HE312

POISONS ACT 1964

POISONS AMENDMENT REGULATIONS (NO. 3) 1992

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council.

Citation

1. These regulations may be cited as the *Poisons Amendment Regulations (No. 3) 1992*.

Commencement

2. These regulations shall come into operation on the day on which the *Poisons (Scheduled Substances) Order (No. 2) 1992* comes into operation.

Principal regulations

3. In these regulations the *Poisons Regulations 1965** are referred to as the principal regulations.

[* *Reprinted in the Gazette of 5 August 1987.*
For amendments to 15 July 1992 see 1991 Index to Legislation of Western Australia, pp. 447-450 and Gazette of 16 April 1992.]

Regulation 2 amended

4. Regulation 2 of the principal regulations is amended by deleting the definition of "SUSDP" and substituting the following definition —

" **"SUSDP"** means the "Standard for the Uniform Scheduling of Drugs and Poisons No.6" published by the Australian Government Publishing Service, Canberra, being a consolidation of the National Health and Medical Research Council up to the 60th meeting of the Drugs and Poisons Schedule Committee, February 1991; ".

Regulation 3 repealed and a regulation substituted

5. Regulation 3 of the principal regulations is repealed and the following regulation is substituted —

" **3.** (1) A licence to procure, manufacture and supply by wholesale dealing poisons (other than drugs of addiction) shall authorize the licensee to procure, manufacture and supply (according to the endorsement thereon) by wholesale dealing substances as specified in the licence from the premises described in the licence, and shall be in the form of Form 1 in Appendix A.

(2) In addition to any other conditions required under these regulations the licence shall be subject to the following conditions —

(a) the manufacture shall be carried out —

(i) by a qualified person whose name appears on the licence; or

(ii) by an experienced person acting under the personal supervision of a qualified person whose name appears on the licence; and

(b) the supply shall be carried out —

(i) by a qualified person whose name appears on the licence; or

(ii) by an experienced person whose name appears on the licence,

but where the person whose name appears on the licence ceases to be employed or is unable to exercise the necessary supervision, the chief executive officer may authorize, in writing, another person who holds the required qualifications to act in his stead. ".

Regulation 35AA inserted

6. After regulation 35A of the principal regulations the following regulation is inserted —

" **Nystatin for vaginal use**

35AA. A supplier shall ensure that nystatin referred to in the Third Schedule shall not be sold in products for vaginal use unless accompanied by guidelines approved by the chief executive officer. ".

Regulation 37 amended

7. Regulation 37 (1) of the principal regulations is amended —

(a) by deleting subparagraph (a) (ii) and substituting the following subparagraph —

" (ii) the name and address of the patient; ";

(b) by deleting subparagraph (b) (i); and

(c) in subparagraph (ba) (iii) by deleting "(i)" and substituting the following —

" (ii) ".

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.