



THE
NEW ZEALAND GAZETTE
 EXTRAORDINARY.

Published by Authority.

WELLINGTON, MONDAY, SEPTEMBER 4, 1939.

The Medical Supplies Emergency Regulations 1939.

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 4th day of September, 1939.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Public Safety Conservation Act, 1932, there being a Proclamation of Emergency now in force under that Act, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS.

1. (1) These regulations may be cited as the Medical Supplies Emergency Regulations 1939.
- (2) These regulations shall be read together with and deemed part of the Supply Control Emergency Regulations 1939 (hereinafter referred to as the principal regulations).
- (3) In these regulations, unless inconsistent with the context,—
 - “Controller” means the Medical Supplies Controller appointed under these regulations; and includes any person for the time being authorized to exercise or perform any of the Controller’s powers or functions:
 - “Medical supplies” means the goods, commodities, and articles specified in the Schedule hereto:
 - “Wholesaler” means a person who, whether exclusively or not, is engaged in the sale or supply of any medical supplies for the purpose of resale:
 - “Owner,” in relation to any medical supplies, includes any person having the supplies in his possession or control or on order by him.

MEDICAL SUPPLIES CONTROLLER.

2. (1) The Minister may from time to time appoint a Controller to be known as “the Medical Supplies Controller.”
- (2) The Controller shall hold office during the pleasure of the Minister.
- (3) The Controller shall be subject in all things to the control of the Minister and shall act in accordance with all directions, general or special, given to him by the Minister.
- (4) The general functions of the Controller shall be to regulate and secure the adequacy and continuity of supply and distribution of medical supplies.

CONTROL OF MEDICAL SUPPLIES.

3. No wholesaler shall sell, deliver, or otherwise dispose of, or be concerned in the sale, delivery, or other disposal of, any medical supplies otherwise than in pursuance of an exemption or permit granted by the Controller under the principal regulations.

4. The last preceding clause shall apply as well to a sale, delivery, or disposal pursuant to any contract made before the coming into force of these regulations as to a sale, delivery, or disposal pursuant to a contract hereafter made.

5. It shall be a defence to any wholesaler charged with an offence against clause 3 of these regulations if he proves in respect of the sale, delivery, or disposal in question—

- (a) That it was effected on grounds of urgency ;
- (b) That the delay in carrying out the transaction entailed in seeking a permit would, upon the facts known to the wholesaler at the time, have been prejudicial to the public interest ;
- (c) That the quantity of medical supplies the subject of the transaction was not greater than was necessary to meet the immediate and reasonable requirements of the person to whom they were sold, delivered, or disposed of ; and
- (d) That within twenty-four hours of the transaction full particulars thereof and the reasons for carrying it out were supplied in writing by the wholesaler to the Controller.

6. (1) The Controller may from time to time regulate, restrict, and control the use, sale, supply, distribution, and disposal of medical supplies. The powers conferred by this regulation may be exercised either generally or in respect of any specified area, industry or class of industries, factory or class of factories, supplies or class of supplies, or person or class of persons.

(2) Without limiting the general powers conferred on the Controller by this regulation, it is hereby declared that they shall be deemed to include power to do all or any of the following things :—

- (a) To require or direct owners of medical supplies to furnish such information and particulars in relation thereto, at such times and in such form and manner as the Controller thinks fit ;
- (b) To require or direct owners of medical supplies to supply or transfer the whole or any part thereof to His Majesty the King or to any other person, in such quantities, at such places, at such times or intervals, in such order of urgency, and generally in such manner as the Controller thinks fit ;
- (c) To require or direct owners of medical supplies not to use, dispose of, part with the possession or control of, or otherwise deal with medical supplies except with the precedent consent of the Controller or in accordance with his directions ;
- (d) To require or direct persons obtaining medical supplies from wholesalers to specify the source of their supply ; and to require or direct such persons not to order or obtain medical supplies except from such sources as the Controller thinks fit.

7. Every wholesaler shall at all times permit the Controller and any person authorized by him in that behalf to inspect his stocks of medical supplies and all records of the receipt, supply, and distribution thereof.

SCHEDULE.

MEDICAL SUPPLIES.

1. All drugs and surgical dressings and all substances and preparations thereof named and included in the British Pharmacopœia and the British Pharmaceutical Codex.
2. Rubber and waterproof goods for medical, surgical, or nursing purposes.
3. Surgical instruments and appliances, including clinical thermometer.
4. Sterilizing and any other equipment designed for use in medical or surgical practice, including aseptic furniture.
5. Bacteriological and pathological apparatus and equipment, and all supplies for use in bacteriological and pathological practice.
6. X-ray apparatus and equipment, including X-ray films and developers, and massage and electro-therapeutic and diagnostic equipment and supplies.
7. Antiseptics, disinfectants, and germicides, whether sold under proprietary or trade names or otherwise.
8. Nitrous oxide gas and oxygen, and apparatus for the preparation and administration thereof.
9. Dental instruments, equipment, appliances, and materials used in dental practice.
10. Ligatures and sutures for use in medical or surgical practice.
11. Reagents, solutions, and other equipment and appliances for scientific and chemical laboratories.

C. A. JEFFERY,
Clerk of the Executive Council.

