)	r. 51F(7)
r. 51FB(1)(b)(i)	r. 51GB(8)
r. 52(2), (6), (6a) and (8)	r. 52C(2)
r. 56(3)(a) and (aa)	r. 56E
r. 56F	Appendix G it. 3

Note: The heading to amended regulation 5 is to read:

Pharmacist’s licence to sell poisons

By Command of the Lieutenant-Governor and
deputy of the Governor,

PETER CONRAN, Clerk of the Executive Council.