

PHARMACY AND POISONS ORDINANCE

RESOLUTION

(Under section 29 of the Pharmacy and Poisons Ordinance (Cap. 138))

RESOLVED that the following Regulations, made by the Pharmacy and Poisons Board on 9 February 2007, be approved –

- (a) the Pharmacy and Poisons (Amendment) Regulation 2007;
and
- (b) the Poisons List (Amendment) Regulation 2007.

PHARMACY AND POISONS (AMENDMENT) REGULATION 2007

(Made by the Pharmacy and Poisons Board under section 29 of the
Pharmacy and Poisons Ordinance (Cap. 138) subject to the
approval of the Legislative Council)

1. Interpretation

Regulation 2(4) of the Pharmacy and Poisons Regulations (Cap. 138 sub. leg. A) is amended –

- (a) by repealing “under the headings “A”” and substituting “in Divisions A”;
- (b) by repealing “under the headings “B”” and substituting “in Divisions B”.

2. First Schedule amended

(1) The heading of the First Schedule is repealed and the following substituted –

“SUBSTANCES TO WHICH CERTAIN RESTRICTIONS WITH
RESPECT TO THE SALE, SUPPLY, LABELLING AND
STORAGE APPLY UNDER REGULATIONS
3, 5, 6, 15, 19, 22, 23 AND 24”.

(2) The First Schedule is amended, in the heading “A”, by repealing “A” and substituting “DIVISION A”.

(3) The First Schedule is amended, in Division A –

- (a) in the item relating to “Antisera, antitoxins, immunoglobulins and vaccines”, by adding “Herpes zoster” after “Herpes simplex”;
- (b) by adding “Azacitidine; its salts”;
- (c) by adding “Darifenacin; its salts”;
- (d) by adding “Ivabradine; its salts”;
- (e) by adding “Rimonabant; its salts”;

- (f) by adding “Rotigotine; its salts”;
- (g) by adding “Sorafenib; its salts”;
- (h) by adding “Sunitinib; its salts; their salts”;
- (i) by adding “Varenicline; its salts”.

(4) The First Schedule is amended, in the heading “**B**”, by repealing “**B**” and substituting “DIVISION B”.

3. Second Schedule amended

(1) The Second Schedule is amended, in Group II, in the heading “**A**”, by repealing “**A**” and substituting “DIVISION A”.

(2) The Second Schedule is amended, in Group II, in the heading “**B**”, by repealing “**B**” and substituting “DIVISION B”.

4. Third Schedule amended

(1) The Third Schedule is amended, in the heading “**A**”, by repealing “**A**” and substituting “DIVISION A”.

(2) The Third Schedule is amended, in Division A –

- (a) in the item relating to “Antisera, antitoxins, immunoglobulins and vaccines”, by adding “Herpes zoster” after “Herpes simplex”;
- (b) by adding “Azacitidine; its salts”;
- (c) by adding “Darifenacin; its salts”;
- (d) by adding “Ivabradine; its salts”;
- (e) by adding “Rimonabant; its salts”;
- (f) by adding “Rotigotine; its salts”;
- (g) by adding “Sorafenib; its salts”;
- (h) by adding “Sunitinib; its salts; their salts”;
- (i) by adding “Varenicline; its salts”.

(3) The Third Schedule is amended, in the heading “**B**”, by repealing “**B**” and substituting “DIVISION B”.

5. Fourth Schedule amended

(1) The Fourth Schedule is amended, in the heading “**A**”, by repealing “**A**” and substituting “DIVISION A”.

(2) The Fourth Schedule is amended, in the heading “**B**”, by repealing “**B**” and substituting “DIVISION B”.

6. Sixth Schedule amended

(1) The Sixth Schedule is amended, in the heading “**A**”, by repealing “**A**” and substituting “DIVISION A”.

(2) The Sixth Schedule is amended, in the heading “**B**”, by repealing “**B**” and substituting “DIVISION B”.

7. Seventh Schedule amended

(1) The Seventh Schedule is amended, in the heading “**A**”, by repealing “**A**” and substituting “DIVISION A”.

(2) The Seventh Schedule is amended, in the heading “**B**”, by repealing “**B**” and substituting “DIVISION B”.

Chairman,
Pharmacy and Poisons Board

9 February 2007

Explanatory Note

This Regulation adds 9 substances to the First and Third Schedules to the Pharmacy and Poisons Regulations (Cap. 138 sub. leg. A) (“the principal Regulations”) respectively so that the sale, supply, labelling and storage of those

substances are subject to the restrictions imposed under the Pharmacy and Poisons Ordinance (Cap. 138) and the principal Regulations.

2. This Regulation also repeals and substitutes the heading of the First Schedule to the principal Regulations to specify in the heading that certain restrictions with respect to the sale, supply, labelling and storage apply to the substances referred to in that Schedule under regulations 3, 5, 6, 15, 19, 22, 23 and 24 of the principal Regulations.

3. This Regulation further makes alterations to regulation 2(4) of and the First, Second, Third, Fourth, Sixth and Seventh Schedules to the principal Regulations by adding “DIVISION” before “A” and “B” in the headings of certain Schedules so as to enhance the clarity of presentation.

POISONS LIST (AMENDMENT) REGULATION 2007

(Made by the Pharmacy and Poisons Board under section 29 of the Pharmacy and Poisons Ordinance (Cap. 138) subject to the approval of the Legislative Council)

1. Interpretation

Regulation 2(d) of the Poisons List Regulations (Cap. 138 sub. leg. B) is amended –

- (a) by repealing “under the headings “A”” and substituting “in Divisions A”;
- (b) by repealing “under the headings “B”” and substituting “in Divisions B”.

2. The Poisons List

(1) The Schedule is amended, in Part I, in the heading “A”, by repealing “A” and substituting “DIVISION A”.

(2) The Schedule is amended, in Part I, in Division A –

- (a) in the item relating to “Antisera, antitoxins, immunoglobulins and vaccines”, by adding “Herpes zoster” after “Herpes simplex”;
- (b) by adding “Azacitidine; its salts”;
- (c) by adding “Darifenacin; its salts”;
- (d) by adding “Ivabradine; its salts”;
- (e) by adding “Rimonabant; its salts”;
- (f) by adding “Rotigotine; its salts”;
- (g) by adding “Sorafenib; its salts”;
- (h) by adding “Sunitinib; its salts; their salts”;
- (i) by adding “Varenicline; its salts”.

(3) The Schedule is amended, in Part I, in the heading “B”, by repealing “B” and substituting “DIVISION B”.

(4) The Schedule is amended, in Part II, in the heading “A”, by repealing “A” and substituting “DIVISION A”.

(5) The Schedule is amended, in Part II, in Division A, in the item beginning with “Pharmaceutical”, by repealing “part A” and substituting “Division A”.

(6) The Schedule is amended, in Part II, in the heading “B”, by repealing “B” and substituting “DIVISION B”.

(7) The Schedule is amended, in Part II, in Division B, in the item beginning with “Products”, by repealing “Part IB” and substituting “Division B of Part I”.

Chairman,
Pharmacy and Poisons Board

9 February 2007

Explanatory Note

This Regulation adds 9 substances in Division A of Part I of the Poisons List set out in the Schedule to the Poisons List Regulations (Cap. 138 sub. leg. B) (“the principal Regulations”), so that poisons containing those substances can only be sold on premises of authorized sellers of poisons by registered pharmacists or in his presence and under his supervision.

2. This Regulation also makes alterations to regulation 2(d) of and the Schedule to the principal Regulations by adding “DIVISION” before “A” and “B” in the headings of Parts I and II of the Schedule so as to enhance the clarity of presentation.