



THE DRUG TARIFF 1984, AMENDMENT NO. 3

PURSUANT to section 99 of the Social Security Act 1964, the Minister of Health hereby gives the following direction.

ANALYSIS

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DIRECTION

1. Title and commencement—(1) This direction may be cited as the Drug Tariff 1984, Amendment No. 3, and shall be read together with and deemed part of the Drug Tariff 1984* (hereinafter referred to as the Tariff).

(2) This direction shall come into force on the 1st day of April 1985.

(3) For the purpose of applying the Tariff after the commencement of this direction, but without affecting the validity or consequences of anything that has been done before the commencement of this direction, the Tariff shall have effect as if this amendment were the only amendment to the Tariff that had ever been made.

2. Interpretation—(1) Clause 2 (1) of the Tariff shall be read as if, after the definition of the term "The Act", there were substituted the following definition:

"'Area Health Board' means an Area Health Board under the Area Health Boards Act 1983:"

(2) The said clause 2 (1) shall be read as if, for the definition of the term "Outpatient", there were inserted the following definition:

"'Outpatient' means any person being treated at any hospital under the control of a Hospital Board or an Area Health Board, otherwise than as an inmate:"

3. Prices for pharmaceutical requirements—Clause 5 (5) of the Tariff shall be read as if there were inserted, after paragraph (a), the following paragraph:

“(aa) Any amount by which payment has been reduced under clause 7 (1) (b), clause 21 (3) (b), or clause 22 (1) (b) of this direction:”.

4. Calculation of payments—The Tariff shall be read as if for clause 7 there were substituted the following clause:

“7. (1) Payment for a pharmaceutical requirement when dispensed shall be calculated by—

“(a) Adding together—

“(i) The total selling price of the requirement’s ingredients; and

“(ii) The amount specified in the Second Schedule to the Prescription Pricing Schedules for the average container charge; and

“(iii) If the requirement is dispensed in a container having a child-resistant closure, the amount specified in that schedule for such a closure; and

“(iv) The appropriate professional fee set out in the Third Schedule to the Prescription Pricing Schedules; and

“(v) If that requirement is the residue of a quantity of a Class B controlled drug that was prescribed as an initial supply but could not, at the time of initial dispensing, be supplied in that quantity, the appropriate additional fee set out in that schedule; and

“(b) Subject to subclause (2) of this clause, subtracting \$1.

“(2) In calculating payment for a pharmaceutical requirement, \$1 shall not be subtracted—

“(a) If—

“(i) The person for whom that requirement is prescribed belongs to a class of person specified in subsection (1A) or subsection (1B) of section 93 of the Act; and

“(ii) The prescription concerned is either endorsed to that effect by the practitioner concerned or (where the contractor concerned is satisfied that the endorsement or lack of endorsement of the practitioner concerned is erroneous) endorsed to that effect and initialled by the contractor; and

“(iii) That prescription relates only to requirements prescribed for that person; or

“(b) If—

“(i) The person for whom that requirement is prescribed does not belong to a class of person specified in subsection (1A) or subsection (1B) of section 93 of the Act; and

“(ii) The contractor concerned is satisfied that the Director-General has exempted that person from the payment of a flat prescription charge; and

“(iii) The prescription relates only to requirements prescribed for that person; or

“(c) If—

“(i) The person for whom that requirement is prescribed does not belong to a class of person specified in subsection (1A) or subsection (1B) of section 93 of the Act; and

“(ii) The contractor concerned is not satisfied that the Director-General has exempted that person from the payment of a flat prescription charge; and

- “(iii) That requirement is a contraceptive; and
- “(iv) The prescription concerned relates only to contraceptives prescribed for that person.”

5. Payment for syringes and needles—Clause 21 of the Tariff shall be read as if for subclause (3) there were substituted the following subclauses:

- “(3) Payment of any such claim shall be computed by—
- “(a) Adding together—
 - “(i) The cost price of the requirements concerned; and
 - “(ii) 15 percent of that price; and
 - “(iii) The appropriate professional fee; and
- “(b) Subject to subclause (4) of this clause, subtracting \$1.

“(4) In calculating payment for any such claim, \$1 shall not be subtracted if the person for whom the requirement concerned is prescribed belongs to a class of person specified in subsection (1A) or subsection (1B) of section 93 of the Act and the said form is endorsed to that effect by the contractor concerned.”

6. Payment for plastic syringes—The Tariff shall be read as if for clause 22 there were substituted the following clause:

“22. (1) Payment to a contractor for plastic syringes allowed under the Schedule to this direction shall be computed by—

- “(a) Adding together—
 - “(i) The cost price of those syringes; and
 - “(ii) 15 percent of that price; and
 - “(iii) The appropriate professional fee; and
 - “(iv) The average container charge; and
- “(b) Subject to subclause (2) of this clause, subtracting \$1.

“(2) In calculating payment for plastic syringes, \$1 shall not be subtracted if—

- “(a) The person for whom that requirement is prescribed belongs to a class of person specified in subsection (1A) or subsection (1B) of section 93 of the Act and the prescription concerned is either endorsed to that effect by the practitioner concerned or (where the contractor concerned is satisfied that the endorsement or lack of endorsement of the practitioner concerned is erroneous) endorsed to that effect and initialled by the contractor concerned; and
- “(b) The prescription concerned relates only to requirements prescribed for that person.”

7. Period and quantity of supply where prescription written by medical practitioner—The Tariff shall be read as if for clause 25 there were substituted the following clause:

“25. In the case of a prescription for a pharmaceutical requirement (other than an oral contraceptive) written by a medical practitioner, the following provisions shall apply:

- “(a) Payment may be made for only such amount of the requirement as is sufficient to provide treatment for a period not exceeding 3 months, or in the case of a Class B controlled drug a quantity sufficient to provide treatment for a period not exceeding 1 month:

“(b) Where the medical practitioner has prescribed a quantity sufficient to provide treatment for more than 1 month, that requirement shall be dispensed in monthly lots, unless—

“(i) The medical practitioner endorses the prescription with the quantity to be dispensed on one or more occasions or with a statement of the period for which one or more lots is to be dispensed; or

“(ii) The contractor or the patient endorses the back of the prescription with a statement of the special reasons why a greater quantity is required to be dispensed:

“(c) Notwithstanding paragraph (a) of this clause, where the medical practitioner prescribes a pharmaceutical requirement specified in the Schedule to this direction as being subject to ‘antibiotic restriction’, payment may be made for only such amount of the requirement as is sufficient to provide treatment for a period not exceeding 4 days and, where the prescription specifies a repeat, for only such further amount of the requirement as is sufficient to provide treatment for one further period not exceeding 4 days unless the prescription is endorsed ‘extended supply’, and specifies in it the quantity required or the period for which treatment is required, in which case payment may be made for the actual quantity dispensed if that quantity does not exceed that necessary to provide treatment for a period of 3 months; but where a patient is receiving an extended supply of such a requirement, that requirement shall be dispensed in monthly lots, unless—

“(i) The medical practitioner endorses the prescription with the quantity to be dispensed on one or more occasions or with a statement of the period for which one or more lots is to be dispensed; or

“(ii) The contractor or the patient endorses the prescription with a statement of the special reasons why a greater quantity is required to be dispensed:

“(d) Any prescription that is not presented to a contractor for dispensing within 7 days of its being written in the case of a Class B controlled drug, or within 3 months of its being written in any other case, shall cease to be a charge to the Department:

“(e) A repeat on a prescription that remains unfulfilled after—

“(i) Three months from the date of first dispensing in the case of a prescription for a pharmaceutical requirement for a total supply of from 1 to 3 months: or

“(ii) One month from the date of first dispensing in any other case—

shall cease to be a charge to the Department; but the contractor concerned may submit a claim for the part fulfilment of the total quantity ordered in respect of the part that is due for payment and payment may be made accordingly.”

8. Period and quantity of supply in respect of prescriptions for oral contraceptives—Clause 26 of the Tariff shall be read as if paragraph (a) were revoked.

9. Period and quantity of supply when prescription written by dentist—Clause 27 (c) of the Tariff shall be read as if the words “endorses the prescription with the words extended supply and” were revoked.

10. Practitioner's supply orders—Clause 30 (2) (d) of the Tariff shall be read as if, after the words “Hospital Board”, there were inserted the words “or an Area Health Board”.

11. Endorsement of prescription with words “Approved condition”—The Tariff shall be read as if clause 32 were revoked.

12. Definition of “Antibiotic restriction”—Clause 2 of Part I of the Schedule to the Tariff shall be read as if, for the expression “25 (b)”, there were substituted the expression “25 (c)”.

13. Definition of “Approved condition”—Part I of the Schedule to the Tariff shall be read as if Clause 3 were revoked.

14. Definition of “Diabetic syringes”—Clause 5 of Part I of the Schedule to the Tariff shall be read as if, for the expressions “13” and “1” there were substituted, respectively, the expressions “26” and “2”.

15. Definition of “Hospital Pharmacy”—Clause 6 of Part I of the Schedule to the Tariff shall be read as if, after the words “Hospital Board”, there were inserted the words “or an Area Health Board”.

16. Definition of “Hospital Pharmacy-dermatologist”—Part I of the Schedule to the Tariff shall be read as if, for clause 7, there were substituted the following clause:

“7. ‘Hospital Pharmacy-dermatologist’ means that the pharmaceutical requirement concerned may be supplied free of charge only by a Hospital Board or an Area Health Board to a person who is not an inpatient of a public hospital, and on the prescription of a specialist in dermatology.”

17. Definition of “Hospital Pharmacy-specialist”—Clause 8 of Part I of the Schedule to the Tariff shall be read as if, after the words “Hospital Board”, there were inserted the words “or an Area Health Board”.

18. Certain pharmaceutical requirements deleted from Part II of Schedule to Tariff—Part II of the Schedule to the Tariff shall be read as if the pharmaceutical requirements specified in the First Schedule to this direction were deleted.

19. Certain pharmaceutical requirements added to Part II of Schedule to Tariff—Part II of the Schedule to the Tariff shall be read as if it included the pharmaceutical requirements specified in the Second Schedule to this direction and as if those requirements were available to the extent specified in that Schedule.

20. Revocation—The Drug Tariff 1984, Amendment No 2* is hereby revoked.

SCHEDULES

FIRST SCHEDULE

C1.18

DELETIONS

(Whether or not included, in a varied form, in the additions specified in the Second Schedule)

Pharmaceutical Requirement	Availability
Betamethasone and its salts as tablets	Retail Pharmacy-specialist
Contraceptives, caps as approved by the Director-General	Approved condition—only on a wholesale supply order
Contraceptives, condoms as approved by the Director-General	Approved condition—only on a prescription
Contraceptives, condoms with a spermicidal agent, as approved by the Director-General	Approved condition—only on a prescription
Contraceptives, diaphragms as approved by the Director-General	Approved condition—on a prescription or on a practitioner's supply order
Contraceptives, intra-uterine devices as approved by the Director-General	Approved condition—only on a wholesale supply order
Contraceptives, spermicidal agents as approved by the Director-General together with applicator when specified	Approved condition—on a prescription or a practitioner's supply order
*Corticotrophin	Hospital Pharmacy
*Corticotrophin gelatin injection	Hospital Pharmacy
*Corticotrophin zinc injection	Hospital Pharmacy
Desogestrel with ethinyloestradiol tablets	Approved condition—on a prescription or practitioner's supply order
Diazepam rectal tubes	Only on a practitioner's supply order
Ethinylloestradiol with levonorgestrel	Approved condition—on a prescription or a practitioner's supply order
Ethinylloestradiol with lynoestrenol tablets	Approved condition—on a prescription or a practitioner's supply order
Ethinylloestradiol with norethisterone	Approved condition—on a prescription or a practitioner's supply order
Ethinodiol diacetate tablets	Approved condition—on a prescription or a practitioner's supply order
Ethinodiol diacetate with ethinyloestradiol	Approved condition—on a prescription or a practitioner's supply order
Ethinodiol diacetate with mestranol	Approved condition—on a prescription or a practitioner's supply order
*Hydroxyzine hydrochloride	Hospital Pharmacy
*Lactulose	Hospital Pharmacy
Levonorgestrel	Approved condition—on a prescription or practitioner's supply order
Medroxyprogesterone acetate injection	Approved condition—on a prescription or practitioner's supply order
*Nefopam hydrochloride injection	(a) Hospital Pharmacy-specialist; or (b) On a practitioner's supply order
*Neomycin and its salts for topical use .. .. .	.. .. .
Norethisterone tablets 0.35 mg	Approved condition—on a prescription or practitioner's supply order
Norethisterone with mestranol tablets	Approved condition—on a prescription or practitioner's supply order
Norethisterone acetate with ethinyloestradiol	Approved condition—on a prescription or practitioner's supply order
Norethynodrel with mestranol	Approved condition—on a prescription or practitioner's supply order
Norgestrel with ethinyloestradiol	Approved condition—on a prescription or practitioner's supply order
*Pentazocine and its salts as injection and tablets	Hospital Pharmacy, or on a practitioner's supply order
Propantheline bromide .. .. .	.. .. .

FIRST SCHEDULE—continued

Pharmaceutical Requirement	Availability
Ranitidine hydrochloride injection and tablets ..	Retail Pharmacy-specialist
*Sodium valproate	Retail Pharmacy-specialist
*Spironolactone tablets exceeding 25 mg strength	Retail Pharmacy-specialist
*Tamoxifen citrate	Retail Pharmacy-specialist
*Tetracosactrin	Hospital Pharmacy
*Tetracosactrin, long acting	Hospital Pharmacy
Theophylline long-acting capsules (as approved by the Director-General) and long-acting tablets ..	..
Tripotassium dicitratobismuthate solution and tablets .. .. .	..

*Not included in the list of deletions set out in the First Schedule to the Drug Tariff 1984, Amendment No 2

Cl. 19

SECOND SCHEDULE

ADDITIONS

Pharmaceutical Requirement	Availability
*Aciclovir skin cream	Not exceeding 2 g per prescription form
*Aciclovir tablets	Hospital Pharmacy-specialist
Atracurium besylate injection	Only on a wholesale supply order
Auranofin tablets	Retail Pharmacy-specialist
*Beclomethasone dipropionate aerosol of 250 mcg per dose for oral use	Retail Pharmacy-specialist
Betamethasone sodium phosphate tablets .. .. .	..
Castor oil with resorcinol, salicylic acid and undecylenic alkanolamide scalp solution .. .. .	..
Contraceptives, caps as approved by the Director-General	Only on a wholesale supply order
Contraceptives, condoms as approved by the Director-General	Only on a prescription
Contraceptives, condoms with a spermicidal agent, as approved by the Director-General	Only on a prescription
Contraceptives, diaphragms as approved by the Director-General	On a prescription or a practitioner's supply order
Contraceptives, intra-uterine devices as approved by the Director-General	Only on a wholesale supply order
Contraceptives, spermicidal agents as approved by the Director-General together with applicator when specified	Only on a prescription or a practitioner's supply order
*Corticotrophin gelatin injection .. .. .	..
Desogestrel with ethinyloestradiol tablets	Only on a prescription or a practitioner's supply order
Diazepam rectal tubes .. .. .	..
*Diclofenac sodium injection .. .. .	..
*Diltiazem hydrochloride tablets	Retail Pharmacy-specialist
Ethinyloestradiol with levonorgestrel	Only on a prescription or a practitioner's supply order
Ethinyloestradiol with lynoestrenol tablets	Only on a prescription or a practitioner's supply order
Ethinyloestradiol with lynoestrenol tablets	Only on a prescription or a practitioner's supply order
Ethinodiol diacetate tablets	Only on a prescription or a practitioner's supply order

SECOND SCHEDULE—*continued*

Pharmaceutical Requirement	Availability
Ethinodiol diacetate with ethinyloestradiol ..	Only on a prescription or a practitioner's supply order
Ethinodiol diacetate with mestranol ..	Only on a prescription or a practitioner's supply order
Gliclazide tablets .. .. .	...
*Hydroxyzine hydrochloride tablets ..	...
*Lactulose .. .. .	...
Levonorgestrel	Only on a prescription or a practitioner's supply order
Loprazolam mesylate tablets ..	(a) Only on the prescription of a practitioner (b) On any one prescription form payment will be made for no more than a quantity sufficient for 30 days' treatment, inclusive of any repeats
*Mannitol sachets	Only on a wholesale supply order
Mebendazole oral suspension ..	Only on a prescription not exceeding 30 ml per person
Medroxyprogesterone acetate injection ..	Only on a prescription or practitioner's supply order
*Morphine sulphate long-acting tablets ..	...
Nadolol tablets .. .. .	...
*Nefopam hydrochloride injection ..	Only on a practitioner's supply order
*Neomycin and its salts as skin preparations ..	...
*Nifedipine tablets	Retail Pharmacy-specialist
Norethisterone tablets 0.35 mg ..	Only on a prescription or a practitioner's supply order
Norethisterone with mestranol tablets ..	Only on a prescription or a practitioner's supply order
Norethisterone acetate with ethinyloestradiol ..	Only on a prescription or a practitioner's supply order
Norethynodrel with mestranol ..	Only on a prescription or a practitioner's supply order
Norfloxacin tablets	Hospital Pharmacy-specialist
Norgestrel with ethinyloestradiol ..	Only on a prescription or a practitioner's supply order
*Ornidazole vaginal tablets .. .. .	...
Oxybutynin chloride tablets	Retail Pharmacy-specialist
*Pentazocine and its salts as an injection and tablets	Only on a practitioner's supply order
Pirenzepine hydrochloride tablets ..	(a) Only on the prescription of a practitioner (b) On any one prescription form payment will be made for no more than a quantity sufficient for 30 days' treatment, inclusive of any repeats
Proprantheline bromide tablets .. .. .	...
Ranitidine hydrochloride injection ..	Retail Pharmacy-specialist
Ranitidine hydrochloride tablets ..	(a) Retail Pharmacy-specialist; and (b) Only on a prescription with a daily dose not exceeding 150 mg; or (c) On a prescription with a daily dose exceeding 150 mg, in which case payment will be made for no more than a quantity sufficient for 30 days' treatment, inclusive of any repeats, on any one prescription form
*Sodium valproate .. .. .	...
Sotalol hydrochloride injection and tablets ..	...

SECOND SCHEDULE—continued

Pharmaceutical Requirement	Availability
Sucralfate tablets	(a) Only on the prescription of a practitioner (b) On any one prescription form payment will be made for no more than a quantity sufficient for 30 days' treatment, inclusive of any repeats
*Tamoxifen citrate .. .. .	...
*Tetracosactrin .. .. .	...
*Tetracosactrin, long-acting .. .. .	...
Theophylline long-acting capsules and long-acting tablets .. .. .	...
*Tioconazole skin lotion .. .. .	...
*Tobramycin eye ointment	Retail Pharmacy-specialist
Triamcinolone hexacetonide injection .. .. .	...
Tripotassium dicitratobismuthate solution and tablets	(a) Only on the prescription of a practitioner (b) On any one prescription form payment will be made for no more than a quantity sufficient for 30 days' treatment, inclusive of any repeats

* Not included in the list of additions set out in the Second Schedule to the Drug Tariff 1984, Amendment No 2.

Dated at Wellington this 3rd day of March 1985.

MICHAEL BASSETT,
Minister of Health.

EXPLANATORY NOTE

This note is not part of the direction, but is intended to indicate its general effect.

This direction makes 2 changes to the provisions of the Drug Tariff 1984.

First, it makes amendments inserting references to area health boards wherever hospital boards are referred to.

Secondly, the direction provides for deletions from and additions to the list of pharmaceutical requirements in Part II of the Schedule to the Drug Tariff 1984. Deleted items do not in all cases disappear from the list, as they are sometimes added again in a varied form.

Some of the items added are:

<i>Trade Name</i>	<i>Official Name</i>
Adalat Retard (Retail Pharmacy-specialist)	Nifedipine
Becloforte (Retail Pharmacy-specialist)	Beclomethasone dipropionate
Cardizem (Retail Pharmacy-specialist)	Diltiazem hydrochloride
Medeprep (Wholesale supply order)	Mannitol
MST Continus	Morphine sulphate
Tiberal vaginal tablets	Ornidazole
Tobrex eye ointment (Retail Pharmacy-specialist)	Tobramycin
Trosyd dermal lotion	Tioconazole
Voltaren injection	Diclofenac sodium
Zovirax cream (Maximum of 2 g per prescription form)	Aciclovir
Zovirax tablets (Hospital Pharmacy-specialist)	Aciclovir

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 7 March 1985.

This notice is administered in the Department of Health.