



**THE MEDICINES REGULATIONS 1984, AMENDMENT NO. 3**

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PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 3rd day of September 1990

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 105 of the Medicines Act 1981, His Excellency the Governor-General, acting on the advice of the Minister of Health tendered after consultation with the organisations and bodies that appeared to the Minister to be representatives of persons likely to be substantially affected, and by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Medicines Regulations 1984, Amendment No. 3, and shall be read together with and deemed part of the Medicines Regulations 1984\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 7th day of September 1990.

\*S.R. 1984/143  
Amendment No. 1: S.R. 1985/228  
Amendment No. 2: S.R. 1988/61

**2. Interpretation**—Regulation 2 (1) of the principal regulations is hereby amended by inserting, after the definition of the term “printed”, the following definition:

“Registered midwife” means a person who is registered as a midwife under the Nurses Act 1977.”.

**3. Labels on containers of medicines sold by practitioners, pharmacists, or registered midwives**—Regulation 23 of the principal regulations is hereby amended by inserting, after the word “practitioner”, the words “, a registered midwife,”.

**4. Conditions under which practitioners, veterinary surgeons, and registered midwives may prescribe**—Regulation 39 of the principal regulations is hereby amended by adding the following subclause:

“(6) No registered midwife shall—

“(a) Prescribe for any patient a quantity of any prescription medicine that exceeds 3 months’ supply; or

“(b) Prescribe any prescription medicine otherwise than for antenatal, intrapartum, and post natal care.”

**5. Prescriptions to comply with regulations**—Regulation 40 of the principal regulations is hereby amended—

(a) By inserting in subclause (1), after the word “practitioner” the words “or registered midwife”;

(b) By inserting in subclause (2) and also in subclause (3), after the word “practitioner” wherever it occurs, the words “, registered midwife,”.

**6. Dispensing of prescription medicines**—Regulation 42 of the principal regulations is hereby amended—

(a) By inserting in subclause (1), after the word “practitioner,” the words “a registered midwife,”;

(b) By inserting in subclause (4), after the word “practitioner” in both places where it occurs, the words “or registered midwife”.

**7. Prescriptions not required in certain cases**—Regulation 44 of the principal regulations is hereby amended by inserting, after paragraph (f), the following paragraph:

“(fa) A registered midwife; or”.

(2) Regulation 44 of the principal regulations is hereby further amended by inserting, after paragraph (g), the following paragraph:

“(ga) A patient under his or her care by a registered midwife; or”

(3) Regulation 44 of the principal regulations is hereby further amended by inserting, after paragraph (h), the following paragraph:

“(ha) A patient under the care of a registered midwife for administration to that patient pursuant to the instructions of the midwife; or”

(4) Regulation 44 of the principal regulations is hereby further amended by inserting in paragraph (m), after the words “medical practitioner”, the words “or registered midwife”.

MARIE SHROFF,  
Clerk of the Executive Council.

## EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 7 September 1990, amend the Medicines Regulations 1984. The amendments are consequential upon changes made to the Medicines Act 1981 by the Nurses Amendment Act 1990 and regulate the issue by registered midwives of prescriptions for medicines.

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Issued under the authority of the Acts and Regulations Publication Act 1989.  
Date of notification in *Gazette*: 6 September 1990.  
These regulations are administered in the Department of Health.