1959. No. 44 **[NC]**

PHARMACY AND POISONS

Methylated Ether

REGULATIONS DATED 19TH MARCH, 1959, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION NINE OF THE INTOXICATING LIQUOR AND LICENSING ACT (NORTHERN IRELAND), 1927.

The Ministry of Home Affairs (hereinafter referred to as "the Ministry") in exercise of the powers conferred on it by section nine of the Intoxicating Liquor and Licensing Act (Northern Ireland), 1927 (hereinafter referred to as "the Act of 1927"(a)) hereby makes the following Regulations:—

Citation and Commencement

1. These Regulations maybe cited as the Methylated Ether Regulations (Northern Ireland), 1959, and shall come into operation on the 1st day of April, 1959.

Revocation

2. The Methylated Spirits and Ether Regulations (Northern Ireland), 1928(b), are hereby revoked.

Interpretation

3. In these Regulations the following expressions have the meaning hereby respectively assigned to them:

"ether" means methylated ether as defined by sub-section (6) of section 9 of the Act of 1927;

"health prescription" means a prescription given by a duly-qualified medical practitioner or registered dentist under and in accordance with the National Health Service Act, 1946(c), the National Health Service (Scotland) Act, 1947(d), the Health Services Act (Northern Ireland), 1948(e), or the National Health Service (Isle of Man) Act, 1948 (an Act of Tynwald), or given by a duly-qualified medical practitioner or registered dentist upon a form issued by a local authority for use in connection with the health service of that authority.

Wholesale Dealers

4. Every wholesale dealer in ether shall keep, or cause to be kept, a record of all sales of ether and of all sales of preparations containing ether (save in the case of a medicine containing not more than five per centum of ether) in the form set forth in the First Schedule, omitting columns 3, 5, 6 and 7.

General authority to sell ether

5. Any person lawfully keeping open shop for the retailing of poisons in accordance with the provisions of the Pharmacy and Poisons Acts (Northern Ireland), 1925 to 1955, is hereby authorised:—

(*a*) To sell medicines containing not more than five per centum of ether.

(*b*) To sell any preparation containing ether, the formula of which has received the sanction of the Ministry.

(a) 17 & 18 Geo. 5. c. 21 (N.I.).
(b) S.R. & O. (N.I.) 1928, No. 17.
(c) 9 & 10 Geo. 6. c. 81.
(d) 10 & 11 Geo. 6. c. 27.
(e) 1948. c. 3.

(*c*) To sell any preparation containing ether which is lawfully dispensed in pursuance of a prescription given by a duly-qualified medical practitioner, registered dentist or registered veterinary surgeon.

Prescriptions

6.—(1) Prescriptions containing ether shall not be supplied more than once on the same prescription.

(2) The prescription shall be marked with the date on which it is dispensed and (except in the case of a health prescripiton) shall be retained by the person, firm or body corporate by whom the prescription is dispensed, and shall be available for inspection for two years from the date thereof.

(3) Prescriptions containing ether shall not be supplied in pursuance of this paragraph unless the prescription complies with the following conditions:—

(*a*) The prescription must be in writing, must be dated and signed by the medical practitioner, registered dentist or registered veterinary surgeon, as the case may be, with his usual signature and address (except in the case of a health prescription) and must specify the name and address of the person for whose use the prescription is given and the total amount of ether to be supplied on the prescription.

(*b*) A prescription given by a registered dentist shall be marked "For local dental treatment only", and a prescription given by a registered veterinary surgeon shall be marked "For animal treatment only".

Withdrawal of Authority

7. The Minister of Home Affairs may at any time withdraw from any person (either in whole or in part) the authorisation given in the foregoing regulations.

Hospitals

8. Where, in pursuance of paragraph (*b*) of sub-section (2) of section nine of the Act of 1927, ether is supplied on the order of a medical practitioner or registered dentist for use in a hospital, infirmary, dispensary, or other similar institution, the retailer shall insert in column 2 of the First Schedule the name of the hospital, infirmary, dispensary or other similar institution, and in column 6 the signature to be obtained shall be that of the matron or other responsible official of the hospital, infirmary, dispensary or other similar institution to whom the ether is delivered.

Sales for manufacturing or scientific purposes

9. The Ministry may grant to any person lawfully keeping open shop for the retailing of poisons in accordance with the provisions of the Pharmacy and Poisons Acts (Northern Ireland), 1925 to 1955, a special authorisation entitling such person to sell ether to a person requiring it for manufacturing or scientific purposes and may attach to the said authorisation such conditions as may be deemed necessary.

Records

10.—(1) Every person lawfully keeping open shop for the retailing of poisons in accordance with the provisions of the Pharmacy and Poisons Acts (Northern Ireland), 1925 to 1955, who supplied ether shall comply with the following provisions:—

(*a*) He shall enter or cause to be entered in a book to be kept for this purpose all supplies of ether and all supplies of preparations containing