

## PHARMACY

### No. 18 of 1967

#### An Ordinance to amend the *Pharmacy Ordinance* 1931-1966.

**Short title  
and citation.**

1.—(1.) This Ordinance may be cited as the *Pharmacy Ordinance* 1967.\*

(2.) The *Pharmacy Ordinance* 1931-1966† is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Pharmacy Ordinance* 1931-1967.

2. Section 5 of the Principal Ordinance is repealed and the following section inserted in its stead:—

**Definitions.**

“5. In this Ordinance, unless the contrary intention appears—

‘medicated wine’ means any wine as prescribed;

‘member’ means a member of the Board;

‘registered medical practitioner’ means a person registered under the *Medical Practitioners Registration Ordinance* 1930-1967;

‘registered pharmacist’ means a person registered under this Ordinance;

‘registered veterinary surgeon’ means a person registered under the *Veterinary Surgeons Registration Ordinance* 1965-1967;

‘the Board’ means the Pharmacy Board established by this Ordinance;

‘the Chairman’ means the Chairman of the Board;

‘the Court of Petty Sessions’ means the Court of Petty Sessions established under the *Court of Petty Sessions Ordinance* 1930-1967;

‘the Deputy Chairman’ means the Deputy Chairman of the Board;

‘the Director’ means the person for the time being occupying, or performing the duties of, the office of Commonwealth Director of Health for the Territory;

‘the Minister’ means the Minister of State for Health;

‘the Register’ means the Register of Pharmacists kept in pursuance of section twenty-one of this Ordinance.”

\* Made on 26 May 1967; notified in the *Commonwealth Gazette* and commenced on 8 June 1967.

† Ordinance No. 10, 1931, as amended by No. 21, 1933; No. 27, 1937; No. 21, 1959; No. 22, 1964; and No. 19, 1966.

**3. Section 7 of the Principal Ordinance is amended—**

Members of  
Medical Board.

(a) by omitting from sub-section (1.) the words “Director-General of Health” and inserting in their stead the word “Director”;

(b) by omitting sub-sections (3.) and (4.) and inserting in their stead the following sub-section:—

“ (3.) The Director shall be the Chairman of the Board.”; and

(c) by omitting sub-section (7.) and inserting in its stead the following sub-section:—

“ (7.) A quorum of the Board consists of the Chairman or Deputy Chairman and such number of other members as, together with the member so presiding, constitutes a majority of the members.”.

**4. Section 12 of the Principal Ordinance is amended by adding at the end thereof the following sub-sections:—**

Board may  
summon  
person to  
appear and  
give evidence.

“ (3.) A person who attends for the purpose of giving evidence before the Board is entitled to receive such fees and allowances (if any) as the Chairman or, if the Chairman is absent from the meeting of the Board, the Deputy Chairman thinks fit to allow in accordance with the scale of fees and allowances prescribed from time to time, for the purposes of section twenty-seven of the *Public Works Committee Act 1913-1966*, by the *Public Works Committee Regulations*.

“ (4.) Fees and allowances payable to a person in accordance with the last preceding sub-section are payable—

(a) if the person attended before the Board, whether on summons or not, by reason of a request by a person other than an officer of the Department of Health—by the person at whose request the first-mentioned person attended; or

(b) in any other case—by the Commonwealth.”.

**5. Section 30 of the Principal Ordinance is repealed and the following section inserted in its stead:—**

“ 30. A registered pharmacist who changes his professional address shall forthwith give notice of the changed address by post to the Chairman.”.

Notification of  
change of  
address.

**6. Section 49 of the Principal Ordinance is amended—**

(a) by omitting from sub-section (2.) the words “The amount specified in any such order shall be a debt due to the Crown and may be sued for and recovered by action instituted by any officer authorized in writing by the Director-General in any Court of Petty Sessions as a civil debt recoverable summarily.”;

Power of  
Minister to  
determine  
charges.

(b) by inserting after sub-section (2.) the following sub-section:—

“ (2A.) Where a person is, by virtue of such an order, liable to pay a pecuniary penalty, the amount of that penalty is a debt due to the Commonwealth and payable to the Director and may be sued for and recovered as a civil debt recoverable summarily by action instituted in the Court of Petty Sessions by an officer authorized in writing by the Director.”; and

(c) by adding at the end thereof the following sub-sections:—

“ (4.) A person (not being a party) who attends before the Minister for the purpose of giving evidence is entitled to receive such fees and allowances (if any) as the Minister thinks fit to allow in accordance with the scale of fees and allowances prescribed from time to time, for the purposes of section twenty-seven of the *Public Works Committee Act 1913-1966*, by the Public Works Committee Regulations.

“ (5.) Fees and allowances payable to a person in accordance with the last preceding sub-section are payable by the Commonwealth.

“ (6.) In this section, ‘ party ’ means the person by whom, or against whom, the charge the subject of the inquiry has been made.”.