

# *The Pharmacy Act*

*Repealed*

by Chapter P-9.1 of *The Statutes of Saskatchewan, 1996*  
(effective January 1, 1998).

*Formerly*

Chapter P-9 of *The Revised Statutes of Saskatchewan, 1978*  
(effective February 26, 1979) as amended by the *Statutes  
of Saskatchewan, 1979-80, c.92; 1980-81, c.21 and 83;  
1982-83, c.16; 1984-85-86, c.38; 1989-90, c.54; R.R.S. c.P-9  
Reg 1; and Order in Council 359/96.*

## **NOTE:**

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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## CHAPTER P-9

### An Act respecting Pharmaceutical Chemists and Druggists

#### SHORT TITLE

##### Short title

- 1** This Act may be cited as *The Pharmacy Act*.

#### INTERPRETATION

##### Interpretation

- 2** In this Act:

- (a) **“apprentice”** means a person who has been duly registered with the association for training in pharmacy pursuant to the provisions of this Act and the bylaws and rules;
- (b) **“association”** means The Saskatchewan Pharmaceutical Association;
- (c) **“council”** means the council of the association;
- (d) **“dentist”** means a legally qualified dental practitioner within the meaning of the law of any province of Canada;
- (e) **“drug”** means:
  - (i) any substance, whether or not produced in whole or in conjunction with another substance, the definition and composition of which is found in the latest edition of the British Pharmacopoeia or the Canadian Formulary or in any publication listed in the bylaws;
  - (ii) any other substance or mixture of medicinal substances manufactured, sold or represented for use in the diagnosis, treatment, mitigation or prevention of a disease, disorder, abnormal physical state, or the symptoms thereof, in man or animal;
  - (iii) any other substance mentioned in the schedules;
  - (iv) any substance or preparation of substances, containing or represented as containing a vitamin, that furnishes in the largest recommended daily intake more than:
    - (A) 10,000 international units of vitamin A or provitamin A;
    - (B) 4.5 milligrams of thiamine;
    - (C) 7.5 milligrams of riboflavin;
    - (D) 45 milligrams of niacin or niacinamide;
    - (E) 1 milligram of folic acid;
    - (F) 14 micrograms of vitamin B 12;

- (G) 150 milligrams of ascorbic acid;
- (H) 400 International Units of vitamin D;
- (I) 25 International Units of vitamin E;
- (J) any amount of vitamin K;

but does not include any such substance or preparation sold for any purpose other than the prevention or treatment of a disease, disorder or abnormal physical state in man or animal;

(f) **“drug store”** or **“pharmacy”** means a place where prescriptions, drugs, medicines, chemicals or poisons are compounded, dispensed, sold by retail or distributed;

(g) **“hospital”** means:

- (i) a hospital or institution approved under section 3 of *The Hospital Standards Act* or under section 3 of any former *Hospital Standards Act* or designated under section 3 of any former *Hospitals Act*;
- (ii) a tuberculosis sanatorium or hospital under the charge of The Saskatchewan Anti-Tuberculosis League;
- (iii) an in-patient facility within the meaning of *The Mental Health Act* and to which that Act applies; or
- (iv) a veterinary hospital operated or supervised by a veterinary surgeon;

(h) **“medical practitioner”** means a legally qualified medical practitioner within the meaning of the law of any province of Canada;

(i) **“medicine”** includes all drugs for internal or external use of humans, animals, fish or fowl and any substance or mixture of substances intended to be used for the diagnosis, treatment, mitigation or prevention of disease in humans, animals, fish or fowl;

(j) **“member”** means a member of the association;

(k) **“minister”** means the Minister of Health;

(l) **“person”** includes a partnership;

(m) **“pharmacist”**, **“pharmaceutical chemist”** or **“druggist”** means a person who is legally qualified to practise pharmacy and who is the holder of a valid and subsisting licence entitling him to practise his profession under this Act;

(n) **“poison”** means drugs or chemicals, or compounds thereof, that are dangerous to human or animal health or life and, without limiting the generality of the foregoing, includes the articles mentioned in schedules II and III;

(o) **“prescription”** means an order given by a medical practitioner, dentist or veterinary surgeon directing that a stated amount of any drug, medicine or mixture of drugs or medicines specified therein be dispensed for the person named in the order;

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(p) “**proprietary medicine**” means a proprietary medicine within the meaning assigned to that expression from time to time by regulations made pursuant to the *Food and Drugs Act* (Canada);

(q) “**registrar**” means the person appointed by the council of the association as registrar or registrar treasurer;

(r) “**sell**” includes barter, distribute and advertising for sale, barter or distribution, or exposing or keeping for sale, or offering or attempting to sell or barter, or directly or indirectly upon any pretence or by any device selling or bartering;

(s) “**veterinary surgeon**” means a legally qualified veterinary surgeon within the meaning of the law of any province of Canada.

R.S.S. 1978, c.P-9, s.2; 1980-81, c.83, s. 38;  
1982-83, c.16, s.45; 1989-90, c.54, s.4.

## THE ASSOCIATION

**Association continued**

**3(1)** The Saskatchewan Pharmaceutical Association is continued as a body corporate.

(2) The following persons shall constitute the association, namely:

- (a) the present members;
- (b) all persons registered under this Act.

(3) The association may, for the purposes of carrying into effect the provisions of this Act and promoting the objects of the association, purchase, lease, take, hold or otherwise acquire property, both real and personal, and may sell, mortgage, lease or otherwise dispose of the property or any part thereof.

(4) The association may apply moneys received by way of fees, donations or other income towards the maintenance or objects of the association and may invest its funds in investments that trustees are authorized to invest in under *The Trustee Act*.

(5) The association may establish and administer a fund to provide scholarships, fellowships or bursaries to assist members and students of pharmacy to secure education and to conduct research in the field of pharmacy.

(6) The association shall endeavour to protect the public in all matters relating to the distribution of drugs, medicines and poisons through pharmacies and shall endeavour to improve pharmaceutical service and pharmaceutical education.

R.S.S. 1978, c.P-9, s. 3.

**Composition**

**4(1)** There shall continue to be a council of the association that shall direct and manage the affairs of the association in accordance with the bylaws and rules.

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- (2) Subject to subsection (3), the council shall consist of not less than seven or more than twelve members elected or appointed in accordance with this Act.
- (3) Subject to the provisions of this Act:
  - (a) the present members of the council shall continue in office until their successors are elected;
  - (b) each member of the subsequent councils shall be elected for a term of two years.
- (4) The dean of the College of Pharmacy of The University of Saskatchewan shall, *ex officio*, be a member of the council.

R.S.S. 1978, c.P-9, s.4; 1989-90, c.54, s.4.

**Vacancy in membership of council**

- 5** The office of a member of the council becomes vacant if the member;
  - (a) by notice in writing to the president or registrar of the association resigns his office;
  - (b) ceases to be engaged in the practice of pharmacy in the electoral division that he was elected to represent;
  - (c) ceases to be a member of the association; or
  - (d) has been suspended or his name has been removed from the register under this Act.

R.S.S. 1978, c.P-9, s.5; 1980-81, c.83, s.38.

**Filling of vacancy in membership of council**

- 6** Where a vacancy occurs in the membership of the council, the remaining members of the council shall appoint another qualified person to fill the vacancy; and the member so appointed shall hold office for the remainder of the term of the person in whose stead he has been appointed.

R.S.S. 1978, c.P-9, s.6.

## ELECTION TO COUNCIL

**Electoral division, etc.**

- 7(1)** The council shall by bylaw divide the province into not more than twelve electoral divisions for the purpose of the election of members of the council.
- (2) The council may by bylaw rearrange the geographical boundaries of the electoral divisions and may increase their number to any number not exceeding twelve but a rearrangement shall not be made more often than once in five years.
- (3) Subject to subsection (4), one member shall be elected to the council for each electoral division.
- (4) The council may, with the approval of the members, by bylaw provide that more than one qualified person may be elected a member of the council for each of one or more electoral divisions.

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(5) The council may by bylaw:

- (a) provide for the election or appointment of qualified members to the council by certain classes of persons; and
- (b) designate and define the class of persons who may be represented by a member of the council.

(6) The persons who are entitled to elect or appoint a member to the council under a bylaw made under subsection (5) are not entitled to vote at the election of a member to the council for any electoral division.

R.S.S. 1978, c.P-9, s.7.

**Voters' qualifications**

**8** Every member of the association in good standing and holding a valid and subsisting licence and resident and engaged in the active practice of his profession as a pharmacist in Saskatchewan is, at an election of members of the council, entitled to vote for a candidate for the electoral division in which the member practises.

R.S.S. 1978, c.P-9, s.8.

**Qualifications for members of council**

**9** A member of the association in good standing and holding a valid and subsisting licence and resident and engaged in the active practice of his profession as a pharmacist in Saskatchewan is eligible to be elected a member of the council for the electoral division in which he practises.

R.S.S. 1978, c.P-9, s.9.

**Time, place, etc., of elections**

**10** The council shall by bylaw provide, subject to the provisions of this Act, for the time, place and manner of holding the elections.

R.S.S. 1978, c.P-9, s.10.

**Conduct of elections**

**11(1)** The charge and conduct of the elections shall be under the management of the registrar who shall be the returning officer.

(2) The president shall appoint from among the members of the association two scrutineers to be present at the counting of the ballots.

R.S.S. 1978, c.P-9, s.11.

**Nomination and voting**

**12(1)** The council shall, by circular letter mailed at least two months prior to the date of the election to each person qualified to vote thereat, notify members of the date when an election of members to the council is to be held.



(2) Any member of the association entitled to vote may nominate not more than one candidate for the division in which the member resides by sending by registered mail, postage prepaid, or delivering to the registrar a written nomination signed by three duly qualified members resident in the division, and accompanied by the acceptance in writing of the nominee, who shall also be a member in good standing resident in the division, and the nomination to be valid must be received by the registrar not later than thirty days prior to the date of the election.

(3) Voting shall be by closed ballot and at least twenty days prior to the date of the election the registrar shall send by mail to each member of the association a ballot in form A.

(4) The ballot shall be sealed in a ballot envelope by the voter who shall sign his name on the envelope and deliver it to the registrar prior to the date of the election.

R.S.S. 1978, c.P-9, s.12.

**Member of council elected**

**13** In each electoral division the person who receives or the persons who receive the highest number of votes shall, subject to the provisions of this Act, be a member or be members of the council for two years, or, where a bylaw passed under section 17 so provides, for one year, following the date of the election and shall hold office until his successor is or their successors are elected.

R.S.S. 1978, c.P-9, s.13.

**Persons entitled to be present at opening of ballots**

**14** Any person entitled to vote at an election is entitled to be present at the opening of ballots at the election.

R.S.S. 1978, c.P-9, s.14.

**Equality of votes**

**15** Where, by reason of an equality of votes for two or more persons in an electoral division, the election of a member is undecided, the registrar shall, in the presence of the scrutineers, forthwith write upon separate sheets of paper the names of those persons and place the sheets in a box or other receptacle and draw by chance from the box or receptacle one of the sheets, and the person whose name is on the sheet drawn shall be deemed to be duly elected.

R.S.S. 1978, c.P-9, s.15.

**Appointment of member to council where one not elected**

**16** Where, for any reason, a person is not elected to the council for an electoral division, the remaining members of the council may appoint as a member of the council any member of the association who is engaged in the active practice of his profession as a pharmacist in the electoral division and who otherwise possesses the qualifications mentioned in section 9.

R.S.S. 1978, c.P-9, s.16.

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**17** The council may by bylaw provide that at any one or more elections the members elected for the electoral division or divisions specified in the bylaw shall hold office for a period of one year and that the members elected for the other electoral divisions shall hold office for a period of two years.

R.S.S. 1978, c.P-9, s.17.

**OFFICERS OF COUNCIL****Appointment of members**

**18(1)** The council shall at its first meeting after the election choose from its members a president and a vice-president, and shall appoint a registrar and a treasurer or a registrar treasurer who shall perform the duties herein prescribed and such other duties as may be assigned to them or him by the council.

(2) The registrar or the treasurer or the registrar treasurer need not be a member either of the council or of the association.

(3) The president, vice-president, registrar and the treasurer or the registrar treasurer shall respectively continue to act until their successors are chosen at the first meeting of the council following the election.

(4) If the office of registrar or treasurer or registrar treasurer becomes vacant by reason of death, resignation or otherwise, the president or, if the president is then absent from the province or if the office of president is then vacant, the vice-president shall appoint a suitable person to act as registrar or treasurer or registrar treasurer, as the case may require, until a successor is appointed by the council.

R.S.S. 1978, c.P-9, s.18.

**Executive committee of council**

**19(1)** The council shall at its first meeting after the election or as soon thereafter as may be convenient appoint an executive committee consisting of the president, vice-president and one other member of the council.

(2) The executive committee shall take cognizance of and act upon all matters delegated to it by the council or which require attention between meetings of the council.

R.S.S. 1978, c.P-9, s.19.

**POWERS AND DUTIES OF COUNCIL****Management of property**

**20(1)** Subject to the bylaws and rules and to subsection (2), the council has the sole control and management of the real and personal property of the association.

(2) No sale or mortgage of the real property of the association shall be made except with the approval of a general meeting of the association.

R.S.S. 1978, c.P-9, s.20; 1989-90, c.54, s.4.

**Bylaws and rules**

**21(1)** The council may make bylaws and rules not inconsistent with this Act as it deems necessary for carrying out the objects of the association, and, without limiting the generality of the foregoing may make bylaws and rules:

- (a) fixing the registration fees to be paid by persons who apply to be registered as apprentices or members of the association;
  - (b) fixing annual licence fees to be paid by practising members and fixing annual pharmacy licence fees;
  - (c) providing that the annual fees of non-resident and non-practising members shall be on a different basis from those of active members;
  - (d) providing for the reinstatement of persons whose memberships in the association have lapsed and fixing the fees to be paid by persons for such reinstatement;
  - (e) providing for the deposit and disbursement of the funds of the association;
  - (f) providing that all active members shall be supplied with and shall keep exposed in their places of business licences showing that their annual fees for the current year are paid;
  - (g) providing for removing from the register the names of persons who have not paid their fees and for reinstating them upon such terms as seem just;
  - (h) providing for the appointment and remuneration of officers and employees of the association and defining their duties;
  - (i) providing for the payment, remuneration or indemnity to members of the council for attending its sittings or attending upon the business of the association;
  - (j) providing for the assistance, pecuniary or otherwise, of other associations or organizations where, in the opinion of the council, such assistance will be of benefit to the association or the members;
  - (k) prescribing the manner in which an area of a pharmacy licensed under this Act used for the preparation, compounding and dispensing of drugs and for the sale of drugs may be physically separated from the remainder of the premises;
  - (l) prescribing standards respecting the practice of pharmacy;
  - (m) establishing rules governing the conduct of members and apprentices of the association in the practice of their profession including advertising by such persons concerning prescriptions and prescription services.
- (2) Bylaws and rules made by the council may be amended, altered or repealed in whole or in part at the annual general meeting of the association if previous notice of the proposed action is given in accordance with the bylaws.

## MEETINGS

**Meetings of council**

**22(1)** The council shall hold annual and semi-annual meetings and shall meet at the call of the presiding officer or upon request in writing made to the registrar by at least four members of the council, which request shall specify the purpose of the meeting.

(2) A majority of the members of the council shall constitute a quorum for the transaction of business.

R.S.S. 1978, c.P-9, s.22.

**Majority vote**

**23** At all meetings of the council the vote of the majority of the members present, including the president or presiding officer, and having a right to vote thereat shall be conclusive upon all matters brought before the meeting and in the event of an equality of votes the motion shall be declared lost.

R.S.S. 1978, c.P-9, s.23.

**Resolution of council**

**24** A resolution signed by all members of the council has the same force and effect as a resolution duly passed at a regular meeting of the council.

R.S.S. 1978, c.P-9, s.24.

**Meetings of association**

**25(1)** General meetings of the association shall be held as hereinafter provided.

(2) The members of the association in general meeting assembled and the council have, subject to the bylaws and rules, the entire direction and management of the association.

(3) At all general meetings the vote of the majority of the members present and having a right to vote thereat shall be conclusive upon all matters brought before the meeting and the person presiding shall not vote except in case of an equality of votes when he shall have a casting vote.

(4) At a general meeting of the association for the transaction of business fifteen members who are in good standing, who hold valid and subsisting licences and who are resident and engaged in the active practice of their profession as pharmaceutical chemists in Saskatchewan shall constitute a quorum.

(5) No persons except members of the association who are in good standing, who hold valid and subsisting licences and who are resident and engaged in the active practice of their profession as pharmaceutical chemists in Saskatchewan are entitled to vote at a meeting of the association.

R.S.S. 1978, c.P-9, s.25; 1989-90, c.54, s.4.

**Annual and special meetings**

**26(1)** The annual general meeting of the association shall be held at such time as the council may determine.

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(2) Special general meetings of the association shall be held at such times as the council deems proper or upon a request in writing made to the registrar by at least twenty-five members of the association who are in good standing, which request shall specify the purpose for which the meeting is to be called.

(3) A special meeting as requested shall be called by the council within such reasonable time as it thinks fit.

(4) Notice of every meeting of the association shall be given at the times and in the form and manner prescribed by the bylaws and rules of the association, and every notice shall state the purpose for which the meeting is to be held.

R.S.S. 1978, c.P-9, s.26; 1989-90, c.54, s.4.

## REGISTRATION

**Register**

**27** The registrar shall make and keep a correct register of all persons who are entitled to be registered under this Act, enter therein opposite their respective names the qualifications of all persons who have filed a statement thereof and make the necessary alterations in the addresses of persons so registered.

R.S.S. 1978, c.P-9, s.27.

**Apprentices**

**28(1)** Subject to subsection (2), every intending apprentice shall, before entering upon an apprenticeship with a pharmaceutical chemist, be of the full age of sixteen years, produce to the council satisfactory evidence of good moral character and pass a preliminary examination or otherwise satisfy the council of his qualifications, after which he may, upon paying the prescribed fee and upon complying with the bylaws and rules of the association, be registered as an apprentice.

(2) The council may provide for the registration as apprentices, on such terms and conditions as are deemed advisable, of persons who have served their apprenticeship outside Saskatchewan.

R.S.S. 1978, c.P-9, s.28; 1989-90, c.54, s.4.

**Persons entitled to be registered**

**29(1)** Subject to sections 30, 31 and 32, every person who is approved by the council and who:

- (a) has been awarded a degree of bachelor of science in pharmacy or who has obtained a diploma or certificate entitling him to practise as a pharmaceutical chemist from any other pharmaceutical association or society;
- (b) has passed the examinations prescribed under this Act;
- (c) produces certificates of good moral character satisfactory to the council; and

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(d) pays the prescribed fee and otherwise complies with this Act and the bylaws and rules;

may be registered as a member of the association.

(2) No person shall be registered as a pharmaceutical chemist who has not attained the age of eighteen years.

R.S.S. 1978, c.P-9, s.29; 1989-90, c.54, s.4.

**Certain applicants to have served as apprentices**

**30** Every person who has been awarded a degree of bachelor of science in pharmacy by The University of Saskatchewan shall, before being eligible for registration, produce evidence that he has served as an apprentice in accordance with the bylaws and rules in the actual practice of pharmacy with a pharmacist.

R.S.S. 1978, c.P-9, s.30; 1989-90, c.54, s.4.

**Registration without examination in certain cases**

**31(1)** Every person who has been awarded a degree of bachelor of science in pharmacy by The University of Saskatchewan or who, by examinations, has obtained a diploma or certificate entitling him to practise as a pharmaceutical chemist from any pharmaceutical association or society whose standing and requirements are accepted by the council as equal to those of the association may, subject to subsections (2) and (3), be registered without an examination prescribed under this Act.

(2) The bylaws shall not require, on the part of an applicant for registration, any previous residential qualification but may limit the time within which an applicant for registration may be registered after obtaining the degree, diploma, or certificate.

(3) The council shall from time to time determine, upon the advice of the examining board, what pharmaceutical associations or societies shall be accepted as satisfactory under this section.

R.S.S. 1978, c.P-9, s.31.

**Registration upon passing examinations, etc.**

**32** Every person who has obtained a diploma or certificate entitling him to practise as a pharmaceutical chemist from any pharmaceutical association or society whose standing and requirements are not accepted by the council as equal to those of the association may be registered upon satisfying the board of examiners that he has undertaken an adequate amount of undergraduate training and upon producing evidence that after passing the examination prescribed under this Act he has been employed in a pharmacy in Saskatchewan under the supervision of a duly licensed pharmaceutical chemist for a period to be determined by the council which period in no case shall exceed two years.

R.S.S. 1978, c.P-9, s.32.

**Registration of persons registered by Pharmacy Examining Board of Canada**

**33** Notwithstanding section 29, every person who:

- (a) holds a subsisting certificate of qualification in pharmacy issued by The Pharmacy Examining Board of Canada or who is registered under section 15 of *An Act to Incorporate The Pharmacy Examining Board of Canada* (Canada);
- (b) is a member in good standing of a pharmaceutical association or society in Canada and holds a licence from the association or society entitling him to practise as a pharmacist; and
- (c) pays the prescribed fee and complies with the bylaws and rules of the association with respect to the registration of persons mentioned in clause (a);

may be registered as a member of the association.

R.S.S. 1978, c.P-9, s.33; 1989-90, c.54, s.4.

**Registration of members of Canadian Armed Forces**

**34(1)** Notwithstanding section 29, every member of the Canadian Armed Forces who:

- (a) carries out his duties as a pharmacist on a full-time basis in an Armed Forces installation;
- (b) is a member of a pharmaceutical association or society in Canada; and
- (c) pays the prescribed fee and complies with the bylaws and rules of the association with respect to the registration of members of the Canadian Armed Forces;

may be registered, for such period as the council may determine, as a member of the association.

(2) The registrar shall remove from the register the name of a person registered under subsection (1):

- (a) at the expiration of the period for which the person was registered; or
- (b) when the person ceases to be a member of the Canadian Armed Forces on full-time service as a pharmacist;

whichever first occurs.

R.S.S. 1978, c.P-9, s.34; 1989-90, c.54, s.4.

**Honorary registration**

**35** The council may by bylaw provide for the registration of persons as honorary members.

R.S.S. 1978, c.P-9, s.35.

**Entries in register**

**36(1)** No entry shall be made in the register of the name of a person who is not authorized by this Act to be registered nor, subject to subsection (2), shall an entry be made unless the registrar is satisfied that the person claiming to be registered is entitled to be registered.

**c. P-9****PHARMACY**

(2) The council may:

- (a) if satisfied that an entry ought to be made in the register, order that such entry be made; or
- (b) if satisfied that an entry in the register is incorrect, order that the entry be erased or that it be amended in such manner as the council may prescribe;

and the registrar shall comply with every such order.

R.S.S. 1978, c.P-9, s.36.

**Appeal from decision of registrar**

**37** An appeal from the decision of the registrar with respect to an entry, or from the registrar's refusal to make an entry, in the register may be taken to council, and upon such appeal the council may order that an entry proved to its satisfaction to have been fraudulently or incorrectly made be erased from the register or amended or that an entry be made in the register, and the registrar shall comply with every such order.

R.S.S. 1978, c.P-9, s.37.

**Certificate of membership and annual licence**

**38(1)** Every person who is registered as a member of the association shall be entitled to receive a certificate of membership in form B under the corporate seal of the association, signed by the president and registrar, and to receive an annual licence in form C on payment of the prescribed fee and on compliance with the bylaws and rules of the association respecting licensing.

(2) Every person registered as a member of the association, and no other, is entitled to use the designation "pharmaceutical chemist", "druggist", "pharmacist", "apothecary", "dispensing chemist" or "dispensing druggist".

(3) No person who is not in possession of a valid and subsisting licence is entitled to practise as a pharmaceutical chemist in Saskatchewan.

R.S.S. 1978, c.P-9, s.38; 1989-90, c.54, s.4.

**Council may require retraining in certain cases**

**39** The council may by bylaw require:

- (a) a member who is not engaged actively in the practice of pharmacy;
- (b) a person who has allowed his membership in the association to lapse;

to undergo such period of retraining as may be specified in the bylaw before the member or person is eligible to receive a licence.

R.S.S. 1978, c.P-9, s.39.

**Licence to be displayed**

**40** Every licensed pharmacist, whether the owner or manager of or an employee in a drug store or place of business licensed under this Act, shall display and keep displayed in a conspicuous place therein his licence for the current year.

R.S.S. 1978, c.P-9, s.40.



## EXAMINATIONS

**Examinations under control of university**

**41(1)** The examination of candidates for admission to membership in the association shall be under the control of The University of Saskatchewan.

(2) The Senate may, after consultation with the council, appoint a board of examiners to examine all candidates and make rules governing the conduct of examinations.

(3) The registrar of the university shall report the results of all examinations to the registrar of the association.

R.S.S. 1978, c.P-9, s.41; 1989-90, c.54, s.4.

## THE PHARMACY EXAMINING BOARD OF CANADA

**Representation of association of board**

**42** The council may appoint a member of the association who is registered under *An Act to incorporate The Pharmacy Examining Board of Canada* (Canada) to represent the association on The Pharmacy Examining Board of Canada or on any board established in substitution for or in succession to that board.

R.S.S. 1978, c.P-9, s.42.

## DISCIPLINE

**Inquiry by council**

**43(1)** The council may, on receipt of a written complaint or of its own motion, inquire into and determine any matter of complaint against a member of the association where it is alleged or the council has reasonable grounds for believing that the member has been guilty of:

- (a) an offence against an Act of the Parliament of Canada or the Legislature of Saskatchewan relating to the sale of drugs, poisons or alcoholic liquors;
- (b) professional incompetence, negligence, misconduct or conduct unbecoming to a pharmacist or apprentice;
- (c) an offence against this Act or a bylaw or rule made thereunder;
- (d) an offence against the *Criminal Code*.

(2) Without limiting the generality of subsection (1), the dividing between pharmacists and medical practitioners of profits resulting from prescriptions of medical practitioners shall be conduct unbecoming to a pharmacist or apprentice.

R.S.S. 1978, c.P-9, s.43; 1989-90, c.54, s.4.

**Investigation**

**44(1)** There shall be an investigation committee consisting of the registrar and two members of the council to be appointed by the registrar, who may conduct an investigation into the subject matter of any inquiry by the council.

**c. P-9****PHARMACY**

(2) No member of the investigation committee shall participate in the hearing or disposition of the matter by the council except for the purpose of giving evidence.

R.S.S. 1978, c.P-9, s.44.

**Powers of investigation committee**

**45** The investigation committee or a member or members thereof may, for the purposes of an investigation:

- (a) enter and search any drug store, hospital pharmacy or wholesale drug depot and the premises connected or operated therewith other than a dwelling house, and may seize any drugs that are believed to be kept for sale or other disposition contrary to this Act or take samples thereof;
- (b) examine the books and records of any drug store, hospital pharmacy or wholesale drug depot and the proprietor thereof and may require information from the proprietor or any pharmacist, apprentice or any other person in charge of or employed in the store, pharmacy or depot concerning the operation or conduct thereof.

R.S.S. 1978, c.P-9, s.45.

**Recommendation of investigation committee**

**46** The investigation committee may, with respect to any matter of complaint referred to it by the council for investigation, recommend that the matter be heard and determined by the council.

R.S.S. 1978, c.P-9, s.46.

**Hearing before council**

**47(1)** Where the council decides to determine any matter of complaint against a member, the registrar shall notify the member of the time and place of the hearing of the matter by the council, which time shall not be less than fifteen days after the service of the notice.

(2) The notice shall set out particulars of the matter of complaint against the member sufficient to advise him of the offence or conduct that will be determined by the council.

(3) The notice may be served personally on the member or sent to him by registered mail at his address as shown in the register.

(4) Service of the notice shall be sufficiently proved by the affidavit of the person by whom the notice was served and there shall be exhibited to the affidavit a copy or duplicate of the notice and, in addition, in case of service by registered mail, the postmaster's receipt for the envelope containing the notice.

(5) The registrar may subpoena witnesses to appear before the council to give evidence.

(6) Where the council has decided to determine a matter of complaint against a member and the member has been served with notice of the hearing under subsection (1) but fails to appear at the time and place of the hearing, the council may hear and determine the matter of complaint in his absence.

(7) No matter of complaint against a member shall be determined by the council after two years from the date on which the offence or conduct of the member that is the subject matter of a complaint is alleged to have occurred.

R.S.S. 1978, c.P-9, s.47.

#### **Evidence**

**48(1)** At a hearing the council may receive testimony and other evidence, upon oath or affirmation, and inquire into any matter touching upon the matter before it and, subject to subsection (3) determine and pronounce judgment thereon, notwithstanding that the existence, interpretation or construction of a contract or the determination of any question of fact may be involved, and without referring such matters, or any of them, to a court of competent jurisdiction for adjudication.

(2) The council may receive as evidence:

(a) a copy of any document or other exhibit received as evidence and filed in a court in Canada or received as evidence and filed in any action or proceeding if the copy is certified by:

(i) the clerk or other officer having custody of the records of the court in which the document or exhibit is filed; or

(ii) the judge or magistrate presiding at the trial or proceeding;

to be a true copy;

(b) a transcript of the evidence of any witness given in a court in Canada or given in any trial or proceeding if it is certified by the clerk or other officer having custody of the records of that court or by the judge or magistrate presiding at the trial or proceeding or by the person who recorded the evidence, to be a true copy.

(3) A decision of the council under subsection (1) does not bind any person who is not a party to the proceedings and does not affect the rights of any person other than the member or members of the association whose conduct was the subject of the inquiry.

R.S.S. 1978, c.P-9, s.48.

#### **Disciplinary action by council**

**49** The council may, in respect of a member who has been found guilty by it of professional incompetence, negligence, misconduct or conduct unbecoming to a pharmacist or apprentice or of an offence mentioned in subsection (1) of section 43:

(a) order that the name of the member be removed from the register;

(b) order that the member be suspended from practising for such length of time as the council deems appropriate;

(c) if a fine has not been imposed on the member by a judge or magistrate, order the member to pay a fine of not less than \$50 or more than \$500, and suspend the member until the fine has been paid; or

(d) reprimand the member.

R.S.S. 1978, c.P-9, s.49.

**c. P-9****PHARMACY****Licences deemed revoked**

**50** When a person's name has been removed from the register all licences issued to the person under this Act shall be deemed to have been revoked.

R.S.S. 1978, c.P-9, s.50.

**Procedures for investigation**

**51** The council may by bylaw establish the procedures to be followed in investigations conducted by the committee.

R.S.S. 1978, c.P-9, s.51.

**Council may order payment of costs**

**52** Where, as a result of an inquiry by the council under this Act, a person is suspended from practising or the name of a person is removed from the register, the council may order that the costs of and incidental to such inquiry, including fees payable to witnesses and to any counsel acting for the council, shall be paid by such person.

R.S.S. 1978, c.P-9, s.52.

**Taxing of costs**

**53** Costs and fees ordered to be paid under section 52 may be taxed by the local registrar of the Court of Queen's Bench and the certificate of taxation of the local registrar, upon being filed in Her Majesty's Court of Queen's Bench for Saskatchewan, has the same effect as a judgment of that court.

1979-80, c.92, s.71.

**Employment of solicitor, etc.**

**54(1)** The council may, for the purpose of carrying out its duties under this Act, employ a solicitor or such other person as it thinks necessary.

(2) A member whose conduct is the subject of inquiry has the right to be represented by counsel.

R.S.S. 1978, c.P-9, s.54.

**Copy of decision to be served**

**55(1)** Within fifteen days after the day on which the council made its decision a copy of the decision shall be served on the member whose conduct was the subject of inquiry.

(2) A copy of the decision mentioned in subsection (1) may be served personally on the member or sent to him by registered mail, postage prepaid, to his address as shown in the register.

R.S.S. 1978, c.P-9, s.55.

**Time of taking effect of decision**

**56** A decision made by the council under section 49 takes effect on the day on which a copy thereof is served on the member or at such later time as is stated in the decision.

R.S.S. 1978, c.P-9, s.56.

## PHARMACY

## c. P-9

**Appeal**

**57(1)** A member whose conduct was the subject of inquiry may, if dissatisfied with the decision of the council under section 49, appeal from the decision to a judge of the Court of Queen's Bench within three months after the date on which the decision took effect.

(2) The judge may, upon hearing the appeal, make such order in the matter and as to costs as to him seems just including referring the matter back to the council for further inquiry.

R.S.S. 1978, c.P-9, s.57.

**Procedure on appeal**

**58(1)** The appeal may be by motion, notice of which shall be served on the registrar.

(2) The registrar shall, upon the request of any person desiring to appeal, furnish to him a certified copy of all proceedings, reports, orders and papers upon which the council acted in making the decision complained of.

R.S.S. 1978, c.P-9, s.58.

**Protection of council**

**59** No action lies against the council or any committee or member thereof for any proceedings taken in good faith or orders made or enforced under this Act.

R.S.S. 1978, c.P-9, s.59.

## OWNERSHIP AND OPERATION

**Certain prohibitions**

**60** No person other than a pharmacist shall:

- (a) assume or use the title "chemist and druggist", "druggist", "pharmacist", "pharmaceutical chemist", "apothecary" or "hospital pharmacist";
- (b) use the designation "drug store", "pharmacy", "dispensing department" or "drug department";
- (c) use any sign, emblem, title or advertisement that implies, or from which the public may reasonably infer, that he is registered as pharmaceutical chemist under this Act.

R.S.S. 1978, c.P-9, s.60.

**Certain prohibitions in respect of ownership, etc., of pharmacy business**

**61** Except as otherwise provided in this Act and by bylaws and rules, no person other than a pharmacist, or a company that is incorporated, licensed or registered as set out in section 62 and meets the requirements of clauses (a) to (c) of that section or that is mentioned in section 63, shall own or operate or hold himself out as owning or operating the business of a pharmacy.

R.S.S. 1978, c.P-9, s.61; 1989-90, c.54, s.4.

**c. P-9****PHARMACY****Sales by companies**

**62** Subject to section 63, no company incorporated, licensed or registered under an Act of the province regulating companies shall sell or keep open premises for retailing, dispensing or compounding poisons, drugs or medicines, as provided by this Act, or sell or attempt to sell any of the articles mentioned in schedule I unless:

- (a) the majority of the stock in the company is owned by and registered in the names of Canadian citizens or other British subjects;
- (b) a majority of its directors are duly registered as pharmaceutical chemists under this Act; and
- (c) one of such directors personally manages and conducts the shop and has his certificate posted in a conspicuous position in the shop.

R.S.S. 1978, c.P-9, s.62.

**Non-application of section 62 to certain companies**

**63** Section 62 does not apply to:

- (a) companies that were actually engaged in carrying on business as chemists and druggists, or chemists or druggists, or pharmacists, or apothecaries, or dispensing chemists, or dispensing druggists, in the province on the eighteenth day of March, 1936; and
- (b) duly incorporated co-operative associations and associations incorporated under *The Mutual Medical and Hospital Benefit Associations Act* with facilities for operating a retail store or shop;

but such companies and associations shall in the retailing, dispensing or compounding of drugs, medicines or poisons be subject to and comply with all the other provisions of this Act.

R.S.S. 1978, c.P-9, s.63.

**Prohibition respecting management of pharmacy**

**64** No person who is not registered as a pharmaceutical chemist or as an apprentice under this Act shall in any way interfere with or take part in the management and conduct of the shop; and anything that would be an offence against this Act if committed by an individual shall be an offence by each of the directors and by the company, and the prosecution of any one of them shall not be a bar to the prosecution of the others or any of them.

R.S.S. 1978, c.P-9, s.64.

**Pharmacist to manage and conduct pharmacy**

**65** A person who is the holder of a licence under this Act to operate a pharmacy shall, at all times when the pharmacy designated in the licence is open to the public for the sale of drugs, medicines or poisons, have employed therein a pharmacist who shall manage and conduct the pharmacy.

R.S.S. 1978, c.P-9, s.65.

**Laboratory, etc., to be under management of a pharmacist**

**66** Every laboratory and wholesale house in which drugs or medicines are compounded for sale shall be under the personal management of a pharmacist.

R.S.S. 1978, c.P-9, s.66.

**Certificate respecting pharmacy to be delivered to registrar**

**67(1)** Every firm, corporation or partnership that:

- (a) opens a pharmacy shall, at least thirty days before the pharmacy is opened for business;
- (b) acquires a pharmacy shall, forthwith;

file with the registrar a certificate signed by the directors or partners setting forth:

- (c) the full names, addresses and professions of all persons who are directors of the firm or corporation or partners of the partnership, as the case may be;
- (d) the business name or style of the pharmacy;
- (e) the date of the opening or acquisition of the pharmacy;
- (f) the address of the pharmacy; and
- (g) in the case of a partnership, the time during which the partnership has existed and is to exist.

(2) Every person who opens or acquires a pharmacy shall, at least thirty days before the date of the opening, or forthwith after the acquisition, of the pharmacy deliver to the registrar a certificate in writing, signed by him, setting forth his full name, profession and residence, the date of the opening or acquisition of the pharmacy and the place where the pharmacy is situated.

R.S.S. 1978, c.P-9, s.67.

**Certificate of change**

**68** A similar certificate shall be filed in like manner when any change or alteration takes place in ownership, partnership or directorship or in the name, style or firm under which the business is intended to be carried on or in the place of residence of any owner, partner or director, and such certificate shall set forth the change or alteration.

R.S.S. 1978, c.P-9, s.68.

**Execution of certificate**

**69** If any partner or director is absent from the place where such business is or is intended to be carried on, the certificate shall be signed by those partners or directors present in their own names and also for any absent person under special authority to that effect, and the special authority shall be annexed to the certificate and filed with the registrar.

R.S.S. 1978, c.P-9, s.69.

**Name or style**

**70** A proprietor of a pharmacy who uses a business name or style consisting of a name or style other than his own name shall, during the time such name or style is used, display in a conspicuous place in the pharmacy a clear indication of the name of the proprietor, and, in the case of a corporation that is a proprietor, a clear indication of the name of the corporation and the person who personally manages the pharmacy.

R.S.S. 1978, c.P-9, s.70.

**c. P-9****PHARMACY****Certificate when certain style used**

**71** Every person engaged in business as a pharmaceutical chemist who is not associated in partnership with any other person but uses as his business style some name or designation other than his own name or uses his own name with the addition of the words "and company" or other words indicating a plurality of members shall, within three months from the time when such style is first used, cause to be filed with the registrar a certificate signed by him setting forth:

- (a) his full name, profession and residence;
- (b) the name, style or firm under which he carries on or intends to carry on business; and
- (c) that no other person is associated with him in partnership.

R.S.S. 1978, c.P-9, s.71; 1980-81, c.83, s.38.

**Notification of cessation of practice**

**72** Every pharmacist who ceases to be engaged in the practice of pharmacy or who ceases to manage and conduct a pharmacy shall, within five days after such cessation, notify the registrar in writing thereof.

R.S.S. 1978, c.P-9, s.72.

**Notification of cessation of pharmacist as manager**

**73** Every firm, corporation or partnership that has engaged a pharmacist to manage and conduct a pharmacy owned or operated by it shall, within five days after the pharmacist has ceased to manage and conduct the pharmacy, notify the registrar in writing of the cessation.

R.S.S. 1978, c.P-9, s.73.

**Personal representative carrying on business**

**74** Upon the death of a person who was legally carrying on the business of a pharmaceutical chemist at the time of his death, the personal representative of the deceased may, subject to this Act and the bylaws and rules, continue the business if the pharmacy is under the management and conduct of a pharmacist.

R.S.S. 1978, c.P-9, s.74; 1989-90, c.54, s.4.

**Non-application of certain requirement**

**75** Where the death of a pharmaceutical chemist who was a director of a company reduces the number of directors of the company who are pharmaceutical chemists to a number that is less than a majority of the directors remaining, the requirement of clause (b) of section 62 does not apply to the company for a period of six months immediately following the death of the director.

R.S.S. 1978, c.P-9, s.75.

**Inquiry**

**76** The council may, on receipt of a written complaint of any person or when it otherwise has reason to believe that a pharmacist is incapable of engaging in the practice of pharmacy, hold an inquiry with respect to the ability of the pharmacist to carry on the practice of pharmacy.

1984-85-86, c.38, s.29.



**Suspension of pharmacist due to condition**

**77(1)** Subject to subsection (2), if it is shown that a pharmacist is incapable of engaging in the practice of pharmacy without constituting a danger to the public, the council may suspend the pharmacist while he remains incapable.

(2) Before the council suspends a pharmacist under subsection (1), it shall first have obtained a recommendation from two physicians that the pharmacist be suspended.

R.S.S. 1978, c.P-9, s.77; 1984-85-86, c.38, s.29.

**Application for termination of suspension**

**78** A member who has been suspended under section 77 may apply to the council to have his suspension terminated when he has recovered sufficiently to continue his practice and the council shall hear such application.

R.S.S. 1978, c.P-9, s.78.

**Appeal**

**79** A member who is suspended under section 77 or whose application under section 78 is denied may appeal the decision of the council to a judge of the Court of Queen's Bench within six months after the date of suspension or denial and the judge may, upon hearing the appeal, make such order in the matter and as to costs as he deems just.

R.S.S. 1978, c.P-9, s.79.

**Carrying on of business in case of bankruptcy, etc.**

**80(1)** Where a person who carries on the business of a pharmaceutical chemist becomes bankrupt, insolvent or makes an assignment for the benefit of creditors, the trustee in bankruptcy, liquidator or assignee, as the case may be, if authorized to continue carrying on the business, is entitled to do so as long as the business is carried on under the personal supervision and management of a pharmaceutical chemist.

(2) Every pharmacist who is engaged by a trustee in bankruptcy, liquidator or assignee to supervise and manage the business of a pharmaceutical chemist shall, immediately on being so engaged, file with the registrar a certificate, signed by the pharmacist, setting forth the name and address of the person by whom he was engaged and the date of the commencement of his duties in respect of the business.

R.S.S. 1978, c.P-9, s.80.

**Application for pharmacy licence**

**81(1)** Subject to subsection (2), every pharmaceutical chemist who, and every corporation that, carries on the business of a pharmacy shall take out a pharmacy licence for the purpose.

(2) A pharmacy licence shall be granted only to a licensed pharmaceutical chemist or corporation or in respect of a pharmacy that is owned or operated by a wholesaler or a hospital.

**c. P-9****PHARMACY**

(3) The applicant for a pharmacy licence shall:

- (a) file with the registrar an application, in a form prescribed by the council, signed by the applicant, providing the information requested by the council, which application, if filed by a corporation, shall also be signed by the pharmacist who will have the management and conduct of the business and by each director of the corporation who is a pharmacist and shall set forth the names and addresses of all persons who are directors of the corporation;
- (b) subject to the bylaws and rules, furnish evidence satisfactory to the council that during the times that the pharmacy, in respect of which the application is filed, is open for business for the sale of drugs, medicines or poisons or for the compounding, dispensing and sale of drugs and medicines a pharmacist will have the management and conduct of the pharmacy;
- (c) satisfy the council that the applicant has adequate and suitable stock and dispensing equipment and an adequate and suitable pharmaceutical reference library in the pharmacy in respect of which the application is filed, and that with respect to general cleanliness and sanitation and otherwise the premises, stock and dispensing equipment are suitable for the compounding, dispensing and sale of drugs, medicines and poisons; and
- (d) comply with the bylaws and rules respecting the issue of a pharmacy licence;

and thereupon and upon payment of the licence fee the applicant is entitled to receive a pharmacy licence from the registrar.

R.S.S. 1978, c.P-9, s.81; 1989-90, c.54, s.4.

**Contents of licence and term**

**82(1)** Every pharmacy licence shall bear on its face the name of the applicant, the name and address of the pharmacy in respect of which it is issued and the name of the pharmacist who has the management and conduct of the pharmacy.

(2) The licence shall be an annual licence and shall be in force for the term of one year from a date fixed by the council.

(3) The licence when issued shall be displayed continuously in a conspicuous place in the pharmacy in respect of which it was issued.

R.S.S. 1978, c.P-9, s.82.

**Sign to be displayed**

**83** The person to whom a pharmacy licence has been issued under this Act shall display or cause to be displayed continuously in a conspicuous place in the pharmacy in respect of which the licence was issued a sign bearing the words "Licensed Pharmacist" in prominent letters followed by the name of the pharmacist having the management and conduct of the pharmacy with word "pharmacist" immediately opposite the name.

R.S.S. 1978, c.P-9, s.83.

**Use of words “licensed pharmacy” prohibited**

**84** No person shall use, in respect of any premises, the words “licensed pharmacy” unless a pharmacy licence in respect of the premises has been issued under this Act and is subsisting.

R.S.S. 1978, c.P-9, s.84.

**Expiration of licence on disposition of pharmacy**

**85** Where the owner of a pharmacy makes a disposition of the pharmacy or of the controlling interest therein, the pharmacy licence issued in respect of the pharmacy shall expire on the fifth day following such disposition.

R.S.S. 1978, c.P-9, s.85.

**Notification of cessation of business**

**86** Every person who ceases to carry on the business of a pharmaceutical chemist shall, within five days after such cessation, notify the registrar in writing thereof.

R.S.S. 1978, c.P-9, s.86.

**Duties of pharmacist on change of location of business, etc.**

**87** Where the owner of a pharmacy changes the location of his place of business or otherwise ceases to carry on the business of a pharmaceutical chemist in premises in respect of which a pharmacy licence has been issued, the pharmacist who had the management and conduct of the pharmacy shall:

- (a) deliver to the registrar, within five days after the change of location or cessation of business, the pharmacy licence issued in respect of the premises;
- (b) remove from the premises, within ten days after the change of location or cessation of business, all goods and supplies that may legally be sold only in a pharmacy; and
- (c) remove from the premises all signs and advertisements that imply or would lead the public to believe that the premises are used to carry on the business of a pharmaceutical chemist.

R.S.S. 1978, c.P-9, s.87.

**Pharmacy licence of corporation to be issued in name of managing pharmacist**

**88** Every licence for a pharmacy owned by a corporation shall be issued in the name of the licensed pharmacist who has the management and conduct of the pharmacy.

R.S.S. 1978, c.P-9, s.88.

**Manager of a pharmacy not to allow others to participate in management, etc.**

**89** No pharmaceutical chemist shall permit a person who is not a pharmacist to direct, influence, control or participate in the management or operation of the licensed pharmacy of which he is the manager.

R.S.S. 1978, c.P-9, s.89.

**c. P-9****PHARMACY****Place of manufacture or repackaging of drugs to be under supervision of a pharmacist**

**90** A place in which drugs or medicines are compounded or manufactured, or where the manufacturers' original packages of drugs or medicines are repackaged, shall be under the immediate supervision and *bona fide* management of a licensed pharmaceutical chemist.

R.S.S. 1978, c.P-9, s.90.

**Sale of drugs, etc., by machine prohibited**

**91** No person shall distribute or sell drugs, poisons or medicines by means of automatic vending machines.

R.S.S. 1978, c.P-9, s.91.

**Copy of prescription for patron**

**92(1)** Every patron is upon request entitled to receive a copy of his prescription from the pharmacist to whom the prescription has been given.

(2) Every pharmacist who gives a copy of a prescription to a patron shall clearly mark the copy with word "copy", shall retain the original prescription, shall set out on the copy the name and address of the pharmacy where the prescription was received and indicate the number of times that the prescription may be filled.

R.S.S. 1978, c.P-9, s.92.

**Record of prescriptions**

**93(1)** Every pharmacist who dispenses drugs or medicines on the authority of prescriptions shall keep the prescriptions for a period of not less than two years after the prescription is filled and shall make a record of each prescription received by him from a patron.

(2) The records kept by pharmacists as required by subsection (1) are not subject to examination by any person except an inspector of the association and any other person authorized by law.

R.S.S. 1978, c.P-9, s.93.

**No person other than pharmacist or apprentice to dispense, etc., drugs, etc.**

**94** Except as provided in this Act and the bylaws and rules, no person other than a pharmacist or an apprentice under the immediate supervision of a pharmacist shall prepare, compound, dispense or sell by retail any drug, medicine or poison.

R.S.S. 1978, c.P-9, s.94; 1989-90, c.54, s.4.

**Limitation respecting the sale of certain drugs, etc.**

**95(1)** No pharmacist shall sell, except to a medical practitioner, veterinary surgeon or dentist or upon the prescription of a medical practitioner, veterinary surgeon or dentist, any of the articles or preparations thereof mentioned in schedule I.

(2) No person shall refill a prescription for any of the articles or preparations thereof mentioned in schedule I unless the person giving the prescription so directs and specifies the number of times that the prescription may be refilled.

(3) A pharmacist who refills a written or oral prescription shall enter into a record to be kept by the pharmacist for the purpose:

- (a) the number of the original prescription;
- (b) the number of times that the person who gave the prescription authorized it to be refilled;
- (c) the date and number of the refill;
- (d) a description of the article or preparation being dispensed;
- (e) the name of the person who authorized the prescription to be refilled;
- (f) the manner in which the authorization to refill the prescription was given;
- (g) the name of the person for whom the prescription was refilled; and
- (h) the instructions given with respect to the use of the articles or preparations dispensed;

and the record shall be kept for a period of two years from the date of the most recent entry therein.

(4) No person shall sell any of the articles or preparations thereof mentioned in schedules II and III to any person who is apparently under the age of eighteen years except on the written prescription of a medical practitioner, dentist or veterinary surgeon.

(5) No person shall sell any of the articles mentioned in schedule II to any person unknown to the seller unless such person is introduced by someone known to the seller, and on every sale of any such articles the person actually selling it shall, before delivery, make an entry in form D in a book, to be known as the "Poison Register", to be kept for the purpose stating:

- (a) the name and quantity of the article sold;
- (b) the date of the sale;
- (c) the name and address of the purchaser as given by the purchaser;
- (d) the purpose for which it is stated by the purchaser to be required; and
- (e) the name of the person, if any, who introduced the purchaser;

which entry shall be signed by the purchaser.

(6) The Poison Register of a pharmacist shall be made available by the pharmacist for inspection by an officer of the association and by any other person authorized by law to inspect it.

(7) No person shall sell by wholesale or retail any of the articles or preparations thereof mentioned in schedules II and III unless the package in which the article is contained is distinctly labelled with the name of the article and the word "Poison" and the package is also labelled with the name of the pharmacist by whom or the pharmacy in which the sale is made.

**Prohibition respecting false statements**

**96** No person shall make a misleading or false statement with respect to the sale or purchase of any of the articles or preparations thereof mentioned in the schedules.

R.S.S. 1978, c.P-9, s.96.

**Licensed pharmacists only to keep open shop**

**97** No person other than a pharmacist who holds a valid and subsisting annual licence and pharmacy licence, where necessary, shall sell or keep open shop for selling, dispensing or compounding any poison, drug or medicine other than a proprietary medicine.

R.S.S. 1978, c.P-9, s.97.

**Prohibitions affecting unlicensed persons**

**98** No person shall assume or use:

- (a) the title or addition of pharmaceutical chemist or druggist or pharmacist or apothecary or dispensing chemist or dispensing druggist;
- (b) or cause to be displayed any title, sign or advertisement implying or calculated to lead the public to infer that he is registered under this Act or practises the profession of a pharmaceutical chemist;
- (c) the title or addition of chemist in such a way as to imply or lead the public to infer that he is so registered or practises the profession of a pharmaceutical chemist;

unless he is so registered and holds a valid and subsisting annual licence and a pharmacy licence, where necessary, under this Act.

R.S.S. 1978, c.P-9, s.98; 1980-81, c.83, s.38.

**Prohibition against sale of certain drugs, etc., for resale**

**99** No pharmaceutical chemist, wholesaler or manager of a laboratory shall sell:

- (a) any drug or medicine other than a proprietary medicine;
- (b) any article or preparation mentioned in schedule II or III;

for the purpose of resale by any person not authorized or licensed to sell such drug, medicine, article or preparation.

R.S.S. 1978, c.P-9, s.99.

**Power to amend schedules, etc.**

**100** The council may by resolution declare that an article named in the resolution be added to or included in or struck out or changed in any schedule or in any section of this Act and thereupon the association shall submit the resolution for the approval of the Lieutenant Governor in Council and, if his approval is given, the resolution and approval shall be advertised in *The Saskatchewan Gazette*, and after the expiration of two months from the publication of the advertisement the article named in the resolution shall be so added, included, struck out or changed, as the case may require.

R.S.S. 1978, c.P-9, s.100.

**Search of premises by registrar or officer**

**101(1)** The registrar or an officer of the association appointed by the council for the purpose may for the purpose of preventing or detecting a violation of any of the provisions of this Act enter and search any pharmacy or wholesale drug depot and the premises connected or operated therewith other than a dwelling house, and may seize therein any drug that he believes is kept for sale or other disposition contrary to this Act or take samples thereof, and may examine the books and records of the pharmacy or wholesale drug depot and the proprietor thereof and may require information from the proprietor or any pharmacist, apprentice or person in charge of or employed therein concerning the operation or conduct of the pharmacy or wholesale drug depot.

(2) A person who obstructs the registrar or an officer while the registrar or officer is exercising any of the powers conferred by subsection (1) or who refuses to furnish any information required by the registrar or officer concerning the operation or conduct of a pharmacy or wholesale drug depot is guilty of an offence and liable on summary conviction to a fine of not less than \$100 or more than \$500 and in default of payment to imprisonment for not less than seven days or more than sixty days.

R.S.S. 1978, c.P-9, s.101.

**Seized drugs to be returned if prosecution not instituted**

**102** If within ninety days after the date of a seizure under section 101 no prosecution is instituted in respect of the drug, medicine or poison, it shall forthwith be returned to the drug store or premises in which it was seized but samples taken need not be returned.

R.S.S. 1978, c.P-9, s.102.

**Forfeiture**

**103** Where a person is convicted of an offence against this Act in respect of any drugs, medicines or poisons seized under section 101 the drugs, medicines or poisons seized are upon the conviction, in addition to any penalty imposed, forfeited to Her Majesty and may be disposed of as the minister may direct.

R.S.S. 1978, c.P-9, s.103.

**Interchangeable Drug Index interchangeable pharmaceutical product**

**104(1)** In this section:

(a) **“Interchangeable Drug Index”** means a list of pharmaceutical preparations arranged in groups, with the preparations listed in each group having similar active ingredients, similar amounts of those ingredients and similar dosage form;

(b) **“interchangeable pharmaceutical product”** means a product containing a drug or drugs in the same amounts, of the same active ingredients, in the same dosage form as that directed by the prescription.

(2) The minister shall cause the Interchangeable Drug Index to be prepared and to be distributed within the province to persons operating pharmacies, and to physicians and other persons prescribing drugs.

(3) The Interchangeable Drug Index may be amended from time to time and such amendments shall form part of the index.

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(4) Unless the person prescribing the drug otherwise directs:

- (a) in his own handwriting where the prescription is made in writing; or
- (b) orally where the prescription is made orally;

the pharmacist about to dispense a drug pursuant to the prescription may select and dispense an interchangeable pharmaceutical product other than the one prescribed.

(5) No action lies or shall be commenced against:

- (a) the pharmacist; or
- (b) the person prescribing a drug;

by reason only that the pharmacist had dispensed an interchangeable pharmaceutical product under subsection (4) provided that the interchangeable pharmaceutical product so dispensed is listed in the Interchangeable Drug Index.

R.S.S. 1978, c.P-9, s.104.

**Non-application of certain provision to sales for veterinary use**

**105** Subsections (1) and (2) of section 95 do not apply with respect to the sale of any article or preparation mentioned in schedule I if the article or preparation is in a form not suitable for human use or the main panel of both the inner and outer label of the package containing the article or preparation are prominently printed with the words "For Veterinary Use Only" immediately following or preceding the proprietary or brand name, proper name or common name of the article or preparation in letters not less than one-half as large as the largest letters on the label, and it is sold by legally authorized persons.

R.S.S. 1978, c.P-9, s.105.

**Certain sales by unregistered persons permitted**

**106** Nothing in this Act prevents a person not registered under this Act from selling or keeping for sale:

- (a) arsenic preparations and compounds, mercurial preparations and compounds, cresol and preparations, formaldehyde, nicotine sulfate and its preparations, pyrethrum and its preparations, derris and its preparations or prepared gopher poisons, if such articles are sold as pest control products in conformity with the *Pest Control Products Act* (Canada);
- (b) any feed within the meaning of the *Feeds Act* (Canada), if that Act and the regulations thereunder are complied with;
- (c) paris green, london purple or such other insecticides, herbicides and fungicides, as are used for agricultural or horticultural purposes; and
- (d) a preparation listed in schedule IV.

R.S.S. 1978, c.P-9, s.106.

**Non-application of Act to veterinary surgeons**

**107** Nothing in this Act prevents a veterinary surgeon from providing drugs or medicine for animals, fish or fowl.

R.S.S. 1978, c.P-9, s.107.



## PROSECUTIONS

**Onus of proof**

**108(1)** In a prosecution under this Act it shall be incumbent upon the defendant to prove:

- (a) that he is entitled to sell or keep open premises for compounding medicines or retailing poisons or to assume the title of pharmaceutical chemist or other title mentioned in clause (a) of section 60;
  - (b) that no unregistered person who personally takes any part in selling or dispensing drugs or medicines is interested with him in his sales as chemist and druggist.
- (2) The production of a licence for the then current year purporting to be under the hand of the registrar and under the seal of the association, showing that the person named therein is entitled to sell or keep open premises for compounding medicines or retailing poisons or to assume the title of pharmaceutical chemist or other title mentioned in clause 60(a) is *prima facie* evidence that he is so entitled.
- (3) In a prosecution where it is shown that a person has sold or otherwise disposed of or offered to sell or otherwise dispose of an article:
- (a) that purports to be or to contain any of the poisons mentioned in schedules I, II and III;
  - (b) the container of which is marked to indicate that the contents are or include any of those poisons; or
  - (c) that the person selling or disposing of the article has represented the article to be or contain any of those poisons;

it is not necessary for the prosecution to prove that the article is or contains such poison but the onus shall be on the accused to establish that the article is not and does not contain such poison.

R.S.S. 1978, c.P-9, s.108.

**No charge for articles sold illegally**

**108** No person selling an article or preparation in violation of any of the provisions of this Act shall recover any charges in respect thereof in any court.

R.S.S. 1978, c.P-9, s.109.

**Owner also guilty of offence committed with his consent, etc.**

**110** An owner or manager of a pharmacy is also guilty of an offence against this Act committed by any person with his permission, consent or approval, express or implied, and the onus of proof that the offence was committed without the permission, consent or approval of the owner or manger is upon him.

R.S.S. 1978, c.P-9, s.110.

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**Owners and directors individually liable for certain offences**

**111** Where any person operates a pharmacy contrary to this Act or the bylaws and rules, the owner of the pharmacy and the directors or manager or the pharmacy, if any, or any of them, may be proceeded against, and the prosecution or conviction of any of them is not a bar to prosecution or conviction of any of the others.

R.S.S. 1978, c.P-9, s.111; 1989-90, c.54, s.4.

## PENALTIES

**Penalties**

**112(1)** A person who violates any of the provisions of this Act or the bylaws or rules is guilty of an offence and liable on summary conviction to a fine of not less than \$50 or more than \$500 for the first offence, and for every subsequent offence to a fine of not less than \$100 or more than \$500, one-half of the fine in each case to belong to the informant and the other half to be paid to the registrar for the use of the association.

(2) A person who is convicted of a second or subsequent offence against any of the provisions of this Act or the bylaws or rules may, in addition to the fine provided for in subsection (1), be imprisoned for a period not exceeding three months.

R.S.S. 1978, c.P-9, s.112; 1989-90, c.54, s.4.

## RETURNS

**Return to Minister of Consumer and Commercial Affairs**

**113** The registrar shall, when requested to do so by the Lieutenant Governor in Council, transmit to the Minister of Consumer and Commercial Affairs a return certified under oath setting forth such information and particulars relating to the association as are required.

R.S.S. 1978, c.P-9, s.113; 1980-81, c.21, s.36.

## MEDICAL PRACTITIONERS

**Privileges under *Medical Profession Act* not affected**

**114(1)** Nothing in this Act extends to or interferes with the privileges conferred upon medical practitioners by *The Medical Profession Act*.

(2) Where a medical practitioner desires to carry on the business of a pharmaceutical chemist he shall not be required to pass the examination prescribed under this Act but shall register as a pharmaceutical chemist and comply with all other requirements of this Act and with the bylaws and rules.

R.S.S. 1978, c.P-9, s.114; 1989-90, c.54, s.4.

## SUPPLEMENTAL

**Bylaws and rules to be filed**

**115(1)** The association shall file in the Department of Consumer and Commercial Affairs two copies, certified by the registrar to be true copies, of:

- (a) all bylaws and rules hereafter made under this Act;
- (b) all amendments made to such bylaws and rules;
- (c) all amendments hereafter made to bylaws and rules and to amendments thereto made under any former *Pharmacy Act*;

within thirty days after they are made.

(2) Where the association adopts a code of ethics governing its members, and subscription thereto or observance thereof is a condition of membership, the code of ethics shall for the purpose of this section and sections 116, 117, 118 and 119 be deemed to be a bylaw of the association.

(3) Where a bylaw or rule is hereafter amended, two copies thereof shall be filed with the amendment.

R.S.S. 1978, c.P-9, s.115; 1980-81, c.21, s.36;  
1989-90, c.54, s.4.

**Effective date of bylaws, etc.**

**116** All bylaws, rules and amendments thereto hereafter made take effect upon the making thereof or on a date stated therein for the purpose.

R.S.S. 1978, c.P-9, s.116; 1989-90, c.54, s.6.

**Effect of failure to file bylaws, etc.**

**117** Failure to file any bylaw, rule or amendment as required by section 115 shall render the bylaw, rule or amendment ineffective as from the expiration of the time allowed for filing it and it shall be deemed to have been revoked.

R.S.S. 1978, c.P-9, s.117; 1989-90, c.54, s.6.

**Review by Legislative Assembly**

**118(1)** One copy of all bylaws, rules and amendments thereto filed in the Department of Consumer and Commercial Affairs as required by section 115 shall be laid before the Legislative Assembly in accordance with *The Tabling of Documents Act*.

(2) Where any bylaw, rule or any amendment thereto laid before the Legislative Assembly is found by the Assembly to be beyond the powers delegated by the Legislature or in any way prejudicial to the public interest, such bylaw, rule or amendment shall thereupon cease to have any effect and be deemed to have been revoked.

R.S.S. 1978, c.P-9, s.118; 1980-81, c.21, s.36;  
1989-90, c.54, s.6.

**Record of revocation and notification to association**

**119(1)** Where it appears from any Votes and Proceedings of the Legislative Assembly that any bylaw, rule or amendment thereto has ceased to have effect, the Clerk of the Assembly shall forthwith forward two copies of such Votes and Proceedings to the Deputy Minister of Consumer and Commercial Affairs and at the same time advise him that the copies are forwarded pursuant to this subsection.

(2) Upon receipt of such copies the Deputy Minister of Consumer and Commercial Affairs shall file one of the copies with the bylaw, rule or amendment to which it relates and forthwith forward the other copy to the association and at the same time advise the association that the copy is forwarded pursuant to this subsection.

R.S.S. 1978, c.P-9, s.119; 1980-81, c.21, s.36;  
1989-90, c.54, s.6.

**Lists of members, etc., to be filed**

**120** The association shall, before the first day of February in each year, file in the Department of Consumer and Commercial Affairs lists, certified by the registrar to be true lists, showing:

- (a) the names of all pharmaceutical chemists in good standing as of the thirty-first day of December in the preceding year, their addresses as shown by the records of the association and the respective dates of their admission to membership in the association;
- (b) the names of all persons whose names were erased from the register during the preceding year; and
- (c) the names of all persons whose names were restored to the register during that year.

R.S.S. 1978, c.P-9, s.120; 1980-81, c.21, s.36;  
1980-81, c.83, s.38.

**Report to minister where application for admission refused**

**121** Where an application for reinstatement or for admission to membership in the association or for registration as an apprentice is made in accordance with this Act and the bylaws and rules and is refused, the association shall within seven days thereafter forward by registered mail to the minister a report setting forth the circumstances and stating the reasons for the refusal.

R.S.S. 1978, c.P-9, s.121; 1989-90, c.54, s.4.

**Report to minister where disciplinary action taken**

**122(1)** Where the council takes disciplinary action under section 49 against a member or apprentice or suspends a member under section 77, the association shall within fourteen days thereafter forward by registered mail to the minister a copy, certified by the registrar to be a true copy, of the complaint and report upon the conduct of the member or apprentice or condition of the member and the decision of the council, and shall furnish the minister with such relative information as he may require.

(2) If the minister is of the opinion that the action of the council is unjust or contrary to the public interest, he may:

- (a) request the council to reconsider the case and its findings thereon;
- (b) if the council and the person whose conduct or condition was under inquiry agree, appoint a board of arbitration consisting of one member nominated by the council, one nominated by the person whose conduct or condition was under inquiry and one appointed by the Lieutenant Governor in Council to review or rehear the case and render decision thereon; or
- (c) institute an appeal to a judge of the Court of Queen's Bench.

(3) Nothing in this section shall prejudice any right of appeal conferred by this Act.

R.S.S. 1978, c.P-9, s.122; 1980-81, c. 83, s.38.

#### SCHEDULE I

*[Sections 2 (e), 62, 95 (1) (2), 96, 100, 105 and 108 (3)]*

Alverine and its salts for parenteral use  
 Aminopromazine [proquamezine] and its salts  
 Amyl nitrite  
 Azathioprine  
 Bacitracin and its salts and derivatives for parenteral use  
 Erythrityl tetranitrate  
 Ethylpapaverine and its salts  
 Flumazenil  
 Fluoride and its salts (in solid oral dosage forms containing more than one milligram of fluoride ion)  
 Folic acid (preparations containing more than 1 mg per recommended daily dose)  
 Homatropine and its salts (for ophthalmic or parenteral use or in preparations for oral use containing more than 2 mg per dosage unit)  
 Isopropamide and its salts  
 Isosorbide dinitrate  
 Levallorphan and its salts  
 Metaraminol bitartrate  
 Methacholine and its salts  
 NicotinyI-tartrate  
 Nikethamide  
 Nitroglycerin (all dosage forms other than sublingual immediate release dosage forms)  
 Orphenadrine hydrochloride  
 Papaveretrine and its salts  
 Papaverine and its salts

Paromomycin  
 Pentaerythritol tetranitrate  
 Proquamezine [aminopromazine] and its salts (internal use)  
 Quinidine salts  
 Streptokinase/streptodornase  
 Succinylcholine and its salts  
 Tubocurarine and its salts  
 Vaccines  
 Vitamin A in preparations containing more than 10,000 IU per recommended daily dose (Retinol)  
 Vitamin D in preparations containing more than 1,000 IU per recommended daily dose  
 Vitamin K

7 Jne 96, O.C. 359/96.

## SCHEDULE II

[Sections 2 (e) (n), 95 (4) (5) (7), 96, 99, 100 and 108(3)]

- 1 Acid carbolic of greater strength than five per cent;
- 2 Acid hydrocyanic (prussic acid);
- 3 Aconite and preparations and compounds thereof;
- 4 Antimony tartrate;
- 5 Arsenic and preparations and compounds thereof except where sold in accordance with subsection (1) of section 95 or combined with other ingredients as specified in the first item of schedule III;
- 6 **Repealed.** 7 Jne 96, O.C. 359/96.
- 7 **Repealed.** 7 Jne 96, O.C. 359/96.
- 8 Chloroform;
- 9 Conium and preparations and compounds thereof,
- 10 Croton oil;
- 11 **Repealed.** 7 Jne 96, O.C. 359/96.
- 12 **Repealed.** 14 Jan 83, R.R.S. c.P-9 Reg 1, s.4.
- 13 Goulard's extract (strong solution lead subacetate);
- 14 Mercury, its salts and preparations thereof, including mercuric chloride, except calomel;
- 15 Potassium cyanide and all other metallic cyanides;
- 16 Santonin except where combined with other ingredients as specified in the first item of schedule III;
- 17 Strychnine and salts and preparations thereof, except where sold in accordance with subsection (1) of section 95 or combined with other ingredients as specified in the first item of schedule III.

R.S.S. 1978, c.P-9, Schedule II; 14 Jan 83,  
 R.R.S. c.P-9 Reg 1, s.4; 7 Jne 96, O.C. 359/96.

## SCHEDULE III

[Sections 2(e) (n), 95(4) (7), 96, 99, 100 and 108(3)]

- 1 Arsenic, strychnine, santonin, when combined with other ingredients in preparations of pills, capsules, tablets, elixirs or syrups having medicinal qualities other than those possessed by the said drugs when taken alone and in doses not exceeding those of the British Pharmacopoeia and generally recognized as safe medication;
- 2 **Repealed.** 7 Jne 96, O.C. 359/96.
- 3 Antimony and its preparations;
- 4 **Repealed.** 7 Jne 96, O.C. 359/96.
- 5 Acid acetic (thirty-three per cent or stronger);
- 6 Acid chromic (chromium trioxide);
- 7 Acid picric (trinitrophenol);
- 8 Ammonol;
- 9 **Repealed.** 7 Jne 96, O.C. 359/96.
- 10 Aristol (thymol iodide);
- 11 Barium chloride;
- 12 Barium sulphide;
- 13 Beta naphthol;
- 14 Butyn (nupercaine) (percaine);
- 15 Calabar beans and the alkaloids and preparations thereof (physostigmine);
- 16 Carbon bisulphide;
- 17 Carbon-tetrochloride;
- 18 Cerium oxalate;
- 19 **Repealed.** 7 Jne 96, O.C. 359/96.
- 20 Derris root;
- 21 **Repealed.** 14 Jan 83, R.R.S. c.P-9 Reg 1, s.5.
- 22 **Repealed.** 14 Jan 83, R.R.S. c.P-9 Reg 1, s.5.
- 23 Ethyl chloride;
- 24 Hellebore;
- 25 Iodine and its salts and derivatives (topical);
- 26 Lead acetate;
- 27 Lead carbonate;
- 28 Lead iodide;
- 29 Lead oxide;
- 30 Lead in combination with oleic acid whether sold as diachylon or under any other designation;
- 31 Nux vomica and preparations thereof;
- 32 Oil of cedar;
- 33 Oil of chenopodium;
- 34 Oil of wintergreen – must be labelled “Caution: Keep out of reach of children”;
- 35 Phosphorous in its free state;
- 36 Picrotoxin;

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- 37 Podophyllia, except preparations recommended for topical use;
- 38 Potassium bichromate;
- 39 **Repealed.** 7 Jne 96, O.C. 359/96.
- 40 Potassium chlorate;
- 41 Potassium hydroxide;
- 42 Potassium iodide except where sold in accordance with subsection (1) of section 95;
- 43 Potassium permanganate except where sold in accordance with subsection (1) of section 95;
- 44 Resorcin;
- 45 Rubbing alcohol compound;
- 46 Sabadilla seeds;
- 47 Selenium and any compound thereof exceeding 2.5%;
- 48 Silver nitrate;
- 49 **Repealed.** 7 Jne 96, O.C. 359/96.
- 50 **Repealed.** 7 Jne 96, O.C. 359/96.
- 51 Sodium nitrate;
- 52 Stramonium and preparations thereof;
- 53 Staves-acre (delphinine);
- 54 The active principles of suprarenal gland and their salts;
- 55 Thallium salts;
- 56 Trichlorethylene – must be labelled as such and the label must bear the skull and crossbones insignia and the following wording: "Poison-vapours, odours from this solution are poisonous. Use only in open air or well ventilated room.";
- 57 Zinc acetate;
- 58 Zinc chlorate.
- 59 **Repealed.** SR 88/86, s.2.

R.S.S. 1978, c.P-9, Schedule III; 14 Jan 83,  
 R.R.S. c.P-9 Reg 1, s.5; 29 Aug 86, SR 88/86, s.2;  
 7 Jne 96, O.C. 359/96

## SCHEDULE IV

[Sections 2 (e), 96, 100 and 106 (d)]

- 1 Acetylsalicylic acid and its salts in original package labelled in accordance with the *Food and Drugs Act* (Canada), except oral preparations containing 80 mg or less per dosage unit and except rectal preparations containing 150 mg or less per dosage unit;
- 2 Acid boric, except systemic or ophthalmic preparations;
- 3 Acid muriatic – commercial;
- 4 Acid sulphuric – commercial;
- 5 Alum;
- 6 Dorax;
- 7 Camphor (in oleaginous vehicles and in liquid forms in concentrations of 10% or less);



- 8 Camphorated oil in concentrations of 10% or less – when labelled, “Caution, keep out of the reach of children. Poisonous if taken internally”;
- 9 Carbolic acid solution not exceeding five per cent;
- 10 Castor oil;
- 11 Chlorinated lime (chloride of lime);
- 12 Copper sulphate (bluestone);
- 13 Ferrous sulphate (copperas);
- 14 Formaldehyde;
- 15 Glycerin;
- 16 Iodine sold in original manufacturer's package and not exceeding two and one half per cent in strength;
- 17 Magnesium carbonate;
- 18 Magnesium citrate;
- 19 Magnesium sulphate (epsom salt) other than for parenteral use;
- 20 Methyl hydrate, if the *Excise Act* (Canada) and any other relevant Act of the Parliament of Canada and regulations, if any, thereunder are complied with;
- 21 Oil of turpentine;
- 22 Potassium acid tartrate (cream of tartar);
- 23 Potassium nitrate (salpetre), other than dosage forms containing more than 5 mmol per single dose;
- 24 Potassium iodide and potassium permanganate, if sold or kept for sale in packages as packed by the manufacturer, producer or wholesaler who put up the packages and if the packages are distinctly labelled with the name and address of the manufacturer, producer or wholesaler, and are prominently marked or labelled “POISON” and if all relevant Acts of the Parliament of Canada and regulations thereunder are complied with, other than dosage forms containing more than 5 mmol per single dose;
- 25 Reduced iron;
- 26 Rhubarb root;
- 27 Senna;
- 28 Sodium bicarbonate;
- 29 Sodium phosphate, other than for parenteral use;
- 30 Sodium potassium tartrate (rochelle salt);
- 31 Sodium sulphate (glauber salt);
- 32 Solution of ammonia;
- 33 Solution of hydrogen peroxide;
- 34 Spirit of nitrous ether (sweet nitre);
- 35 Sulphur;
- 36 Poisonous material and preparations including prepared gopher poisons if such articles are sold as pest control products in conformity with the *Pest Control Products Act* (Canada);
- 37 Any medicated feed within the meaning of the *Feeds Act* (Canada) if that Act and the regulations thereunder are complied with;

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- 38 Acid hydrochloric;
- 39 Acid nitric;
- 40 Acid oxalic;
- 41 Acid sulphuric;
- 42 Creosote;
- 43 Cresol and its preparations;
- 44 Formaldehyde;
- 45 Lead oxide;
- 46 Sodium hydroxide;
- 47 Solvent ether;

if the articles numbered 38 to 47 that are supplied are labelled "Poison" and the container in which the article is supplied bears the name of the supplier.

R.S.S. 1978, c.P-9, Schedule IV; 7 Jne 96, O.C.  
359/96.

**SCHEDULE V**  
**FORM A**  
[*Section 12(3)*]

Voting paper for annual election of councillors  
The Saskatchewan Pharmaceutical Association  
Electoral Division Number \_\_\_\_\_


## PHARMACY

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FORM B  
[Section 38(1)]  
CERTIFICATE OF MEMBERSHIP

The Saskatchewan Pharmaceutical Association

This is to certify that \_\_\_\_\_, having complied with the provisions of *The Pharmacy Act* and the bylaws of the association, has been duly registered a member of The Saskatchewan Pharmaceutical Association and is entitled to be styled a pharmaceutical chemist and to enjoy all the privileges of a pharmaceutical chemist as set forth in *The Pharmacy Act*.

\_\_\_\_\_  
*President*

(SEAL)

\_\_\_\_\_  
*Registrar*

FORM C  
[Subsection 38(1)]  
ANNUAL LICENCE

The Saskatchewan Pharmaceutical Association

This is to certify that \_\_\_\_\_, member of The Saskatchewan Pharmaceutical Association, having paid the annual fee required by the bylaws of the association, is entitled to enjoy all the privileges of a pharmaceutical chemist at \_\_\_\_\_, as set forth in *The Pharmacy Act* for the year ending in the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

(SEAL)

\_\_\_\_\_  
*Registrar*

**c. P-9**

## PHARMACY

FORM D  
 [Subsection 95(5)]  
 FORM OF ENTRY

Date	Name of Purchaser	Name and quantity of poison sold	Purpose for which it is required	Signature of Purchaser	Address of Purchaser	Name of person intro- ducing Purchaser	Signature of person making sale

R.S.S. 1978, c.P-9, Schedule V.

