

Serial Number 1951/130

**THE SOCIAL SECURITY (PHARMACEUTICAL SUPPLIES)
REGULATIONS 1941, AMENDMENT NO. 6**

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 6th day of
June, 1951

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL 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. 6, 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. (1) Regulation 7A of the principal regulations, as inserted by regulation 3 of the Social Security (Pharmaceutical Supplies) Regulations 1941, Amendment No. 2, is hereby amended as follows :—

- (a) By adding to subclause (1) the words “ or to the Medical Practitioners Disciplinary Committee established under the Medical Practitioners Amendment Act, 1949 ” † :
- (b) By inserting in subclause (2), after the words “ an appropriate Committee ”, the words “ or to the Medical Practitioners Disciplinary Committee ” :
- (c) By inserting in subclause (2), after the words “ if the Committee ”, the words “ to which reference is made ”.

(2) The said regulation 7A is hereby further amended by adding the following subclause :—

“ (4) Notwithstanding anything in subclauses (1) and (2) of this regulation, the Minister, without complying with any of the requirements of those subclauses, may, if he thinks fit, refer the matter in the first instance as a complaint to the Medical Practitioners Disciplinary Committee for investigation under section 6 of the Medical Practitioners Amendment Act, 1949.”

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

Amendment No. 1 : Statutory Regulations 1941, Serial number 1941/131, page 426.

Amendment No. 2 : Statutory Regulations 1942, Serial number 1942/3, page 15.

Amendment No. 3 : Statutory Regulations 1943, Serial number 1943/155, page 348.

Amendment No. 4 : Statutory Regulations 1946, Serial number 1946/135, page 325.

Amendment No. 5 : Statutory Regulations 1951, Serial number 1951/87, page 303.

† 1949, No. 37.

3. Regulation 17 of the principal regulations is hereby amended by revoking subclauses (2) and (3), and substituting the following subclause :—

“(2) If in the opinion of the Medical Officer of Health the complaint is not trivial, or in any case if the complainant so requires, the Medical Officer of Health shall refer it through the Director-General of Health to the Minister, who, if he considers that the complaint is well founded and is sufficiently serious, shall refer it for investigation and report to a committee appointed by him, pursuant to section 83 of the said Act, for the purpose of hearing complaints.”

4. Until regulation 5 of the Social Security (Pharmaceutical Supplies) Regulations 1941, Amendment No. 4, comes into force in accordance with subclause (1) of regulation 6 of those regulations, the Minister may at any time, on the recommendation of a committee appointed by him pursuant to section 83 of the said Act, and by notice given in such manner as the Minister thinks proper, in respect of all medical prescriptions signed by any medical practitioner specified in the notice, exclude all claims by contractors on the Social Security Fund relating to pharmaceutical requirements prescribed by that medical practitioner, unless the medical prescriptions pursuant to which they have been supplied are written out in the handwriting of that medical practitioner.

T. J. SHERRARD,
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 make miscellaneous amendments to the Social Security (Pharmaceutical Supplies) Regulations 1941.

Regulation 2 provides that complaints as to excessive prescribing of pharmaceutical supplies by medical practitioners may be referred by the Minister to the Medical Practitioners Disciplinary Committee in appropriate cases.

Regulation 3 provides that complaints as to failure to supply pharmaceutical requirements when prescribed, or as to negligence in the supply of those requirements, are to be referred by the Medical Officer of Health to the Minister through the Director-General of Health.

Regulation 4 authorizes the Minister to exclude claims for pharmaceutical supplies provided on the prescriptions of any specified medical practitioner unless the prescriptions are written out in the handwriting of the medical practitioner.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 7th day of June, 1951.

These regulations are administered in the Department of Health.