

Draft Regulation

An Act respecting prescription drug insurance
(R.S.Q., c. A-29.01)

**Manufacturers and wholesalers of medications
— Conditions on which they shall be recognized
— Amendments**

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation to amend the Regulation respecting the conditions on which manufacturers and wholesalers of medications shall be recognized, the text of which appears below, may be made by the Minister of Health and Social Services on the expiry of 45 days following this publication.

The draft Regulation makes the consequential amendments necessary as a result of the coming into force of the Controlled Drugs and Substances Act (S.C. 1996, c. 19).

The draft Regulation also amends the maximum mark-up rate that applies to wholesalers of medications.

The effect of the proposed amendment is to reduce some of the marketplace distortions prevailing in the medications marketplace and to reduce substantial disparities in mark-up among the wholesalers. The mark-up currently varies between 5% and 7.15% and does not necessarily correspond to different levels of service.

Additional information may be obtained by contacting

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Any interested person having comments to make on the draft Regulation is asked to send them in writing, before the expiry of the 45-day period, to the Minister of Health and Social Services, 1075, chemin Sainte-Foy, 15^e étage, Québec (Québec) G1S 2M1.

PHILIPPE COUILLARD,
Minister of Health and Social Services

**Regulation to amend the Regulation
respecting the conditions on which
manufacturers and wholesalers
of medications shall be recognized ***

An Act respecting prescription drug insurance
(R.S.Q., c. A-29.01, s. 80)

1. Section 2 of the Regulation respecting the conditions on which manufacturers and wholesalers of medications shall be recognized is amended by replacing paragraph 3 by the following:

“(3) he must hold a licence under subsection 55(1) of the Controlled Drugs and Substances Act (S.C. 1996, c. 19) and be an authorized distributor holding a licence issued under that subsection for the importation, production or sale of controlled drugs and substances.”.

2. Schedule II is amended by replacing “9” in the first paragraph of section 2 by “6”.

3. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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* The Regulation respecting the conditions on which manufacturers and wholesalers of medications shall be recognized, made by the Minister of Health and Social Services by M.O. 92-06 dated 6 July 1992 (1992, *G.O.* 2, 3263), was last amended by the regulation made by M.O. 1999 dated 28 April 1999 (1999, *G.O.* 2, 1289). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2005, updated to 1 March 2005.