No. 48

2nd Session, 15th Legislature, Alberta
13 Elizabeth II

BILL 48

A Bill to amend The Alberta Pharmaceutical Association Act

HON. DR. ROSS

Printed by L. S. WALL, Printer to the Queen's Most Excellent Majesty,
Edmonton, Alberta, 1965

Explanatory Note

1. This Bill amends The Alberta Pharmaceutical Association Act which is chapter 232 of the Revised Statutes.

2. (a) Definition of "drug store" etc., amended to include all pharmaceutical services offered to the public by modern day pharmacies.

(b) Reference is changed to Schedule B. See clause 27 of this Bill.

(c) "Prescription" is redefined to include directions given by a podiatrist pursuant to The Podiatry Act.

3. (a) This amendment will increase the minimum size of council from 7 to 10 members.

(b) Subsection (4) presently reads:

> "(4) The term of office of a councillor is two years, but the office of councillor shall be vacated if the councillor
>
> (a) by notice in writing to the president or registrar of the Association resigns his office,
>
> (b) Repealed. 1957, c. 65, s. 3.
>
> (c) ceases to be actively engaged in practising his profession of pharmacy,
>
> (d) ceases to be a member of the Association, or
>
> (e) dies, or is found to be a lunatic or becomes of unsound mind.".

BILL

No. 48 of 1965

An Act to amend The Alberta Pharmaceutical Association Act

(Assented to , 1965)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Alberta Pharmaceutical Association Act* is hereby amended.

2. Section 2 is amended

(a) by striking out clause (*d*) and by substituting the following:

(*d*) "drug store" or "pharmacy" or "dispensary" means a place where prescriptions, drugs, chemicals and poisons are

(i) sold by retail, or

(ii) compounded, or

(iii) dispensed, or

(iv) supplied or distributed;

(b) as to clause (*h*), subclause (ii) by striking out the words "Schedule I" and by substituting the words "Schedule B",

(c) by striking out clause (*i*) and by substituting the following:

(*i*) "prescription" means a direction given by a duly qualified medical practitioner, a dentist, a veterinary surgeon or a podiatrist for a remedy for a disease or disorder and prescribing the ingredients of the remedy, whether or not the method of use is prescribed;

3. Section 5 is amended

(a) as to subsection (2) by striking out the word "seven" and by substituting the word "ten",

(b) as to subsection (4)

(i) by adding the following clause after clause (*a*):

(*b*) has been reprimanded, fined, suspended or erased from the register pursuant to this Act,

(c) The purpose of this amendment is to eliminate residence in a district as a qualification for election to the office of councillor.

Subsection (8) presently reads:

"(8) No person is eligible to be elected a councillor unless he is a pharmaceutical chemist residing and actively engaged in practice as a pharmaceutical chemist in the district of the Province in which he seeks election.".

4. Section 12 presently reads:

"12. Where a poll is required the registrar shall, at least twenty days prior to the day of the election, mail to each person entitled to vote in the election at his last known place of residence a ballot paper in Form A in Schedule II or to the like effect.".

5. Section 13, subsection (1) presently reads:

"13. (1) The vote of each elector shall be given by a signed ballot paper in Form A in Schedule II or to the like effect which shall be mailed in a sealed envelope prepaid and addressed to the registrar or delivered to him at his office so as to be in his hands prior to or on the day of election before the hour prescribed for the opening of the ballot papers.".

6. New. Section 14 presently reads:

"14. The registrar of the Association

(a) shall open the ballot papers in the presence of at least two other members of the Association at the hour of nine o'clock in the evening of the day of election, and

(b) shall scrutinize and count the votes in the presence of such other members and keep a record thereof.".

7. The purpose of the amendment is to make provision for some other person to handle the duties of registrar at an election of members of council in the event of his inability to act for the reasons stated.

8. The powers of the Association with respect to what it may do by by-law are more fully set out. Section 20 presently reads:

"20. (1) The council

(a) has power to fix such fees and make such by-laws, rules and regulations not inconsistent with this Act as it considers necessary for the carrying out of the objects of the Association, and

(b) in particular by such by-laws, in addition to any other powers it might have, may

(i) fix the examination fee, registration fee, annual fee or other fees to be paid by internes or members of the Association,

(ii) provide that the annual fee of any member that remains unpaid for a period to be specified in such by-laws be on the expiration of such period increased to an amount specified in such by-laws,

(iii) provide that the annual fees of non-resident or non-practising members be on a different basis from those of active members,

(iv) provide for the depositing and disbursement of the funds of the Association,

(v) provide that each active member be supplied with and keep prominently displayed in his place of business a certificate showing that he is a member of the Association,

(vi) provide

(A) for the striking off the register and suspension from practice as a member of the Association of any member for non-payment of fees due to the Association, and

(B) for the reinstatement of such member upon such terms as the council decides,

and

(vii) from time to time amend or revoke any such by-laws or substitute other by-laws in their stead.

(2) Such by-laws, rules and regulations may also be amended, altered or repealed in whole or in part at any annual general meeting of the Association, if notice is given of the intention to do so in accordance with the by-laws in force for the time being.".

(ii) by adding after the words "ceases to be" in clause (*c*) the words ", a resident of the Province or",

(c) as to subsection (8) by striking out the words "residing and".

4. Section 12 is amended by striking out the words "in Form A in Schedule II or to the like effect" and by substituting the words "in a form approved by the council".

5. Section 13, subsection (1) is amended by striking out the words "in Form A in Schedule II or to the like effect" and by substituting the words "in the form approved by the council".

6. Section 14 is amended by adding the word ", and" at the end of clause (*b*) and by adding the following clause after clause (*b*):

(*c*) shall keep the ballot papers for a period of one month and shall then destroy them.

7. The following section is added after section 17:

17*a*. If there is no registrar at the time at which an election is to be held or if the registrar is unable from illness or other unavoidable cause to act at the election, the president shall appoint under his hand some other person to act as registrar, and the person so appointed shall perform all the duties of the registrar as prescribed by this Act.

8. Section 20 is struck out and the following is substituted:

20. (1) The council may fix such fees and make such by-laws, rules and regulations not inconsistent with this Act as it considers necessary for the carrying out of the objects of the Association and without restricting the generality of the foregoing, may

(*a*) fix the examination fee, registration fee, annual fees or other fees to be paid by pharmaceutical internes or members of the Association,

(*b*) provide for the regulation of the meetings and proceedings of the Association and the council,

(*c*) provide for the appointment and remuneration of teachers, examiners, inspectors and such other persons as the council may employ and prescribing their duties,

(*d*) provide for the remuneration and expenses of members of the council or of persons employed by the council in attending its sittings or engaging upon the business of the council,

(*e*) provide for the depositing and disbursement of the funds of the Association,

9. The discipline provisions of the Act are revised and extended to bring them into line with the disciplining powers and procedures found in the Acts governing other professional organizations.

"21. (1) The council may by resolution declare that any person is, in the opinion of the council, unfit to be a member of the Association in consequence of his conviction for an offence against an Act of the Parliament of Canada or of the Legislature of Alberta.

(2) If a member of the Association after due inquiry by the council is adjudged by them to have been guilty of infamous or unprofessional conduct in any respect or of professional incompetence, negligence or misconduct so gross as to disqualify such person in the opinion of the council from practising under this Act, the council may give a written order to the registrar of the Association to erase the name of such member from the register.

(3) A true copy of the written order shall be mailed to the member by fully prepaid registered post addressed to him at his last known address.

(4) When the council has so removed the name of such person from the register the name of that person shall not again be entered thereupon except under authority

(a) of a resolution of the council, or

(b) of an order of a judge of the Supreme Court of Alberta.

(5) A person whose name has been directed to be erased from the register may appeal from the decision of the council to a judge of the Supreme Court of Alberta at any time within six months after the date of the order.

(6) Upon hearing the appeal the judge may make such order as to the restoration of the name so erased or confirming such erasure or for further inquiry by the council into the facts of the case and as to the costs as he considers just.

(7) The appeal may be by motion, notice of which shall be served upon the registrar, and the registrar shall, upon request of any person desiring to appeal, furnish to him a certified copy of all proceedings, reports, orders and papers upon which the council has acted in making the order complained of.

(8) No action lies against the council or its members for any proceedings taken or any judgments given or in force under the provisions of this Act.".

(*f*) provide that the annual fee of any member that remains unpaid for a period to be specified in such by-laws be, on the expiration of such period, increased to an amount specified in such by-laws,

(*g*) provide that the annual fees of non-resident or non-practising members be on a different basis from those of active members,

(*h*) provide that each active member be supplied with and keep prominently displayed in his place of business a certificate showing that he is a member of the Association,

(*i*) provide for the striking off the register and suspension from practice as a member of the Association any member for non-payment of fees due to the Association and for the reinstatement of such member upon such terms as the council decides, and

(*j*) prescribe the qualifications of pharmaceutical internes and the terms and conditions of interneship.

(2) The council may establish, by by-law or by means of a code of ethics or otherwise, rules governing the conduct of members and internes of the Association in the practice of their profession, including advertising practices.

(3) Any by-laws may be amended, altered or repealed in whole or in part

(*a*) at any meeting of council, or

(*b*) at any annual general meeting of the Association if notice is given of the intention to do so in accordance with the by-laws.

(4) A by-law, rule or regulation does not come into effect until it has been approved by the Lieutenant Governor in Council.

9. Section 21 is struck out and the following is substituted:

Discipline

21. (1) The council may, of its own motion, and may on the application of any person, inquire into and determine any matter of complaint against any member of the Association where it is in substance alleged or the council has reasonable grounds for believing, that the member has been guilty of

(*a*) conduct detrimental to the public interest or of wilful negligence or of misconduct in the practice of his business or profession, or

(*b*) an offence or crime against an Act of the Parliament of Canada or of the Legislature of Alberta relating to the sale of narcotic drugs, poisons or alcoholic liquors, or

(*c*) a contravention of this Act or any regulation made hereunder.

(2) Conduct detrimental to the public interest, whether in a professional capacity or otherwise, and wilful negligence and misconduct in the practice of the business or profession, within the meaning of this Act is a question of fact for the sole and final determination of the investigating committee, or of the council on review, and any matter, conduct or thing that in the judgment of the investigating committee or of the council on review is such as to be inimical to the best interests of the public or the profession is conduct detrimental to the public interest within the meaning of this Act.

(3) The contravention of or the non-observance of any of the requirements of any by-law or code of ethics made under subsection (2) of section 20 is conduct detrimental to the public interest.

21*a*. (1) The council may appoint an investigating committee consisting of not less than three members of council to hold an inquiry under section 21.

(2) The registrar shall give at least fourteen days' notice in writing of the intention to make the inquiry to the member whose conduct is being investigated and the notice shall

(*a*) specify in general terms the matter to be investigated,

(*b*) specify the time and place at which the investigation will be held, and

(*c*) be served upon the member either personally or by being enclosed in a sealed prepaid registered envelope addressed and mailed to the member at his last post office address in the register of the Association.

(3) A member whose conduct is being investigated may appear before the investigating committee in person or by counsel or agent.

(4) Evidence may be adduced before an investigating committee either by affidavit or *viva voce*, or both, as the committee may determine and the chairman of the investigating committee may administer oaths for the purposes of an investigation.

(5) The attendance of witnesses before an investigating committee and the production of drugs, books, prescriptions, prescription containers, papers and other documents may be enforced by a notice issued under the hand of the registrar and the seal of the Association, requiring the witnesses to attend and stating the time and place at which the witness is to attend and the documents, if any, he is required to produce.

(6) A witness who

(*a*) fails to attend before an investigating committee in obedience to a notice to attend, or

(*b*) fails to produce any drugs, books, prescriptions,

prescription containers, papers or other documents in obedience to a notice to produce them, or

(*c*) who refuses to be sworn, or to answer any question allowed by an investigating committee,

is liable to attachment upon application to a judge of the Supreme Court and may be punished as for contempt of court.

21*b*. (1) The investigating committee

(*a*) shall report in writing to the council its findings and such recommendations as the committee or a majority thereof considers advisable, and

(*b*) shall forward the report with a copy of the evidence and a record of the proceedings before the committee to the registrar of the Association.

(2) The investigating committee may suspend the member whose conduct is the subject of investigation until the next meeting of the council or for a period of three months, whichever period is the shorter.

21*c*. (1) The council, at its next meeting after receipt of the report, shall consider the report and may

(*a*) declare the matter of complaint is or is not well founded, or

(*b*) order that the matter be referred back to the committee, or adjourned for consideration.

(2) Where the matter of complaint has been declared well founded, the council may

(*a*) order that the name of the member be erased from the register,

(*b*) order that the member be suspended from practising under this Act for such period as may be considered proper, or

(*c*) reprimand the member.

(3) In addition to or in lieu of an order or reprimand, the council may

(*a*) order that the member pay a sum of not less than fifty nor more than two hundred dollars to the funds of the Association within a time to be fixed by the order, and

(*b*) further order that in default of payment of any such sum so ordered to be paid within the time fixed for payment thereof, the member be suspended from practising until the sum has been paid.

(4) Where a member is suspended or his name is erased from the register, he shall not practise as a pharmaceutical chemist during the period of the suspension or erasure, as the case may be, and any pharmacy licence issued in his name under section 31*e* shall be cancelled.

(5) Where the name of a person is erased from the register, the name of that person shall not again be entered thereupon except under authority of

(*a*) a resolution of the council, or

(*b*) an order of a judge of the Supreme Court.

(6) Where a licence for a pharmacy owned by a corporation is cancelled under this Act, the corporation is not entitled to a further licence for the pharmacy unless the corporation furnishes to the registrar evidence satisfactory to the council that the pharmacy, if licensed, will be operated in accordance with this Act or any by-law or regulation of the Association

21*d*. (1) A person

(*a*) whose name has been ordered to be erased from the register, or

(*b*) who has been suspended by order,

may appeal to a judge of the Supreme Court in chambers at any time within thirty days after the date of the order.

(2) Where an appeal is made under this section, the operation of the order of the council is suspended until such time as the judge has finally pronounced thereon.

(3) The appeal may be by motion, notice of which shall be served upon the registrar within the time limited for appeal, and the registrar shall, upon request and at the cost of any person desiring to appeal, furnish to him a certified copy of all proceedings, reports, orders and papers upon which the council has acted in making the order complained of.

(4) Upon hearing the appeal, the judge may make an order either confirming or reversing the order appealed from or directing a further inquiry by the council into the facts of the case, as he considers just.

21*e*. (1) The council or investigating committee may for the purpose of the execution of its duties under this Act, employ legal and other assistance and, if the matter of complaint has been declared well founded, may order that the costs thereof, together with any other costs of the inquiry, including witness fees, if any, shall be paid by the member whose conduct is being investigated.

(2) No action lies against the council or any committee thereof or the members of either or against an employee of the Association for any proceedings *bona fide* taken or enforced or attempted under this Act or any by-law or regulation of the Association.

21*f*. (1) Any record required to be kept under this Act, under the *Food and Drugs Act* (Canada) or under the *Narcotic Control Act* (Canada) shall be open to inspection by the registrar or by any inspector appointed under a by-law passed by the council.

10. Section 24, clause (a) presently reads:

"24. Upon any person being registered he is entitled to receive

(a) a certificate in Form B in Schedule II or to the like effect under the corporate seal of the Association and signed by the president and registrar, and".

11. (a) The purpose of the amendment is to shorten the period of interneship to one year instead of two and to ensure that interneship is conducted in an approved pharmacy, i.e. one that will meet the requirements of interneship as prescribed by regulation.

(b) These subsections are no longer applicable as they were introduced to deal with certain conditions at the time, which no longer exist.

12. Section 26 authorizes agreements between the Association and the General Faculty Council of the University for the conduct of examinations. At the 1964 Session this function was transferred to the newly created Co-ordinating Council.

13. Section 27 presently reads:

"27. A candidate shall be deemed to have satisfactory academic qualifications if

(a) he satisfies the General Faculty Council of the University of Alberta that his qualifications at the time they were acquired were at least the equivalent of those required for registration in the Province at that time, and he produces a certificate from the registrar of the University so certifying, and

(b) he satisfies the council

(i) that he graduated in pharmacy at least five years prior to the date of his application for registration and that he has been active in the practice of pharmacy through the major part of the five years immediately preceding the date of his application, or

(ii) that he graduated in pharmacy less than five years prior to the date of his application for registration and that he has been in the active practice of pharmacy or engaged in post-graduate study thereof throughout the major part of the time between his graduation and his application for registration.".

14. A section is added to provide for the recognition of the certificates of qualification of a new Canada-wide examining board.

(2) The registrar or an inspector appointed under a by-law passed by the council under this Act may enter any drug store in the performance of his duties under this Act at all reasonable times.

10. Section 24, clause (*a*) is amended by striking out the words "in Form B in Schedule II or to the like effect" and by substituting the words "of registration".

11. Section 25 is amended

(a) as to subsection (2) by striking out clause (*c*) and by substituting the following:

(*c*) that he has served such period of pharmaceutical interneship not to exceed twelve months or as may be required by the council, in the actual practice of pharmacy in the dispensary of a hospital or in a drug store approved by the council of the Association.

(b) by striking out subsection (3), (4) and (5).

12. Section 26 is amended by striking out the words "General Faculty Council" where they occur in subsections (1) and (3) and by substituting the words "Co-ordinating Council".

13. Section 27 is amended

(a) by renumbering the section as subsection (1),

(b) as to the renumbered subsection (1) by striking out the words "General Faculty Council" where they occur in clause (*a*) and by substituting the words "Co-ordinating Council",

(c) by adding the following subsection after the renumbered subsection (1):

(2) Before issuing a certificate of qualification the Co-ordinating Council of the University of Alberta may require an applicant for registration who does not qualify under clause (*b*) of subsection (1) to take such examinations as it considers necessary or to pursue further studies.

14. The following section is added after section 29*a*:

29*b*. (1) In this section "Board" means the Pharmacy Examining Board of Canada established by chapter 77 of the Statutes of Canada, 1963 or any body established in substitution for or in succession to that Board.

15. The purpose of the amendment is to place a maximum time limit upon interneship subject to the over-all discretion of the council in special cases.

(2) The council may appoint one or more members of the Association as representatives of the Association on the Board and subsections (3) and (4) are operative only when the Association is so represented.

(3) The registrar of the Association shall register every candidate who

(*a*) produces a certificate of qualification issued by the Board certifying that the candidate has passed the written examinations of the Board, and

(*b*) complies with the requirements of clauses (*b*), (*c*), (*d*) and (*g*) of section 29.

(4) The registrar of the Association shall register every candidate who

(*a*) produces proof satisfactory to the Board that he is registered under section 15 of chapter 77 of the Statutes of Canada, 1963, and

(*b*) complies with clauses (*a*), (*b*), (*c*), (*d*) and (*g*) of section 29.

(5) If the name of a pharmaceutical chemist registered pursuant to this section is removed from the Register of the Board, the certificate of registration issued to that pharmaceutical chemist under this Act thereupon becomes void and the registrar of the Association shall erase that person's name from the register of the Association.

15. Section 30 is amended by adding the following subsections:

(5) A pharmaceutical interne shall not continue as such if

(*a*) he fails to enrol in the course in pharmacy at the University of Alberta or other accredited university within three years from the date of registration as a pharmaceutical interne, or

(*b*) he fails to obtain the degree of Bachelor of Science in Pharmacy at the University of Alberta or other accredited university within seven years from the date of registration as a pharmaceutical interne.

(6) Any person who fails to comply with this section may apply to the council who may make such investigations of the circumstances as it may deem necessary and may

(*a*) order that the name of the pharmaceutical interne be erased from the register, or

(*b*) order that the pharmaceutical interne be permitted to remain as a pharmaceutical interne upon such conditions as may be considered proper.

(7) A person who has failed to comply with subsection (5) shall not be permitted to remain as a pharmaceutical interne except under authority of a resolution of the council.

16. Section 31 (1) reworded to refer directly to poisons, drugs or medicines specifically mentioned from time to time in Parts 1 and 2 of Schedule I (now Schedules A and B) which may be amended by the Lieutenant Governor in Council under section 34. Subsection (2) has been struck out. Subsections (1) and (2) of section 31 presently read:

"31. (1) Subject to subsection (2), a person who is not registered under this Act and the holder of a valid and subsisting certificate of registration shall not sell or keep open shop for the retailing, dispensing or compounding of poisons, drugs or medicine, except patent or proprietary medicines as defined by the Proprietary or Patent Medicine Act (Canada), and except aspirin, tincture of iodine two and one half per cent, creolin, carbolic acid solutions not exceeding ten per cent, paris green, turpentine, epsom salts, copperas, senna, borax, castor oil, sulphur, glauber's salt, cream of tartar, carbonate of soda, bicarbonate of soda, glycerine, carbonate of magnesia, citrate of magnesia, rochelle salts, saltpetre, spirits of nitre, rhubarb root, solution of ammonia, phosphate of soda, gum camphor and chloride of lime, and except compounds for use in control of plant diseases and of pests and predators of plants and animals.

(2) Notwithstanding subsection (1), nothing contained in this section prevents any person selling poisons, drugs or medicine at any point in the Province more than fifteen miles from the nearest place of business operated by a member of the Association, and all other provisions of this Act in regard to the sale of poisons apply to any sale by any such person.".

(c) Present section 31 (3) and (4) revised.

(d) Present section 31 (5) (a).

(e) and (f) New.

(g) Present section 31 (5) (b) reworded. Subsection (5), clause (b) presently reads:

"(5) No person

.....

(b) shall display

(i) any sign bearing the words drugs, drug store, drug dispensary, drug sundries, or other words of like import, or

(ii) any fixture, title or advertisement implying or calculated to infer that he is registered under this Act,

unless such person has taken out a certificate under the provisions of this Act for the time during which he is selling or keeping open shop for retailing, dispensing or compounding poisons, drugs or medicines, or using such title.".

(h) New

16. Section 31 is amended

(a) by striking out subsections (1) and (2) and by substituting the following:

31. (1) Except as otherwise provided in this Act, no person other than a pharmaceutical chemist, shall

(*a*) keep open shop for retailing, compounding, dispensing, supplying or distributing those poisons, drugs or medicines included in Schedules A and B, or

(*b*) sell, offer for sale or keep for sale by retail, or distribute or supply any poison, drug or medicine included in Schedules A and B, or

(*c*) dispense or compound prescriptions of duly qualified medical practitioners, dentists, veterinary surgeons or podiatrists, or

(*d*) assume or use the title

(i) chemist and druggist,

(ii) chemist, in connection with a retail business,

(iii) druggist,

(iv) pharmacist,

(v) pharmaceutical chemist,

(vi) apothecary,

(vii) dispensing chemist, or

(viii) dispensing druggist,

or

(*e*) use the designation

(i) drug store, or

(ii) pharmacy, or

(iii) dispensary,

or

(*f*) use in connection with a retail or wholesale business, the designation

(i) drug sundries, or

(ii) drug or drugs, or

(iii) medicines,

or any designation of like import, or

(*g*) use any sign or emblem, title or advertisement that implies or is calculated to lead the public to infer that he is registered as a pharmaceutical chemist, or

(*h*) act as agent for a pharmaceutical chemist except in a pharmacy licensed under this Act.

(2) New.

17. 31a. The present 31 (6) reworded to make it apply to all drug stores and not just a branch, second or other shop. Clause (b) is new. Subsection (6) of section 31 presently reads:

> "(6) No person shall open or carry on any branch, second or other shop or place of business for retailing, dispensing or compounding any poisons, drugs or medicines,
>
> (a) without first paying the annual fee and otherwise complying with the requirements of the Association in relation thereto, and
>
> (b) without placing and keeping such shop or place of business under the immediate personal supervision and bona fide management of a pharmaceutical chemist duly registered under this Act.".

31b. New. The section would require every person who opens or acquires a drug store to supply full particulars regarding himself to the registrar.

31c. New. The purpose of this section is to provide for a system of licensing for drug stores and prescribes the requirements for any such licence.

(2) Clause (*f*) of subsection (1) does not prohibit the use of the designation "medicine" in conjunction with the word "proprietary" or "patent" or the use of the name of any proprietary or patent medicine registered under the *Proprietary or Patent Medicine Act* (Canada).

(b) by striking out subsections (5), (6) and (7),

(c) as to subsection (8) by striking out the words "subsection (5)" wherever they occur and by substituting the words "subsection (1)",

(d) by striking out subsections (9) and (10).

17. The following sections are added after section 31:

31*a*. No firm, corporation, partnership or person shall open or operate a pharmacy

(*a*) without placing and keeping such pharmacy under the immediate personal supervision and *bona fide* management of a pharmaceutical chemist,

(*b*) without a pharmaceutical chemist present on the premises at all times when the premises are open for the receipt of or dispensing of prescriptions, and

(*c*) without notifying the registrar of the name of the manager thereof, and from time to time thereafter forthwith as such changes occur, notifying the registrar of any change in the management.

31*b*. Every firm, corporation, partnership or person who opens or acquires a pharmacy shall at least thirty days before the date of the opening or the acquisition of the pharmacy, make and deliver to the registrar a declaration in writing over his signature, setting forth his full name and residence, or the full names and residences of all the directors or partners, as the case may be, the date of the opening or acquisition of the pharmacy and the place where the pharmacy is situated.

31*c*. (1) Every firm, corporation, partnership or person who carries on the business of a pharmacy shall take out a pharmacy licence for the purpose.

(2) The applicant for a pharmacy licence shall

(*a*) file with the registrar an application in the form prescribed by the council, giving such information as the council requires,

(*b*) furnish to the registrar satisfactory evidence that the pharmacy is under the *bona fide* management and immediate personal supervision of a pharmaceutical chemist,

(*c*) if so required, satisfy the council that he has adequate and suitable stock and dispensing equipment and an adequate and suitable pharmaceutical refer-

ence library 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 and medicines, and

(*d*) comply with the by-laws of the Association respecting the issue of a pharmacy licence,

and thereupon and upon payment of a licence fee not exceeding twenty-five dollars he shall be entitled to receive a pharmacy licence from the registrar.

(3) A pharmacy licence shall be in the form prescribed by the council and shall entitle the holder thereof to conduct or have conducted, in accordance with the provisions of this Act, a pharmacy in the premises designated in the licence.

(4) 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.

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

(6) Every licence for a pharmacy shall be issued in the name of the owner thereof, who as well as the pharmaceutical chemist in charge thereof shall be responsible for the due compliance with the provisions of this Act and liable for non-compliance therewith.

(7) On the sale of the business of a pharmacy, the pharmacy licence issued for that business terminates, but a new pharmacy licence may be issued to the purchaser of the business on compliance by the purchaser with the provisions of this Act and of the by-laws and regulations of the Association.

31d. Branch licences.

31e. New. Self-explanatory.

31f. (1) Present subsection (9) of section 31 which reads:

"(9) A person who

(a) is registered under this Act,

(b) owns, operates or is in charge of any dispensary, pharmacy, drug store or hospital dispensary, and

(c) ceases to own, operate or be in charge of such dispensary, pharmacy, drug store or hospital dispensary,

shall within five days after such cessation notify the registrar of the Association in writing of such cessation.".

(2) Present subsection (10) of section 31 which reads:

"(10) A person who owns or operates a dispensary, pharmacy, drug store or hospital dispensary that is in charge of a person registered under this Act shall within five days after such person has ceased to be in charge of the dispensary, pharmacy, drug store or hospital dispensary notify the registrar of the Association in writing of the cessation.".

31*d*. No firm, corporation, partnership or person shall open or carry on a branch or other shop or place of business as a pharmaceutical chemist without first paying the annual fee and obtaining a pharmacy licence therefor under this Act, bearing upon its face the words "branch licence" and without otherwise complying with section 31*a*.

31*e*. Every pharmaceutical chemist, whether the owner or manager of or an employee in a drug store or pharmacy or place of business licensed under this Act, shall display and keep displayed in a conspicuous public part thereof his licence for the current year.

31*f*. (1) A person who

(*a*) is registered under this Act,

(*b*) owns, operates or is in charge of any dispensary, pharmacy, drug store or hospital dispensary, and

(*c*) ceases to own, operate or be in charge of such dispensary, pharmacy, drug store or hospital dispensary,

shall within five days after such cessation notify the registrar of the Association in writing of such cessation.

(2) A firm, corporation, partnership or person who owns or operates a dispensary, pharmacy, drug store or hospital dispensary that is in charge of a person registered under this Act shall within five days after such person has ceased to be in charge of the dispensary, pharmacy, drug store or hospital dispensary, notify the registrar of the Association in writing of such cessation.

18. The purpose of the amendments to section 34 is to provide for new Schedules A and B which have been added. Section 34 presently reads:

"34. (1) The council may from time to time by resolution declare that any article specified in such resolution is to be deemed a poison within the meaning of this Act, and such resolution shall specify whether such article is to be included in Part 1 or Part 2 of Schedule I.

(2) Upon passing such resolution the council shall submit it to the Lieutenant Governor in Council for approval, and if approval is given to the resolution, such approval shall be advertised in The Alberta Gazette, and on expiration of one month after the date of the publication of such advertisement the article named in the resolution shall be deemed to be included in Part 1 or Part 2, as the case may be, of Schedule I.".

19. Subsection (1) is the present 36 (1) reworded to eliminate reference to subsection (2) of present section 36, which is no longer required because of amendments to section 31 as well as to refer to new Schedules A and B. In addition, drug wholesalers and manufacturers would be required to have a pharmaceutical chemist present at all times when the premises are open for business. The present subsection (2) is omitted as it is no longer required because the specific articles mentioned have been eliminated under the new section 31. The present subsection (3) becomes subsection (2) and is amended to refer to new Schedules A and B. Section 36 presently reads:

"36. (1) Subject to subsection (2), a place in which drugs or medicines are compounded or manufactured, or where manufacturers' original packages are subdivided or broken up for the purpose of repackaging into either larger or smaller quantities, for sale either by retail or wholesale, shall be under the immediate supervision and bona fide management of a duly qualified and registered pharmaceutical chemist under this Act.

(2) Nothing contained in this section applies to those drugs named in subsection (1) of section 31, except paris green.

(3) All drugs and medicine, including those named in subsection (1) of section 31, shall be properly labelled by wholesale dealers and retailers before being offered for sale to the general public.".

20. (a) The purpose of the amendment is to clarify the position of the seller in the case of restricted articles named in Part 1 of Schedule B. Section 37, subsection (1) presently reads

"37. (1) No person shall sell any of the poisons named in Part 1 of Schedule I to any person unknown to the seller unless introduced by some person known to the seller.".

(b) Reference should now be to the new Schedule B.

(c) Subsections (5) and (6) are new and intended to recognize the new Schedule A.

18. Section 34 is struck out and the following is substituted:

34. (1) Subject to the approval of the Lieutenant Governor in Council, the council by resolution may

(*a*) add any substance to, or

(*b*) remove any substance from,

the list of substances in any part of Schedules A or B and may move a substance from one part of one Schedule to another part of the same Schedule or to a part of the other Schedule.

(2) *The Regulations Act* applies to a resolution under subsection (1), except that it does not come into effect until thirty days after the date of its publication in the *Gazette*.

19. Section 36 is struck out and the following is substituted:

36. (1) A place in which those drugs or medicines included in Schedule A or B are compounded or manufactured, or where manufacturers' original packages are subdivided or broken up for the purpose of repackaging into either larger or smaller quantities, for sale either by retail or wholesale, shall be under the immediate supervision and *bona fide* management of a pharmaceutical chemist and a pharmaceutical chemist shall be present on the premises at all times when the premises are open for the receipt of or dispensing of prescriptions.

(2) All drugs and medicines including those named in Schedules A and B, shall be properly packaged and labelled before being offered for sale.

20. Section 37 is amended

(a) by striking out subsection (1) and by substituting the following:

37. (1) No person shall sell any of the poisons named in Part 1 of Schedule B to any person unknown to the seller unless introduced by some person known to the seller or such person has provided the seller with satisfactory proof of his identity and a satisfactory explanation for the purchase.

(b) as to subsection (3) by striking out the words "Schedule I" and by substituting the words "Schedule B",

(c) by adding the following subsections:

(5) Except as otherwise permitted by law, no person shall sell, except to a duly qualified medical practitioner, a dentist, a veterinary surgeon or a

21. Section 39 presently reads:

"39. A person contravening any of the provisions of this Act is guilty of an offence and liable on summary conviction for a first offence to a fine of not less than twenty-five dollars, and in default of payment to imprisonment for a term of not less than fifteen days, and for each subsequent offence to a fine of not less than one hundred dollars, and in default of payment to imprisonment for a term of not less than sixty days.".

22. New. The purpose of this section is to place full responsibility for the operation of a drug store upon any owner, director, or manager, as the case may be, and to make any one of them liable for a contravention of the statute.

23. Section 40, subsection (1) presently reads:

"40. (1) In a prosecution under this Act the onus is upon the defendant

(a) to prove that he is entitled

(i) to sell or keep open shop for compounding medicines or retailing poisons, or

(ii) to assume the title of pharmaceutical chemist or other title calculated to convey the impression that he is registered under this Act,

or

(b) to prove that any unregistered person who personally takes any part in selling or dispensing drugs or medicine is authorized by under this Act,

podiatrist or upon the prescription of a duly qualified medical practitioner, dentist, veterinary surgeon or podiatrist, any of the articles or preparations thereof named or included in Schedule A.

(6) No person shall sell any of the articles named or included in Schedule A for agricultural or veterinary use unless the box, vessel, bottle, wrapper or cover in which the article is contained is distinctly labelled "For Agricultural Use Only" or "For Veterinary Use Only".

21. Section 39 is struck out and the following is substituted:

39. A person who contravenes this Act is guilty of an offence and liable on summary conviction,

(*a*) for a first offence to a fine of not more than fifty dollars and in default of payment to imprisonment for a term of not more than thirty days,

(*b*) for a second offence to a fine of not more than five hundred dollars and in default of payment to imprisonment for a term of not more than sixty days, and

(*c*) for a third or subsequent offence to imprisonment for a term of not more than six months, without the option of a fine.

22. The following section is added after section 39:

39*a*. (1) Where any firm, corporation, partnership or person operates a pharmacy contrary to this Act or the by-laws enacted hereunder, the owner and directors or manager of the pharmacy, or any one of them, may be proceeded against, and prosecution or conviction of any one of them is not a bar to prosecution or conviction of the others, or any of them.

(2) Every owner, director or manager of a drug store is liable for every offence against this Act or the by-laws enacted hereunder, committed by any person in his employ or under his supervision with his permission, consent or approval, express or implied.

23. Section 40, subsection (1) is amended by adding the following clause after clause (*a*):

(*a*1) to prove that he is the holder of a pharmacy licence, or

24. 42. (1) The present subsection (1) revised. Subsection (1) presently reads:

> "42. (1) Subject to subsection (2), upon the decease of any person legally authorized to carry on the business of a pharmaceutical chemist at the time of his death, the executor, administrator or trustee of the estate of such person may continue the business, if any, so long as such business is bona fide conducted by a pharmaceutical chemist registered under this Act.".

(2) New. The subsection provides for the insolvency, bankruptcy or assignment of a pharmaceutical chemist and authorizes his trustee to continue to operate the drug store.

(3) Present section 42, subsection (2) reworded. That subsection presently reads:

> "(2) The executor, administrator or trustee may carry on the business only if he continues to pay the annual registration fee as provided by the by-laws of the Association.".

25. New. Self-explanatory.

24. Section 42 is struck out and the following is substituted:

42. (1) Subject to subsection (3), upon the death of a person who was operating a pharmacy at the time of his death, the legal personal representative of the deceased person may continue to operate the pharmacy so long as the pharmacy is under the immediate personal supervision and *bona fide* management of a pharmaceutical chemist.

(2) Subject to subsection (3), where a person operating a pharmacy becomes bankrupt, insolvent, or makes an assignment for the general benefit of creditors, the trustee in bankruptcy, liquidator, or assignee, as the case may be, may operate the pharmacy so long as the pharmacy is under the immediate personal supervision and *bona fide* management of a pharmaceutical chemist.

(3) Any person entitled to operate a pharmacy under subsection (1) or (2) may do so only if he continues to pay the annual registration fee as provided by the by-laws of the Association and complies with all other provisions of this Act.

25. The following section is added after section 42:

42*a*. (1) All persons associated in partnership for the purpose of carrying on business as pharmaceutical chemists shall, within three months from the formation of the partnership cause to be filed with the registrar a certificate signed by the members thereof stating

(*a*) the full name, occupation and residence of each partner,

(*b*) the name, style or firm under which the business is or is intended to be carried on,

(*c*) the time during which the partnership has existed, and

(*d*) that the persons therein named are the only members of the partnership.

26. The purpose of the amendment is to exempt permit holders under The Livestock Diseases Act from the provisions of The Alberta Pharmaceutical Association Act with the exception that any of the articles mentioned in Schedule A must be plainly labelled "For Agricultural Use Only" or "For Veterinary Use Only".

27. Schedules amended.

(2) Every person engaged in business as a pharmaecutical 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 stating

(*a*) his full name, occupation 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.

26. Section 44 is amended by adding the following subsections:

(6) Nothing in this Act, except subsection (6) of section 37, extends to or interferes with the selling of medicines for the diseases of livestock in accordance with the regulations made by the Lieutenant Governor in Council under *The Livestock Diseases Act.*

(7) Nothing in this Act extends to or interferes with the privileges conferred upon duly qualified naturopaths by *The Naturopathy Act.*

27. Schedules I and II are struck out and the following are substituted:

SCHEDULE A

(Sections 34, 36 and 37)

Instructions

The drugs or articles listed in Schedule A, may be sold only to a medical practitioner, veterinary surgeon, or dentist, or on the prescription of a medical practitioner, veterinary surgeon or dentist; or by a podiatrist for those drugs authorized under The Podiatry Act.

Certain of the drugs listed in this Schedule may be sold by a pharmacist for livestock disease purposes when the original manufacturer's product is labelled "For Agricultural Use Only" or "For Veterinary Use Only" when permitted by the Regulations under the Food and Drugs Act (Canada).

Those drugs preceded by "F" or "G" are also included in the corresponding schedules of the Food and Drugs Act (Canada). The selected trade names in brackets are used for purposes of identification only.

Drugs and products for agricultural use and registered under the Pest Control Products Act (Canada) are exempted from the requirements of this Schedule.

F Aconiazide and its salts

F Adrenocortical Hormones and their salts and derivatives (Cortef, Cortifan, Cortil, Meticorten, Hydeltra, Aristocort)

F Aminoglutethimide (Elipten)

F 4-Amino-N-Methylpteroyl Glutamic Acid and its salts (Methotrexate)

6-Aminocaproic Acid (Amicar)

F Aminopterin and its salts

F 4-Amino-Pteroyl Aspartic Acid and its salts (Amino-An-Fol)

F Aminopyrine and its derivatives (Pyramidon, Cibalgine, Optalidon)

F Amitriptyline and its salts (Elavil)

G Amphetamine and its salts (Benzedrine, Benzolone, Dexedrine Sulfate)

Antibiotics, the following and their salts and derivatives:

F (a) Carbomycin (Magnamycin)

F (b) Chloramphenicol (Chloromycetin, Enicol, Mycinol)

F (c) Cycloserine (Seramycin)

F (d) Dihydrostreptomycin (Combistrep)

F (e) Erythromycin (Erythrocin, Ilotycin)

F (f) Griseofulvin (Grisovin, Fulvicin)

F (g) Kanamycin (Kantrex)

(h) Lincomycin (Lincolin)

(i) Neomycin
except in topical deodorants as authorized by the Food and Drug Directorate

F (j) Novobiocin (Albamycin, Cathomycin)

F (k) Oleandomycin (Matromycin)

(l) Paromomycin (Humatin)

F (m) Penicillin and salts and derivatives

F (n) Polymyxin B (Aerosporin)
except in preparations for topical use or for local action in the oral cavity or nasal passages

F (o) Spiramycin (Rovamycin)

F (p) Streptomycin (Strepolin)

F (q) Tetracycline (Achromycin, Tetracyn)

F (r) Viomycin (Viocin, Vinactane)

F Anticoagulants, the following:
- (a) Bishydroxycoumarin and its salts and derivatives (Dufalone)
- (b) 4-Hydroxycoumarin and its derivatives (Cumopyran, Tromexan, Warfarin, Panwarfin)
- (c) Phenylindanedione and its derivatives (Danilone, Hedulin, Miradon)

G Barbituric Acid and its salts and derivatives (Amytal, Dial)

F Bemegride (Megimide)

G Benzphetamine and salts (Didrex)

F Bretylium Tosylate (Darenthin)

F Bromal and the following derivatives:
- (a) Bromal Hydrate
- (b) Brometone
- (c) Bromoform

F Busulfan (Myleran)

F Calcium Carbimide (Temposil)

F Carbromal and the following derivatives:
- (a) Acetylcarbromal (Abasin, Anatensin)
- (b) Allylisopropylacetylurea (Sedormid)
- (c) Bromisoval (Bromural)
- (d) Diethylbromacetamide (Ibatran)

F Chloral and the following derivatives:
- (a) Alpha-Chloralose
- (b) Butyl Chloral Hydrate
- (c) Chloralformamide
- (d) Chloral Hydrate (Noctec, Chloralol, Somnos, Nigracaps)
  except in preparations for external use containing not more than 1%
- (e) Chloralimide

F Chlorambucil and its salts and derivatives (Leukeran)

F Chlordiazepoxide and its salts (Librium)

F Chlorisondamine and its salts (Ecolid)

F Chlormezanone (Trancopal)

F Chloroquine and its salts (Aralen, Milibis)

F Chlorphentermine and its salts (Pre-sate)

F Chlorprothixene and its salts (Tarasan)

F Cinchophen and its salts (Atophan)

Colchicum and derivatives

Corticotrophin (ACTH) and preparations thereof (Acthar, Duractin)

F Cyclizine (Marzine)

Diaminodiphenylsulfone, and its analogues and derivatives (Diasone, Promacetin, Avlosulfone)

F Diazepam and salts (Vallium)

F Diethylpropion (Tenuate)

F 2, 4-Dinitrophenol and its salts and derivatives (Obesolone)

F Diphenylmethane Derivatives, the following and their salts:

(a) Azacyclonol (Frenquel)
(b) Benactyzine (Suavitil)
(c) Captodiamine (Suvren)
(d) Hydroxyzine (Atarax)
(e) Piperliate (Sycotrol)

F Disulfiram (Antabuse)

F Ectylurea and its salts (Nostyn)

F Emylcamate (Striatran)

F Ergot Alkaloids and their salts (Gynergen, Ergotrate)

F Ethchlorvynol (Placidyl)

F Ethinamate (Valmid)

F Ethionamide and its salts (Trecator)

F Ethyl Trichloramate (Prodorm)

Etryptamine and its salts (Monase)

Fluorides for oral or topical use

except in dentifrices; see Part 2 of Schedule B

F Fluorouracil and its derivatives

G Glutethimide, its salts and derivatives (Doriden, Elipten)

F Guanethidine and its salts (Ismelin)

F Hexacyclonate Sodium

Hexamethonium and its salts (Bistrium)

F Hydantoin derivatives and their salts (Dilantin Sodium, Diphenate, Mesantoin)

except in preparations for external use only

F Hydralazine and its salts (Apresoline)

F Hydroxychloroquine and its salts (Plaquenil)

Hyoscine (Scopolamine) and its salts
except in inhalant preparations containing not more than 0.05%

F Imipramine and its salts (Tofranil)

F Iproniazid and its salts (Marsilid, Nydrazid, Rimifon, Niconyl)

F Isocarboxazid and its salts (Marplan)

F Isoniazid (Rimifon, Nidrazid)

F Liothyronine (Cytomel, Tertroxin)

Mecamylamine and its salts (Inversine)

F Meclizine (Antivert, Bitas 707, 708, Bonadoxin, Bonadettes, Bonamine, Promesis)

F Mephenoxalone (Trepidone)

F Mephentermine and its salts (Wyamine)

F Meprobamate (Equanil)

F 6-Mercaptopurine (Purinethol)

Mescal Buttons (Peyote Buttons)

F Mescaline and its salts

F Metaldehyde

G Methamphetamine and its salts (Desoxyn, Syndros)

F Methaqualone and its salts (Mequelon)

Methimazole (Tapazole)

Methonium (Hexameton)

F Methopyrapone and its salts (Metopirone)

F Methyldopa and its salts (Aldomet)

F Methylparafynol (Dormison)

F Methylphenidate and its salts (Ritalin)

F Methyprylon (Noludar)

F Methysergide and salts and derivatives (Sansert)

F Neocinchophen and its salts (Novatophan, Tolysin)

F Nialamide and its salts (Niamid)

Nystatin, its salts and derivatives (Mycostatin)
except in preparations for external use

F Oil of Apiol and preparations and compounds (Apergols)

F Oxanamide (Quiactin)

F Oxyphenbutazone and its salts (Tandearil)

Papaverine

F Paraldehyde

F Paramethadione (Paradione)

F Pargyline and its salts (Eutonyl)

F Pemoline and its salts (Cylert)

F Pentolinium Tartrate (Ansolysen)

F Phacetoperane and its salts (Lidepran)

F Phenacimide (Phenuron)

F Phenaglycodol

F Phendimetrazine and its salts (Plegine)

F Phenelzine and its salts (Nardil)

F Phenformin and its salts (DBI)

F Pheniprazine and its salts (Catron)

F Phenmetrazine and its salts (Preludin, Neo-Zine, Neo-Cozine, Probese-P)

F Phenothiazine and its salts and derivatives including the following:

(a) Acepromazine
(b) Chlorpromazine
(c) Fluphenazine
(d) Levomepromazine
(e) Mepazine
(f) Perphenazine
(g) Phenthoxate
(h) Prochlorperazine
(i) Promazine
(j) Thiethylperazine (Torecan)
(k) Thiopropazate
(l) Thioproperazine
(m) Thioridazine
(n) Trifluoperazine
(o) Triflupromazine
(p) Trimeprazine

F Phentermine and its salts

F Phenylbutazone and its salts (Butazolidin)

F Phenyltertiarybutylamine (Ionamin)

Pipamazine (Mornidine)

F Pipradrol and its salts (Mepatran, Sycotrol)

F Primidone (Mysoline)

F Prodilidine and its salts (Cogesic)

F Prothipendyl Hydrochloride (Timoran)

F Pyrazinamide (Aldinamide)

F Rauwolfia and the following Rauwolfia Alkaloids and their salts:

(a) Deserpidine
(b) Raubasine
(c) Rescinnamine
(d) Reserpine

F Sex Hormones

except cosmetic preparations containing sex hormones, which are demonstrated to be free from systemic effects

F Succinimide and its salts and derivatives

except those compounds used for decontaminating water

F Sulfinpyrazone and its salts (Anturan)

F Sulfonamides and their salts and derivatives

F Sulphonal and alkyl sulphonals (Sulfonal, Trioval)

Thiocyanates (Scyan Elixir, Sulphocyalone)

F Thiouracil and its derivatives

F Thyroid (Proloid)

F Thyroxin and its salts (Eltroxin, Synthroid)

F Tolbutamide and its salts and derivatives

F Tranylcypromine (Parnate)

F Tretamine (TEM)

F Triiodothyropropionic acid

F Trimethadione (Trimedone)

Urethane and any preparations containing urethane

F Veratrum Album and its alkaloids and salts of alkaloids (Veralba)

F Veratrum Viride and its alkaloids and salts of alkaloids (Unitensin, Vergitryl, Veriloid)

SCHEDULE B

PART 1

(Sections 2, 34, 36, 37)

Instructions

The sale of drugs or articles in Schedule B, Part 1, is subject to the following restrictions:

1. To be sold only in drug stores.

2. To be sold only to persons known to the seller or introduced by some person known to the seller, or who has provided the seller with satisfactory proof of his identity and a satisfactory explanation for the purchase.

3. Sale must be registered in the "Poison Register" and the book must be signed by the purchaser.

4. The package must be properly labelled with the name of the drug, the name of the store where it is sold and the word "Poison" clearly and singly indicated in print, not less than one-half the size of type used in the name of the drug.

5. Drugs and products for agricultural use and registered under the Pest Control Products Act (Canada) are exempted from the requirements of this Part of the Schedule.

Aconite and Alkaloids and preparations and compounds thereof

Alkaloids; all poisonous vegetable alkaloids, not specifically mentioned elsewhere in these Schedules, and their salts and all poisonous derivatives thereof

Amyl Nitrite

Atropine and any salt thereof

Arsenic and preparations and compounds thereof

except Paris Green and except as provided in Part 2 of Schedule B

Belladonna and alkaloids and preparations and compounds thereof

except plasters and except as provided in Part 2 of Schedule B

Cantharides and preparations thereof

Carbolic acid (Phenol) or preparations of a strength greater than 10%

For strength less than 10% see Part 2 of Schedule B

Chloroform

except in pharmaceutical preparations in which case Numbers 3 and 4 of the Instructions for Part 1 of Schedule B do not apply

Conium and Alkaloids and preparations and compounds thereof

Cotton Root, the Oil, derivatives and preparations

Croton Oil

Digitalis and Glycosides, and preparations and compounds thereof

Emetine and salts thereof

Ethyl Chloride

Hydrocyanic Acid (Prussic Acid)

Hyoscyamus

except in pharmaceutical preparations where maximum dose does not exceed that set by the Food and Drug Regulations, in which case Numbers 3 and 4 of the Instructions for Part 1 of Schedule B do not apply

Lobelia and Alkaloids and preparations thereof

except in pharmaceutical preparations where maximum dose does not exceed that set by the Food and Drug Regulations, in which case Numbers 3 and 4 of the Instructions for Part 1 of Schedule B do not apply

Mercurial Salts

except Calomel, and tablet form of Corrosive Sublimate (Mercuric Chloride) when sold in conformity with the requirements of the Food and Drugs Act (Canada)

Nitroglycerin

Nux Vomica and Alkaloids and preparations and compounds thereof

Oil of Bitter Almonds, unless deprived of Hydrocyanic (Prussic) Acid

Oil of Pennyroyal

Oil of Rue

Oil of Savin

Oil of Tansy

Potassium Antimonyltartrate (Tartar Emetic)

Potassium Cyanide and all other Metallic Cyanides including Cyanogas

except when under the control of The Setting of Poison Act, The Agricultural Pests Act or an official Pest Control Program of the Alberta Department of Agriculture

Picrotoxin

Santonin

Stramonium and Alkaloids and preparations and compounds thereof

Strophanthus and Glycosides and preparations and compounds thereof

Strychnine and salts and preparations and compounds thereof

except as provided in Part 2 of Schedule B and when under the control of The Setting of Poison Act, The Agricultural Pests Act or an official Pest Control Program of the Alberta Department of Agriculture

Yohimba and Alkaloids and preparations and compounds thereof

PART 2
(Sections 2, 34, 36 and 37)

Instructions

The sale of drugs or articles in Schedule B, Part 2, is subject to the following conditions:

1. To be sold only in drug stores.
2. The package must be properly labelled with
   (a) the name of the drug,
   (b) the word "Poison" clearly and singly indicated in print not less than one-half the size of type used in the name of the drug,
   (c) any other warning mentioned after the name of the drug in this Part of the Schedule, and
   (d) the name of the store where it is sold.
3. No "Poison Register" entry is required.
4. Drugs and products for agricultural use and registered under the federal Pest Control Products Act are exempted from the requirements of this Part of the Schedule.

Acetanilid

Acetic Acid (over 30%)

Barium Chloride

Barium Sulfide

Benzene (Benzol)

Carbolic Acid (Phenol) solutions of a strength of less than 10%

For strengths greater than 10% see Part 1 of Schedule B

Carbon Disulfide

Carbon Tetrachloride (*must be labelled as such and the label must bear the skull and crossbones insignia and the following wording: "Poison—Vapours and odours from this solution are poisonous. Use only in open air or well-ventilated room".*)

Chromic Acid

Copper Carbonate

Copper Subacetate (Verdigris)

Cresol and its Homologues, except Creolin

Fluoride Salts
except for oral or topical use; see Schedule A

Guaiacol

Hellebore

Hydrochloric Acid

Iodine and preparations thereof
except Tincture of Iodine 2½% solution

Iodoform

Lead Salts and preparations thereof

Mercury

Mercury and Chalk

Merbromin and preparations thereof (Mercurochrome),
except solutions not greater than 2%

Mercurous Chloride

Methyl Salicylate (*must be labelled "Caution: Keep out of the reach of Children"*)

Nicotine and preparations and salts thereof
except insecticidal preparations

Nitric Acid

Oil of Chenopodium

Oil of Wintergreen (*must be labelled "Caution: Keep out of the reach of Children"*)

Oxalic Acid

Phosphorous in free state

Picric Acid (Trinitrophenol)

Podophyllin

Potassium Bichromate

Potassium Hydroxide

Potassium Nitrite

Potassium Permanganate

Silver Nitrate

28. Commencement of Act.

Selenium, and any salts and preparations thereof
except for agricultural use and when registered under the Feeds Act (Canada)

Sodium Hydroxide

Sodium Nitrite

Stavesacre (Larkspur, Delphinium)

Sulfuric Acid

Trichloroethylene (*must be labelled as such and the label must bear the skull and cross-bones insignia and the following wording: "Poison—Vapours and odours from this solution are poisonous. Use only in open air or well-ventilated room"*)

Thallium Salts

Tobacco Extract
except in insecticidal preparations

Zinc Salts
except for agricultural use and when registered under the Feeds Act (Canada)

28. This Act comes into force on the first day of July, 1965.

No. 48

SECOND SESSION

FIFTEENTH LEGISLATURE

13 ELIZABETH II

1965

BILL

An Act to amend The Alberta Pharmaceutical Association Act

Received and read the

First time.....

Second time.....

Third time.....

HON. DR. ROSS

Title: 1965 (15th, 2nd) Bill 48, An Act to amend The Alberta Pharmaceutical Association Act