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This document is *not* the official version of these regulations. The regulations and the amendments printed in the [Royal Gazette](#) should be consulted to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the [Table of Regulations](#).

If you find any errors or omissions in this consolidation, please contact:

Legislative Counsel Office
Tel: (902) 368-4291
Email: legislation@gov.pe.ca

CHAPTER P-6

PHARMACY ACT

DRUG SCHEDULE REGULATIONS

Pursuant to section 8 of the *Pharmacy Act* R.S.P.E.I. 1988, Cap. P-6, Council approved the following regulations made by the Prince Edward Island Pharmacy Board after consultation with the Council of the Prince Edward Island Pharmaceutical Association, and after the consultation required by clause 7(2)(f) of the Act:

1. In these regulations

Definitions

- (a) “Class I pharmacy” means a pharmacy that is operated under a Class I - Community Pharmacy permit issued under section 14 of the *Pharmacy Act* Authorization Regulations; Class I pharmacy
- (b) “consumer” means a person who purchases or is considering purchasing a Schedule I, II or III drug; consumer
- (c) “prescriber” means prescriber
- (i) a person authorized by the law of any province or territory to practise as a physician, dentist or veterinarian, or
 - (ii) a person authorized by the Minister to prescribe any drug under section 14.1 of the Act. (EC287/05)

2. (1) Subject to subsection (2), these regulations apply to the sale of any Schedule I, II or III drug. Application

(2) These regulations do not apply to the sale or supply of any Schedule I, II or III drug Non-application

- (a) by a prescriber; or
- (b) by any other person, if the drug is sold or supplied
 - (i) to another person for veterinary use, or
 - (ii) to a pharmacist or a prescriber.

(3) Subject to subsection (2), no person shall sell or supply, or offer to sell or supply, any Schedule I drug to another person unless the person selling or supplying such drug is a pharmacist. Restriction – Schedule I drugs

(4) Subject to subsection (2), no person shall sell or supply, or offer to sell or supply, any Schedule II drug to another person unless the person selling or supplying, or offering to sell or supply, such drug Restriction – Schedule II drugs

- (a) is a pharmacist; or
- (b) is acting under the supervision of a pharmacist.

- Restriction –
Schedule III drugs (5) Subject to subsection (2), no person shall sell or supply, or offer to sell or supply, any Schedule III drug to another person unless the person selling or supplying, or offering to sell or supply, such drug
- (a) is a pharmacist; or
 - (b) does so
 - (i) in the course of his or her duties at a pharmacy, and
 - (ii) at a time when a pharmacist is available at the pharmacy to provide counselling and information about the drug. (EC287/05)
- Schedule I drugs –
prescription
required 3. (1) No pharmacist shall dispense any Schedule I drug without a prescription.
- Unauthorized
access (2) The pharmacist in charge of the management of a pharmacy shall ensure that Schedule I drugs are kept in a manner that is secure from unauthorized access. (EC287/05)
- Schedule II drugs –
dispensing under
supervision 4. (1) The pharmacist in charge of the management of a Class I pharmacy shall ensure that Schedule II drugs
- (a) are provided to a consumer by, or under the direct supervision of, a pharmacist; and
 - (b) are kept in a manner that is secure from unauthorized access.
- Responsibility of
pharmacist (2) Before providing a Schedule II drug to a consumer, a pharmacist at a Class I pharmacy shall
- (a) interview the consumer and consult the consumer's medication records, if available, to determine and assess
 - (i) the consumer's relevant health history and risk factors,
 - (ii) the condition to be treated,
 - (iii) the possible need for referral to another health practitioner, and
 - (iv) the appropriateness of the drug being considered;
 - (b) recommend an appropriate drug treatment, if any, and provide information on the storage, proper use, expected effects, possible interactions and other side effects of the drug being considered; and
 - (c) consult with an appropriate health practitioner as necessary.
- Record of services (3) A pharmacist shall keep pharmacy records of services provided pursuant to subsection (2) in a manner consistent with the Model Standards of Practice for Canadian Pharmacists as developed, published and amended from time to time by NAPRA. (EC287/05)
- Restriction –
Schedule III drugs 5. The pharmacist in charge of the management of a pharmacy shall ensure that Schedule III drugs are not sold or offered for sale in the pharmacy unless
- (a) such drugs are displayed in an area of the pharmacy that is immediately adjacent to the dispensary; and

(b) a pharmacist is on duty at the pharmacy and is available for consultation with a consumer. (EC287/05)