



**THE SOCIAL SECURITY (PHARMACEUTICAL SUPPLIES)
REGULATIONS 1941, AMENDMENT NO. 3**

C. L. N. NEWALL, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 6th day
of October, 1943

Present :

THE HON. D. G. SULLIVAN PRESIDING IN COUNCIL

PURSUANT to the Social Security Act, 1938, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Social Security (Pharmaceutical Supplies) Regulations 1941, Amendment No. 3, and shall be read together with and deemed part of the Social Security (Pharmaceutical Supplies) Regulations 1941* (hereinafter referred to as the principal regulations).

2. Clause 7c of the principal regulations (as set out in the Social Security (Pharmaceutical Supplies) Regulations 1941, Amendment No. 2†) is hereby amended as follows :—

- (a) By adding to subclause (1) the following words: “ Unless express directions are contained in any such prescription with respect to the intervals to elapse between the several occasions on which any prescribed pharmaceutical requirements are to be supplied in terms of that prescription, the prescription shall be deemed to authorize the supply of a ‘repeat’ only when it can be reasonably assumed by the contractor that the last preceding supply has been exhausted or has been substantially exhausted: Provided that in special circumstances the contractor, if he is satisfied by representations made by or on behalf of the patient that there is a good and sufficient reason for the supply of a ‘repeat’ before the expiration of the prescribed interval or before the last preceding supply has been exhausted, may, subject to the provisions of subclause (4) hereof, supply a ‘repeat’ with the original supply or at any time thereafter ” ; and

* Statutory Regulations 1941, Serial number 1941/66, page 240.

† Statutory Regulations 1942, Serial number 1942/3, page 15.

(b) By adding the following subclause :—

“(4) Where on any occasion any pharmaceutical requirements are supplied in excess of the requirements prescribed for that occasion the contractor shall disclose in his claim the reasons for the additional supply, and the Medical Officer of Health may disallow the claim, in whole or in part, if he is not satisfied as to the sufficiency of the reasons given by the contractor.”

3. (1) Every person commits an offence against the principal regulations who—

- (a) Being a contractor under the said regulations, demands, requires, or accepts from any person a receipt for any pharmaceutical requirements that does not disclose the true date upon which such pharmaceutical requirements were in fact supplied ; or
- (b) Being a contractor under the said regulations, supplies any pharmaceutical requirements by way of a “repeat” in terms of any medical prescription, except in response to a specific request made by or on behalf of the patient ; or
- (c) Being a contractor under the said regulations, makes a claim for payment for any pharmaceutical requirements that he has not in fact supplied in accordance with those regulations or furnishes in support of any claim a receipt, certificate, or other document that is false or misleading in any particular ; or
- (d) Gives to any contractor a receipt for any pharmaceutical requirements that he has not in fact received, or gives a receipt that does not disclose the true date on which the pharmaceutical requirements referred to therein were received by him.

(2) Every person who commits an offence against the principal regulations shall be liable in accordance with section 138 of the Social Security Act, 1938, to a fine of £10.

C. A. JEFFERY,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 14th day of October, 1943.

These regulations are administered in the Department of Health.