

# Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA REPUBLIEK VAN SUID-AFRIKA

Regulation Gazette

No. 10418

Regulasiekoerant

Vol. 598

Pretoria, 23 April 2015

No. 38731

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes



38731

X

AIDS HELPLINE: 0800-0123-22 Prevention is the cure

## **IMPORTANT NOTICE**

The Government Printing Works will not be held responsible for faxed documents not received due to errors on the fax machine or faxes received which are unclear or incomplete. Please be advised that an "OK" slip, received from a fax machine, will not be accepted as proof that documents were received by the GPW for printing. If documents are faxed to the GPW it will be the sender's responsibility to phone and confirm that the documents were received in good order.

Furthermore the Government Printing Works will also not be held responsible for cancellations and amendments which have not been done on original documents received from clients.

## **CONTENTS • INHOUD**

No.

Page Gazette No. No.

### **GOVERNMENT NOTICE**

## Health, Department of

Government Notice

R. 345 Medicines and Related Substances Act (101/1965): Regulations relating to a transparent pricing system for medicines and scheduled substances: Amendment.....

38731

## GOVERNMENT NOTICE

## **DEPARTMENT OF HEALTH**

No. R. 345 23 April 2015

MEDICINES AND RELATED SUBSTANCES ACT, 1965 (ACT NO. 101 OF 1965)

## REGULATIONS RELATING TO A TRANSPARENT PRICING SYSTEM FOR MEDICINES AND SCHEDULED SUBSTANCES: AMENDMENT (DISPENSING FEE TO BE CHARGED BY PERSONS LICENSED IN TERMS OF SECTION 22C (1) (a))

The Minister of Health has, on the recommendation of the Pricing Committee, in terms of Section 22G of the Medicine and Related Substances Act, 1965 (Act No. 101 of 1965) as amended, made the regulations in the schedule.

## **SCHEDULE**

### **Definitions**

 In these Regulations any word or expression to which a meaning has been assigned in the Act shall have such meaning and, unless the context indicates otherwise-

"the Regulations" means the Regulations Relating to the Transparent Pricing System for Medicines and Scheduled Substances published under Government Notice No. R1102 of November 2005 as amended.

## **Substitution of Regulation 12**

2. The following Regulation is hereby substituted for Regulation 12 of the Regulations:

- "12.(1) The appropriate dispensing fee as contemplated in Section 22G of the Act to be charged by persons licensed in terms of Section 22C (1) (a) of the Act must be calculated, exclusive of VAT, as follows:
  - (a) Where the single exit price of a medicine or scheduled substance is less than one hundred and eight rand (R108.00), the dispensing fee must not exceed 30% of the single exit price in respect of that medicine or scheduled substance:
  - (b) Where the single exit price of a medicine or scheduled substance is equal to or greater than one hundred and eight rand (R108.00), the dispensing fee must not exceed thirty two rand and forty cents (R32.40) in respect of that medicine or scheduled substance:
- (2) The provisions of Sub-regulation (1) must be reviewed annually by the Minister after taking into account-
  - (a) the need to ensure the availability and affordability of quality medicines and scheduled substances in the Republic;
  - (b) annual inflation rates published periodically by Statistics South Africa;
  - (c) information supplied by persons licensed to dispense in terms of Section 22C (1)(a) in accordance with guidelines determined by the Minister from time to time by Notice in the *Gazette*; and
  - (d) any other information the Minister may deem necessary to consider.

- (3) Persons Licensed to dispense in terms of Section 22C (1) (a) must-
  - (a) by means of a clearly displayed notice in the dispensing practice, inform members of the public using the dispensing practice of the maximum fee structure used by such dispensing practice to determine the dispensing fee; and
  - (b) provide an invoice that in respect of each medicine clearly indicates the-
    - (i) dispensing fee charged; and
    - (ii) the single exit price.".

DR A MOTSOALEDI, MP MINISTER OF HEALTH DATE: G

## IMPORTANT Reminder

## from Government Printing Works

Dear Valued Customers,

As part of our preparation for eGazette Go Live on 9 March 2015, we will be suspending the following existing email addresses and fax numbers from **Friday**, **6 February**.

Discontinued Email addresses	Discontinued Fax numbers
GovGazette&LiquorLicense@gpw.gov.za	+27 12 334 5842
Estates@gpw.gov.za	+27 12 334 5840
LegalGazette@gpw.gov.za	+27 12 334 5819
ProvincialGazetteGauteng@gpw.gov.za	+27 12 334 5841
ProvincialGazetteECLPMPNW@gpw.gov.za	+27 12 334 5839
ProvincialGazetteNCKZN@gpw.gov.za	+27 12 334 5837
TenderBulletin@gpw.gov.za	+27 12 334 5830

To submit your notice request, please send your email (with Adobe notice form and proof of payment to <a href="mailto:submit.egazette@gpw.gov.za">submit.egazette@gpw.gov.za</a> or fax +27 12-748 6030.

Notice requests not received in this mailbox, will **NOT** be processed.

Please <u>DO NOT</u> submit notice requests directly to your contact person's private email address at GPW – Notice requests received in this manner will also <u>NOT</u> be processed.

GPW does not accept responsibility for notice requests submitted through the discontinued channels as well as for the quality and accuracy of information, or incorrectly captured information and will not amend information supplied.

Thank you!

For any queries, please contact the eGazette Contact Centre.



 $\underline{info.egazette@gpw.gov.za} \ \ \text{(only for queries)}.$ 

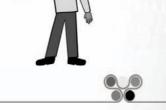
Notice requests received in this mailbox will **NOT** be processed.



012-748 6200







We are here

Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001
Publications: Tel: (012) 748 6052, 748 6053, 748 6058
Advertisements: Tel: (012) 748 6205, 748 6209, 748 6210, 748 6211
Subscriptions: Tel: (012) 748 6054, 748 6055, 748 6057