

Health Products Bill

Table of Contents

Bill No: 3/2007

Read the first time: 22nd January 2007

Long Title

Enacting Formula

Part I PRELIMINARY

1 Short title and commencement

2 Interpretation

3 Purposes of Act

4 Act to apply only to health products specified in First Schedule

5 Act not to apply to supply or use of health products and active ingredients for veterinary purposes

Part II ADMINISTRATION

6 Administration of Act

7 Appointment of enforcement officers

8 Designation of analysts

9 Enforcement officers and analysts deemed to be public officers

10 Advisory Committees

11 Appeal Advisory Committees

Part III MANUFACTURE AND IMPORT OF HEALTH PRODUCTS

12 Manufacture of health products

13 Import of health products

Part IV SUPPLY OF HEALTH PRODUCTS

14 Wholesaling of health products

15 Prohibition against supply of unregistered health products

16 Prohibition against supply of health products that are adulterated, counterfeits, etc.

17 Supply of health products to be carried out in accordance with prescribed requirements

18 Presentation of health products

Part V ADVERTISEMENT OF HEALTH PRODUCTS

19 Advertisement of health products

20 False or misleading advertisement

21 Further requirements for advertisement of health products

22 Defences

23 Corrective measures in relation to contravening advertisements

Part VI LICENCES

24 Issue and renewal of licences

25 Variation of licence conditions on application by licensee

26 Register of licensees

27 Suspension and revocation of licence and cancellation of approval

28 Appeal

Part VII REGISTRATION OF HEALTH PRODUCTS

29 Health products to be registered according to categories in First Schedule

30 Registration of health products

31 Duration of registration

32 Conditions of registration

33 Evaluation of health products

34 Register of Health Products

35 Re-categorisation or reclassification of health products on application of registrant

36 Power to re-categorise or reclassify health products in absence of application by registrant

37 Suspension and cancellation of registration

38 Appeal

Part VIII DUTIES OF MANUFACTURERS, IMPORTERS, ETC., OF HEALTH PRODUCTS

39 Application of this Part

40 Keeping of records

41 Furnishing of information or document regarding health product

42 Reporting of defects and adverse effects to Authority

43 Verification of quality, safety and efficacy of health product

44 Notification to Authority concerning recall of health product

45 Additional duties under regulations

Part IX REGULATION OF DEALINGS IN ACTIVE INGREDIENTS

46 Active ingredients to which this Part applies

47 Regulation of manufacture, import, supply, etc., of active ingredients

Part X ENFORCEMENT

48 Non-compliant health products and active ingredients

49 Powers of enforcement

50 Unlawful alteration, destruction, etc., of documents

51 Obstructing officers in execution of their duties

Part XI PRESUMPTIONS AND OTHER EVIDENTIARY PROVISIONS FOR PURPOSES OF ENFORCEMENT OF ACT

52 Presumption as to liability of importers and manufacturers

53 Presumption as to identity of advertiser

54 Presumption as to purpose for which health product is manufactured, imported or supplied

55 Presumption as to similarity in properties between health products, etc., found and sample taken therefrom

56 Presumption of person's intention to supply health product found in his possession

57 Evidence of analyst

Part XII OFFENCES AND PROSECUTION

58 Jurisdiction of court

59 Offences by bodies corporate, etc.

60 Enhanced penalty for corporations

61 Liability for offences by agents or employees

62 Forfeiture

63 Recovery of fees and other expenses incidental to prosecution

64 Non-disclosure of information

65 Composition of offences

Part XIII MISCELLANEOUS

66 Protection of confidential information

67 Service of documents

68 Form and authentication of notices, orders and other documents

69 Inaccuracies in documents

70 Exemption

71 Fees

72 Regulations