PHARMACY ACT

CONSOLIDATION OF DRUG SCHEDULES REGULATIONS

R-013-2007
In force July 5, 2007

(Current to: October 6, 2013)

AS AMENDED BY:

This consolidation is not an official statement of the law. It is an office consolidation prepared for convenience only. The authoritative text of regulations can be ascertained from the *Revised Regulations of the Northwest Territories, 1990* and the monthly publication of Part II of the *Northwest Territories Gazette* (for regulations made before April 1, 1999) and Part II of the *Nunavut Gazette* (for regulations made on or after April 1, 1999).

A copy of a regulation of Nunavut can be obtained from the Territorial Printer at the address below. The *Nunavut Gazette* and this consolidation are also available online at http://www.justice.gov.nu.ca/english/legislation.html but are not official statements of the law.

Any registered regulations not yet published in the *Nunavut Gazette* can be obtained through the Registrar of Regulations at the address below.

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GLOSSARY OF TERMS USED IN CONSOLIDATIONS

Miscellaneous

c.	means "chapter".
CIF	means "comes into force".
NIF	means "not in force".
s.	means "section" or "sections", "subsection" or "subsections", "paragraph" or "paragraphs".
Sch.	means "schedule".

Citation of Acts

R.S.N.W.T. 1988,c.D-22	means Chapter D-22 of the *Revised Statutes of the Northwest Territories, 1988.*
R.S.N.W.T. 1988,c.10(Supp.)	means Chapter 10 of the Supplement to the *Revised Statutes of the Northwest Territories, 1988. (Note: The Supplement is in three volumes.)*
S.N.W.T. 1996,c.26	means Chapter 26 of the 1996 Annual Volume of the Statutes of the Northwest Territories.
S.Nu. 2002,c.14	means Chapter 14 of the 2002 Annual Volume of the Statutes of Nunavut.

Citation of Regulations and other Statutory Instruments

R.R.N.W.T. 1990,c.A-1	means Chapter A-1 of the *Revised Regulations of the Northwest Territories, 1990.*
R-005-98	means the regulation registered as R-005-98 in 1998. *(Note: This is a Northwest Territories regulation if it is made before April 1, 1999, and a Nunavut regulation if it is made on or after April 1, 1999 and before January 1, 2000.)*
R-012-2003	means the regulation registered as R-012-2003 in 2003. *(Note: This is a Nunavut regulation made on or after January 1, 2000.)*
SI-005-98	means the instrument registered as SI-005-98 in 1998. *(Note: This is a Northwest Territories statutory instrument if it is made before April 1, 1999, and a Nunavut statutory instrument if it is made on or after April 1, 1999 and before January 1, 2000.)*
SI-012-2003	means the instrument registered as SI-012-2003 in 2003. *(Note: This is a Nunavut statutory instrument made on or after January 1, 2000.)*

DRUG SCHEDULES REGULATIONS

1. In these regulations,

"Canadian Immunization Guide" means the Canadian Immunization Guide published by Health Canada, as amended from time to time; (*Guide canadien d'immunisation*)

"Formulary" means the Nunavut Formulary published by the Department of Health and Social Services, as amended from time to time; (*liste de médicaments*)

"National Drug Schedules" means the National Drug Schedules published by the National Association of Pharmacy Regulatory Authorities, as amended from time to time; (*tableaux nationaux de médicaments*)

"Schedule I" means Schedule I of the National Drug Schedules; (*annexe I*)

"Schedule II" means Schedule II of the National Drug Schedules; (*annexe II*)

"Schedule III" means Schedule III of the National Drug Schedules. (*annexe III*)

2. For the purposes of the Act and these regulations, and to the extent set out in these regulations, the following, as amended from time to time, are adopted:

(a) the National Drug Schedules;
(b) the Formulary;
(c) the Canadian Immunization Guide.

3. No person shall supply to a person a substance included in Schedule I, II or III except as authorized by the Act or these regulations.

4. No person other than a pharmaceutical chemist or a person under the direct personal supervision of a pharmaceutical chemist shall prepare, package or label a substance included in Schedule I, II or III.

5. A pharmaceutical chemist shall keep a substance included in Schedule I or II in a place

(a) that is used only for that purpose;
(b) that is kept securely locked at all times that a pharmaceutical chemist is not present; and
(c) to which only a pharmaceutical chemist or a person under the direct personal supervision of a pharmaceutical chemist has access.

6. A pharmaceutical chemist shall keep a substance included in Schedule III in a place that is

(a) immediately adjacent to a place described in section 5; and

(b) open to the public only when a pharmaceutical chemist is present.

7. Subject to these regulations, a pharmaceutical chemist may supply a substance included in Schedule I to

(a) a medical practitioner;

(b) a veterinary surgeon;

(c) a dentist;

(d) a person who has in his or her possession a written prescription signed by a person referred to in paragraph (a), (b) or (c); or

(e) a person named in an oral prescription provided to the pharmaceutical chemist directly by a person referred to in paragraph (a), (b) or (c).

8. (1) Subject to these regulations and the restrictions set out in the Formulary, a pharmaceutical chemist may supply the following to a nurse practitioner, a person who has in his or her possession a written prescription signed by a nurse practitioner or a person named in an oral prescription provided to the pharmaceutical chemist directly by a nurse practitioner:

(a) a substance included in Schedule I that is listed in the Formulary;

(b) a substance included in Schedule I that is not listed in the Formulary if the prescription is a renewal or subsequent renewal of a prescription initiated by a medical practitioner;

(c) a substance included in Schedule II or III;

(d) where authorized by an Act or regulation of Canada, a controlled substance or drug that is not included in a Schedule and

(i) that has been prescribed for a period not exceeding one week, or

(ii) that has been prescribed as a maintenance dose for a seizure disorder;

(e) a vaccine recommended by the Canadian Immunization Guide that is listed in the Formulary;

(f) medical supplies and equipment.

(2) Before prescribing the following, a nurse practitioner must take reasonable steps to satisfy himself or herself that a medical practitioner has reviewed the health status of the person for whom the substance is intended to be prescribed within the previous 12 months:

(a) a substance referred to in paragraph (1)(b);

(b) a renewal of a prescription for a substance referred to in subparagraph (1)(d)(ii).

(3) A pharmaceutical chemist may supply a substance under paragraph (1)(a), (b) or (c), subparagraph (1)(d)(ii) or paragraph (2)(b) for a period not exceeding six months.

(4) In this section,

"controlled substance" means a controlled substance within the meaning of the *Controlled Drugs and Substances Act* (Canada); (*substance désignée*)

"drug" means a drug within the meaning of the *Food and Drugs Act* (Canada) that is listed in that Act or in the regulations made under that Act. (*drogue*)

9. Before supplying a substance under an oral prescription, a pharmaceutical chemist shall

(a) take reasonable steps to satisfy himself or herself that
  (i) the person providing the oral prescription is a medical practitioner, veterinary surgeon, dentist or nurse practitioner, and
  (ii) the person to whom the substance is delivered is the person who prescribed it or a person named by the person who prescribed it; and
(b) enter in a register kept exclusively for the purpose,
  (i) the date and number of the prescription,
  (ii) the name and address of the person prescribing the substance,
  (iii) the name and address of the person for whom the substance is prescribed,
  (iv) the name and quantity of the substance supplied, and
  (v) the directions given for the use of the substance and respecting the refilling of the prescription.

10. A substance included in Schedule II may be supplied to a person without a prescription by

(a) a pharmaceutical chemist; or
(b) a person under the direct personal supervision of a pharmaceutical chemist.

11. A substance included in Schedule III may be supplied to a person without a prescription if a pharmaceutical chemist is present and available for consultation.

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