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 *qualified person* 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 *starter pack* |
| r. 36AAB(1) def. of *psychiatric emergency pack* | 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.