

Third Session Fifth Parliament Republic of Trinidad
and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 12 of 1998

[L.S.]

AN ACT to amend the Pharmacy Board Act, Chap. 29:52

[Assented to 5th June, 1998]

ENACTED by the Parliament of Trinidad and Tobago as ^{Enactment}
follows:—

1. This Act may be cited as the Pharmacy Board ^{Short title}
(Amendment) Act, 1998.

Interpretation
Chap. 29:52

2. In this Act, "the Act" means the Pharmacy Board Act.

Section 2 amended

3. Section 2 of the Act is amended—

(a) in the definition of "licence" by deleting the word "rural"; and

(b) by inserting in appropriate alphabetical sequence the following definitions:

" 'shop' means a supermarket, mini-mart, grocery or dry goods store;

'shopkeeper' means a person who owns, operates or manages a shop."

Section 31 repealed

4. The Act is amended by repealing section 31 and substituting the following:

"Licence to
shopkeeper to
sell certain
drugs

31. (1) The Minister may, upon application and payment of an annual fee of two hundred and fifty dollars by a shopkeeper, grant a licence to sell the drugs listed or described in the Second Schedule.

Second
Schedule

Fifth
Schedule

(2) An application made under this section shall be in the form set out in Form 1 of the Fifth Schedule and the licence granted in respect of such application shall be in the form set out in Form 2 of the Fifth Schedule.

(3) For the purposes of subsection (1), the Minister may, by Order, authorise the County Medical Officer of Health of the County in which the shop is situated to act on his behalf.

(4) In this section, 'Minister' means the Minister to whom the responsibility for health is assigned.

(5) Any person who sells any drug listed or described in the Second Schedule, without first obtaining a valid licence to do so, commits an offence and is liable on summary conviction to a fine of five thousand dollars.”.

5. The Act is amended by inserting after section 31, Section 31A inserted the following new section:

“Offence to
sell drugs to
unlicensed
shopkeepers

31A. Any person who sells any drug listed or described in the Second Schedule to a shopkeeper to whom a licence has not been granted under section 31(1) commits an offence and is liable on summary conviction to a fine of five thousand dollars.”.

6. The Act is amended by inserting a new section as Section 47 inserted follows:

“Amendment
of Schedules

47. (1) The Minister may, by Order, after consultation with the Council of the Pharmacy Board, amend the Schedules.

(2) Every Order made under subsection (1) shall be subject to the negative Resolution of Parliament.”.

7. The Second Schedule is repealed and substituted Second Schedule repealed and substituted as follows:

“REVISED SECOND SCHEDULE

DRUGS

- Enteric Coated Aspirin
- Paracetamol
- Andrews Liver Salts
- Enos Fruit Salts
- Epsom Salts
- Senna leaves and pods
- Throat pastilles and Tablets
- Optrex eye lotion

"REVISED SECOND SCHEDULE—CONTINUED

DRUGS

- Methyl Salicylate Compound rubs/gels
- Absorbine
- Sacrool
- Milk of Magnesia
- Beef Iron and Wine
- Codol
- Ferrol
- Sanatogen tablets and powder
- Dettol
- Savlon
- Listerine
- Hydrogen Peroxide
- Cough mixtures without antihistamines and/or narcotics and not containing any drug required to be sold on prescription only
- Non prescription vitamins without minerals
- Boric Acid Powder (in sealed vials)
- Zinc Oxide Powder (in sealed vials)
- Calamine Lotion
- Lion Oil
- Tiger Balm and Oil
- Canadian Healing Oil
- Cod Liver Oil
- Friars Balsam
- Tincture of Iodine (not exceeding 1% of Iodine)
- Glycerine
- Gentian Violet
- Acriflavine
- Mercurochrome

Patent and Proprietary medicines approved by the Minister and Council of the Pharmacy Board and not containing any drug required to be sold on prescription only or any narcotic drug within the meaning of the Dangerous Drugs Act, No. 38 of 1991 and Amendments.

“REVISED SECOND SCHEDULE—CONTINUED

DEVICES

- Zinc Oxide plaster
- Cotton Wool
- Lint
- Bandages (plain and medicated and not containing any drug required to be sold on prescription only)
- Elastic Adhesive plaster (plain and medicated and not containing any drug required to be sold on prescription only).”

8. The Act is amended by inserting after the Fourth Schedule the following: Fifth Schedule inserted

“FIFTH SCHEDULE

FORM 1

REPUBLIC OF TRINIDAD AND TOBAGO

*The Pharmacy Board Act, (Chap. 29:52)
(Section 31)*

Application

To sell Drugs listed or described in the Second Schedule

To: The Minister of Health

I
(Name of Applicant)

of
(Address of Applicant)

do hereby apply for a licence to sell the drugs listed or described in the Second Schedule to the Pharmacy Board Act (Chap. 29:52) at the premises situated at
(Address of Shop)

known as
[Name of Establishment (i.e.) Shop, Grocery or Supermarket] if any]

Dated this day of 19.....

Signed
(Signature of Applicant) / (Signature of Agent acting for and on behalf of Applicant)

FORM 2

REPUBLIC OF
TRINIDAD AND TOBAGO

The Pharmacy Board Act, (Chap. 29:52)
(Section 31)

Licence
To sell Drugs listed or described in the Second Schedule

This is to certify that
(Name of Licensee)

of
(Address of Licensee)

trading as
[Name of Establishment (i.e.) Shop, Grocery or Supermarket] if any]

is hereby licensed to sell the drugs listed or described in the
Second Schedule to the Pharmacy Board Act (Chap. 29:52) at the
the premises situated at
(Address of Shop)

known as
[Name of Establishment (i.e.) Shop, Grocery or Supermarket] if any]

This Licence is valid for the year 19.....

The sum of dollars has been paid for
this licence.

\$

Dated this day of 19.....

Signed
(County Medical Officer of Health
For and on behalf of the Minister of Health)."

Passed in the House of Representatives this 4th day of May, 1998.

J. SAMPSON
Clerk of the House

Passed in the Senate this 26th day of May, 1998.

N. COX
Clerk of the Senate