

ACT NO. 18 OF 2017

I assent.

J. K. KONROTE
President

[28 April 2017]

AN ACT**TO AMEND THE PHARMACY PROFESSION ACT 2011**

ENACTED by the Parliament of the Republic of Fiji—

Short title and commencement

- 1.—(1) This Act may be cited as the Pharmacy Profession (Amendment) Act 2017.
- (2) This Act comes into force on a date or dates appointed by the Minister by notice in the Gazette.
- (3) In this Act, the Pharmacy Profession Act 2011 is referred to as the “Principal Act”.

Section 2 amended

2. Section 2 of the Principal Act is amended by inserting the following new definition—
““licensee of a private hospital” has the same meaning as in the Private Hospitals Act 1979;”.

Section 45 amended

3. Section 45(3) of the Principal Act is amended by—
 - (a) in paragraph (c), deleting “and”;
 - (b) in paragraph (d)(iii), deleting “area.” and substituting “area; and”; and

- (c) inserting the following new paragraph after paragraph (d)—
“(e) subject to section 45A, a licensee of a private hospital.”.

New section 45A inserted

4. The Principal Act is amended by inserting the following new section after section 45—

“Authorisation of licensee of private hospital to own pharmacy business

45A.—(1) A licensee of a private hospital must apply in writing to the Minister for an authorisation to own or have a proprietary interest in a pharmacy business.

(2) An application made under subsection (1) must be accompanied by an approved fee.

(3) The Minister may issue an authorisation to a licensee of a private hospital in accordance with subsection (1) subject to the following conditions—

- (a) that at least one pharmacy business is operated on the premises of the private hospital by the licensee of the private hospital;
- (b) that the pharmacy business does not provide pharmacy services unless the services are provided by persons who are registered pharmacists;
- (c) disciplinary rules, guidelines and procedures issued for the operation of a pharmacy business or as issued by the Board; and
- (d) such other conditions as the Minister deems necessary.

(4) Where an exemption is refused, the Minister must inform the applicant in writing of the decision including the reasons for the decision.”.

Passed by the Parliament of the Republic of Fiji this 26th day of April 2017.