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PHARMACY (AMENDMENT) ACT, 2024

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No. 49 of 2024

PHARMACY (AMENDMENT) ACT, 2024

AN ACT TO PROVIDE FOR THE ESTABLISHMENT AND LICENSING OF CANNABIS DISPENSARIES

[Date of Assent - 26th July, 2024]

Enacted by the Parliament of The Bahamas

1. Short title and commencement.

(1) This Act may be cited as the Pharmacy (Amendment) Act, 2024.

(2) This Act shall come into force on such date as may be appointed by the Minister by notice published in the *Gazette*.

2. Amendment of section 2 of the principal Act.

Section 2 of the principal Act is amended —

(a) by the insertion of the following new term and accompanying definition —

"**"cannabis dispensary"** means a pharmacy which only dispenses medical cannabis under a retail licence issued in accordance with the Cannabis Act, 2024;";

(b) in paragraph (b) of the definition of "pharmacy", by the insertion immediately after the words "nuclear pharmacy," of the words "a cannabis dispensary".

3. Amendment of section 7 of the principal Act.

Section 7 of the principal Act is amended —

(a) by the insertion immediately after subsection (1) of the following new subsection —

"(1A) No person shall, unless he is registered as a cannabis dispenser under the Health Professions Act *(Ch. 233)* make use of the title of "cannabis dispenser".;

(b) in subsection (2), by the insertion immediately after the word " "pharmacy",", of the words " "cannabis dispensary",".

4. Insertion of new section 10A into principal Act.

The principal Act is amended by the insertion immediately after section 10 of the following new section —

"10A. Pharmacist to have supervision of cannabis dispensary.

(1) Every cannabis dispensary shall be under the supervision of a licensed pharmacist who shall be responsible for the oversight of the cannabis dispensary.

(2) The license and certificate of a pharmacist supervising a cannabis dispensary shall be conspicuously displayed in a prominent place in the cannabis dispensary.".

5. Amendment of section 30 of the principal Act.

Section 30 of the principal Act is amended by the deletion and substitution of subsection (5) as follows —

"(5) For the purposes of subsection (3), "in writing" —

(a) includes an —

(i) electronically transmitted prescription by facsimile or an intranet computerized physician order entry; or

(ii) electronic prescription entered into the database kept in accordance with the Cannabis Act, 2024;

(b) does not include an electronically transmitted prescription via the internet.".

6. Amendment of section 38 of the principal Act.

Section 38 of the principal Act is amended in subsection (1)(b) by the insertion immediately after the words "Dangerous Drugs Act", of the words, "and the Cannabis Act, 2024".