



ANNO UNDECIMO

GEORGII VI REGIS.

A.D. 1947.

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No. 38 of 1947.

An Act to amend the Pharmacy Act, 1935-1942.

[Assented to 11th December, 1947.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the " Pharmacy Act Amend- Short titles.
ment Act, 1947 "

(2) The Pharmacy Act, 1935-1942, as amended by this Act, may be cited as the " Pharmacy Act, 1935-1947 "

(3) The Pharmacy Act, 1935-1942, is hereinafter called " the principal Act "

2. This Act is incorporated with the principal Act and that Incorporation.
Act and this Act shall be read as one Act.

3. The following sections are enacted and inserted in the Enactment of
ss. 26d-26f of
the principal
Act—
principal Act after section 26c :—

26d. (1) Subject to subsection (2) of this section a Restriction on
friendly
societies.
friendly society shall not carry on a business of selling goods by retail in a greater number of shops than the number in which that society is carrying on such business at the time of the passing of the Pharmacy Act Amendment Act, 1947: Provided that the body known as The Friendly Societies Medical Association Incorporated shall be deemed to be carrying on business at the time of the passing of that Act in twenty-six shops.

(2) In computing the number of shops in which a friendly society carries on the business mentioned in subsection (1) of this section, any shop which is a restricted shop under section 26e of this Act, shall not be taken into account.

(3) A society which contravenes this section shall be guilty of an offence and liable to a fine of not more than fifty pounds.

Restricted shops.

26e. (1) A friendly society may—

(a) in respect of any shop in which it carries on the business of selling goods by retail give notice to the board stating that in that shop the society does not and will not sell goods by retail to any person other than—

(i.) a financial member of a friendly society ;

(ii.) the wife, husband, or child of a financial member of a friendly society ;

(b) at any time withdraw any such notice.

(2) A shop in respect of which a notice is given under subsection (1) of this section shall until the notice is withdrawn be a restricted shop within the meaning of section 26d and this section.

(3) A friendly society shall not in or from a restricted shop sell any goods by retail to any person other than a financial member of a friendly society or the wife, husband, or child of a financial member of a friendly society.

(4) A person shall not falsely represent himself to be either a financial member of a friendly society, or the wife, husband, or child of a financial member of a friendly society.

(5) Every friendly society carrying on business in a restricted shop shall at all times keep displayed in that shop in a conspicuous position a notice printed in clear capital letters not less than four inches high the words " Goods sold only to financial members of friendly societies and to their wives, husbands, and children under sixteen ".

(6) Any society which, or person who, contravenes this section shall be guilty of an offence and liable to a penalty of not more than fifty pounds.

26f. In sections 26d and 26e of this Act the words "friendly society" mean— Interpretation of ss. 26d-26e.

- (a) a friendly society specified in the second schedule to the Friendly Societies Act, 1935-1942 ;
- (b) a branch of any such friendly society .
- (c) a body corporate conducting a pharmacy pursuant to the Friendly Societies Act, 1935-1942.

"child" means a child under sixteen years of age.

"sell" includes offer or agree to sell.

The supply for reward of a drug or medicine compounded or dispensed on the order or prescription of a legally qualified medical practitioner shall be deemed for the purposes of sections 26d and 26e to be a sale of that drug or medicine.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

C. W. M. NORRIE, Governor.