

House of Representatives

Amendment Paper

Medicines Amendment Bill

Proposed amendment

Hon David Seymour, in Committee, to move the following amendment:

New clauses 12A and 12B

After clause 12 (page 10, after line 5), insert:

12A New section 34AA inserted (Exemption for advertising medicines at medical conferences)

After section 34, insert:

34AA Exemption for advertising medicines at medical conferences

- (1) This section applies if the organiser of a medical conference notifies the Director-General at least 30 working days before the opening of the conference of the following:
 - (a) that 1 or more medicines that are not approved under section 20, **22C**, or 23 will be advertised at the medical conference:
 - (b) the dates on which the medical conference will open and close:
 - (c) the location of the medical conference:
 - (d) whether the medicines have been approved by a recognised regulatory authority:
 - (e) whether applications for approval of the medicines under section 20, **22C**, or 23 have been submitted to the Director-General.
- (2) Section 20(2)(c) does not apply to a person who advertises at the medical conference the availability of the medicines.
- (3) In this section, **medical conference** means any conference, including an associated trade show, where the intended audience are

health practitioners regulated under the Health Practitioners Competence Assurance Act 2003.

12B Section 42C repealed (Restriction on authorised prescribers and delegated prescribers holding interest in pharmacies)

Repeal section 42C.

Explanatory note

This Amendment Paper inserts *new clauses 12A and 12B* into the Medicines Amendment Bill. *New clause 12A* inserts *new section 34AA* in the Medicines Act 1981 (the **principal Act**). *New section 34AA* provides an exemption from the prohibition on advertising the availability of unapproved medicines. The exemption applies to advertising medicines at medical conferences and associated trade shows, provided that the Director-General of Health has been given advance notice of the intention to advertise the medicines and details of their approval status. *New clause 12B* repeals section 42C of the principal Act to remove the restriction on authorised prescribers and delegated prescribers holding an interest in pharmacies.