

SCHEDULE 8

AMENDMENTS TO THE MEDICINES ACTS ETC.

PART 1

Consequential amendments to the Medicines Acts 1968 and 1971

The Medicines Act 1968

1. The Medicines Act 1968(1) shall be amended as follows.

Commencement Information

I1 Sch. 8 Pt. 1 para. 1 in force at 1.10.2006, see [reg. 1](#)

2. In section 1 (Ministers responsible for administration of the Act)(2)—
 - (a) in subsection (1)—
 - (i) in paragraph (a), for “the Health Ministers”, in both places those words appear, substitute “the Ministers” and omit “concerned with health in England”, and
 - (ii) omit paragraph (b) and the words following that paragraph; and
 - (b) omit subsection (2).

Commencement Information

I2 Sch. 8 Pt. 1 para. 2 in force at 1.10.2006, see [reg. 1](#)

3. In section 3 (functions of the Commission)(3), in subsection (1), for “any one or more of the Ministers specified in paragraphs (a) and (b) of section 1(1) of this Act” substitute “either or both of the Ministers”.

Commencement Information

I3 Sch. 8 Pt. 1 para. 3 in force at 1.10.2006, see [reg. 1](#)

4. In section 4 (establishment of committees)(4)—
 - (a) in subsection (1), omit “, the Health Ministers or the Agriculture Ministers”;
 - (b) in subsection (5), omit “by whom a committee is established under this section”; and
 - (c) omit subsection (5A).

(1) 1968 c. 67. The Act does not apply in relation to veterinary medicinal products—see regulation 44(1) of S.I.2005/2745.

(2) Section 1 was amended by Schedule 1 to S.I. 1969/388, the Schedule to S.I. 1999/3142 and paragraph 15 of Schedule 1 to S.I. 2002/794.

(3) Section 3 was substituted by regulation 4 of S.I. 2005/1094 and amended by paragraph 1 of Schedule 1 to S.I. 2005/2754.

(4) Section 4 was amended by paragraph 2 of Part 1 of Schedule 10 to S.I. 2004/1031, regulation 5 of S.I. 2005/1094 and paragraph 2 of Schedule 1 to S.I. 2005/2754.

Commencement Information

I4 Sch. 8 Pt. 1 para. 4 in force at 1.10.2006, see [reg. 1](#)

5. In section 5 (supplementary provisions as to Commission and committees)—
- (a) in subsection (2), omit “specified in paragraphs (a) and (b) of section 1(1) of this Act”; and
 - (b) in subsection (3), omit “specified in paragraphs (a) and (b) of section 1(1) of this Act”.

Commencement Information

I5 Sch. 8 Pt. 1 para. 5 in force at 1.10.2006, see [reg. 1](#)

6. In section 6 (the licensing authority)—
- (a) in subsection (1), for the words from “a body of Ministers” to the end substitute “a body consisting of the Ministers”;
 - (b) in subsection (2), for the words from “by any one” to the end substitute “by either of the Ministers acting alone or both of them acting jointly”; and
 - (c) in subsection (3), for “any one or more of those”, in both places those words appear, substitute “either or both of the”.

Commencement Information

I6 Sch. 8 Pt. 1 para. 6 in force at 1.10.2006, see [reg. 1](#)

7. In section 7 (general provisions as to dealing with medicinal products)(5)—
- (a) in subsection (1), omit paragraph (b);
 - (b) in subsection (5)(b), omit “, a ready-made veterinary drug” and “other than a veterinary drug”;
 - (c) in subsection (6A), omit the words from “Where the product” to “veterinary drug.”;
 - (d) omit subsection (6B); and
 - (e) in subsection (7)—
 - (i) at the end of the definition of “radiopharmaceutical”, omit “and”, and
 - (ii) omit the definition of “ready-made veterinary drug”.

Commencement Information

I7 Sch. 8 Pt. 1 para. 7 in force at 1.10.2006, see [reg. 1](#)

8. In section 8 (provisions as to manufacture and wholesale dealing)(6)—
- (a) in subsection (1), for “(a) to (c)” substitute “(a) and (c)”;

(5) Section 7 was amended by regulation 2(2) of S.I. [1977/1050](#), regulation 2 of S.I. [1983/1724](#), regulation 2 of S.I. [1992/604](#), regulation 3 of S.I. [1994/276](#), paragraph 3 of Part 1 of Schedule 10 to S.I. [2004/1031](#), regulation 25(1)(a) of S.I. [2005/50](#) and paragraph 1 of the Schedule to S.I. [2005/2753](#).

(6) Section 8 was amended by regulation 3 of S.I. [1977/1050](#), regulation 3(3) of S.I. [1992/604](#), regulation 2 of S.I. [1993/834](#), regulation 4 of S.I. [1994/276](#), regulation 2(a)(i) of S.I. [2002/236](#), paragraph 4 of Part 1 of Schedule 10 to S.I. [2004/1031](#), regulation 25(1)(b) of S.I. [2005/50](#) and paragraph 1 of Part 1 of Schedule 5 to S.I. [2005/2789](#).

- (b) in subsection (3)(b), omit “, ready-made veterinary drug” and “other than a veterinary drug”;
- (c) in subsection (4), omit the words from “Where the product” to “veterinary drug,”;
- (d) omit subsection (5); and
- (e) in subsection (6), for the words from ““homoeopathic” to “veterinary drug”” substitute ““proprietary medicinal product” and “radiopharmaceutical””.

Commencement Information

I8 Sch. 8 Pt. 1 para. 8 in force at 1.10.2006, see [reg. 1](#)

9. In section 9 (exemptions for doctors, dentists, veterinary surgeons and veterinary practitioners)(7)—

- (a) omit subsections (2) and (3); and
- (b) the heading of section 9 accordingly becomes “Exemptions for doctors and dentists”.

Commencement Information

I9 Sch. 8 Pt. 1 para. 9 in force at 1.10.2006, see [reg. 1](#)

10. In section 10 (exemptions for pharmacists)(8)—

- (a) in subsection (1), omit “Subject to the next following subsection,”;
- (b) omit subsection (2);
- (c) in subsection (3), omit paragraph (b) and the word “or” before it;
- (d) omit subsection (6A);
- (e) in subsection (7A), omit “Health”.

Commencement Information

I10 Sch. 8 Pt. 1 para. 10 in force at 1.10.2006, see [reg. 1](#)

11. In section 15 (provision for extending or modifying exemptions)—

- (a) in subsection (1), omit “appropriate”; and
- (b) in subsection (3), omit “appropriate”.

Commencement Information

I11 Sch. 8 Pt. 1 para. 11 in force at 1.10.2006, see [reg. 1](#)

12. In section 18 (application for licence), omit subsection (3)(9).

(7) Section 9 was amended by regulation 10 of S.I. 1994/2987.

(8) Section 10 was amended by paragraph 5 of Schedule 3 to the [Regulation of Care \(Scotland\) Act 2001 \(asp 8\)](#)), article 3 of S.I. 1971/1445, regulation 3 of S.I. 1993/384, regulation 11 of S.I. 1994/2987 and section 26(1) of the Health Act 2006 (c. 28).

(9) Section 18(3) was substituted by regulation 4 of S.I. 1983/1724 and amended by regulation 2(b) of S.I. 2002/236.

Commencement Information

I12 Sch. 8 Pt. 1 para. 12 in force at 1.10.2006, see [reg. 1](#)

- 13.** In section 23 (special provisions as to effect of manufacturer’s licence)(**10**)—
- (a) in subsection (1), omit “the provisions of this Part of this Act relating to medicinal tests on animals and to”;
 - (b) in subsection (2)—
 - (i) omit “Subject to the next following subsection,”, and
 - (ii) omit paragraph (b) and the word “or” before it; and
 - (c) omit subsection (3).

Commencement Information

I13 Sch. 8 Pt. 1 para. 13 in force at 1.10.2006, see [reg. 1](#)

- 14.** In section 28 (general power to suspend, revoke or vary licences), omit subsection (3)(i)(**11**).

Commencement Information

I14 Sch. 8 Pt. 1 para. 14 in force at 1.10.2006, see [reg. 1](#)

- 15.** Sections 32 to 36 and 38 to 40 shall be omitted.

Commencement Information

I15 Sch. 8 Pt. 1 para. 15 in force at 1.10.2006, see [reg. 1](#)

- 16.** In section 44 (provision of information to the licensing authority)(**12**)—
- (a) in subsection (1), omit “or for an animal test certificate (including a certificate to which a person is entitled by virtue of section 37(4) of this Act)”;
 - (b) in subsection (2), omit “, or of an animal test certificate,”;
 - (c) in subsection (3), omit “or certificate”; and
 - (d) in subsection (4)—
 - (i) omit “, or of a certificate issued in pursuance of section 37(4) of this Act,”,
 - (ii) omit “or certificate”, in each place those words appear,
 - (iii) in paragraph (a), for “sections 25 and 37(4)” substitute “section 25”, and
 - (iv) in paragraph (b), omit “or issue”.

(10) Section 23 was amended by paragraph 5 of Part 1 of Schedule 10 to S.I. [2004/1031](#).

(11) Section 28(3)(i) was inserted by regulation 2(2) of S.I. [1975/1169](#) and amended by Schedule 1 to the Animal Health and Welfare Act [1984 \(c. 40\)](#).

(12) Section 44 was amended by paragraph 12 of Part 1 of Schedule 10 to S.I. [2004/1031](#) and paragraph 9 of Schedule 1 to S.I. [2005/1094](#).

Commencement Information

I16 Sch. 8 Pt. 1 para. 16 in force at 1.10.2006, see [reg. 1](#)

17. In section 45 (offences under Part II)(**13**)—

- (a) in subsection (1)—
 - (i) for “, section 8, section 32, section 34 or section 40” substitute “or section 8”,
 - (ii) omit “or animal feeding stuff”, and
 - (iii) for “any of those sections” substitute “either of those sections”;
- (b) in subsection (2)—
 - (i) omit “or animal feeding stuff”,
 - (ii) omit “, section 32 or section 40”, and
 - (iii) omit “or feeding stuff”;
- (c) in subsection (3)—
 - (i) omit “or of an animal test certificate”, and
 - (ii) omit “or certificate”, in both places those words appear; and
- (d) omit subsections (4) and (5).

Commencement Information

I17 Sch. 8 Pt. 1 para. 17 in force at 1.10.2006, see [reg. 1](#)

18. In section 46 (special defences under s45)(**14**)—

- (a) in subsection (1)—
 - (i) omit “or of an animal test certificate”, and
 - (ii) omit “or certificate”; and
- (b) in subsection (2)—
 - (i) omit “or of an animal test certificate” in the first place those words appear,
 - (ii) in paragraph (a), omit “or of an animal test certificate applicable to them”,
 - (iii) in paragraph (b), omit “or certificate”.

Commencement Information

I18 Sch. 8 Pt. 1 para. 18 in force at 1.10.2006, see [reg. 1](#)

19. In section 47 (standard provisions for licences or certificates)(**15**)—

- (a) in subsection (2), omit “or any animal test certificate” and “or issued”;
- (b) in subsection (4)—
 - (i) omit “, or any animal test certificate,”, and
 - (ii) omit “or certificate”, in both places those words appear;

(13) The relevant amendments to section 45 were made by paragraph 13 of Part 1 of Schedule 10 of S.I. 2004/1031.

(14) Section 46 was amended by paragraph 3 of Schedule 1 to the Animal Health and Welfare Act 1984 (c. 40) and by paragraph 14 of Part 1 of Schedule 10 to S.I. 2004/1031.

(15) Section 47 was amended by paragraph 15 of Part 1 of Schedule 10 to S.I. 2004/1031.

Changes to legislation: There are currently no known outstanding effects for the The Veterinary Medicines Regulations 2006, PART 1. (See end of Document for details)

- (c) in subsection (5)—
 - (i) omit “, or in any certificate issued in pursuance of section 37(4) of this Act,”, and
 - (ii) omit “or certificate”, in both places those words appear;
- (d) in subsection (6), omit “or certificate”, in both places those words appear;
- (e) in subsection (8), omit “or certificate”; and
- (f) in subsection (9), omit “or certificate”, in both places those words appear.

The heading accordingly becomes “Standard provisions for licences”.

Commencement Information

I19 Sch. 8 Pt. 1 para. 19 in force at 1.10.2006, see [reg. 1](#)

20. In section 48 (postponement of restrictions in relation to exports), in subsection (1), for “sections 49 and 49A” substitute “section 49”.

Commencement Information

I20 Sch. 8 Pt. 1 para. 20 in force at 1.10.2006, see [reg. 1](#)

- 21.** In section 49 (special provisions in respect of exporting certain products)—
- (a) in subsection (1), for “the Health Ministers or the Agriculture Ministers” substitute “the Ministers”; and
 - (b) in subsection (2)—
 - (i) for “the Health Ministers or the Agriculture Ministers” substitute “the Ministers”, and
 - (ii) for “the Ministers making the order” substitute “them”.

Commencement Information

I21 Sch. 8 Pt. 1 para. 21 in force at 1.10.2006, see [reg. 1](#)

- 22.** In section 51 (general sale lists)—
- (a) in subsection (1), omit “appropriate”; and
 - (b) in subsection (3), omit “appropriate”.

Commencement Information

I22 Sch. 8 Pt. 1 para. 22 in force at 1.10.2006, see [reg. 1](#)

23. In section 52 (sale or supply of medicinal products not on general sale list), in subsection (2)(16), omit “Health”.

(16) Subsection (2) was inserted by section 26(2) of the Health Act 2006 (c. 28).

Commencement Information

I23 Sch. 8 Pt. 1 para. 23 in force at 1.10.2006, see [reg. 1](#)

- 24.** In section 53 (sale or supply of medicinal products on general sale list), in subsection (2)—
- (a) omit “either”; and
 - (b) omit paragraph (b) and the word “or” before it.

Commencement Information

I24 Sch. 8 Pt. 1 para. 24 in force at 1.10.2006, see [reg. 1](#)

- 25.** In section 54 (sale of medicinal products from automatic machines), in subsection (2), omit “appropriate”.

Commencement Information

I25 Sch. 8 Pt. 1 para. 25 in force at 1.10.2006, see [reg. 1](#)

- 26.** In section 55 (exemptions for doctors, dentists, veterinary surgeons and veterinary practitioners)(**17**)—
- (a) in subsection (2)—
 - (i) in paragraph (a), omit “Health”, and
 - (ii) in paragraph (b), for “Health Ministers” substitute “Ministers”; and
 - (b) omit subsection (3).

The heading of section 55 accordingly becomes “Exemptions for doctors and dentists etc”.

Commencement Information

I26 Sch. 8 Pt. 1 para. 26 in force at 1.10.2006, see [reg. 1](#)

- 27.** In section 56 (exemptions in respect of herbal remedies), in subsection (3), omit “appropriate”.

Commencement Information

I27 Sch. 8 Pt. 1 para. 27 in force at 1.10.2006, see [reg. 1](#)

- 28.** In section 57 (power to extend or modify exemptions)(**18**)—
- (a) in subsection (1), omit “appropriate”;
 - (b) omit subsections (2A) to (2D); and
 - (c) in subsection (3), omit “appropriate”.

(17) Section 55 was amended by paragraph 128(1) of Schedule 4 to the National Health Service Reorganisation Act 1973 (c. 32) and paragraph 10(b) of Part 1 of the Schedule to S.I. 2004/1771.

(18) Section 55 was amended by section 14 of the Animal Health and Welfare Act 1984 (c. 40).

Changes to legislation: There are currently no known outstanding effects for the The Veterinary Medicines Regulations 2006, PART 1. (See end of Document for details)

Commencement Information

I28 Sch. 8 Pt. 1 para. 28 in force at 1.10.2006, see [reg. 1](#)

29. In section 58 (medicinal products on prescription only)(**19**)—

- (a) in subsection (1), for “appropriate Ministers” substitute “Ministers”;
- (b) in subsection (1A), in paragraph (h), for “appropriate Ministers”, in both places those words appear, substitute “Ministers”;
- (c) omit subsection (1B);
- (d) in subsection (3), omit paragraph (b) and the word “or” before it;
- (e) in subsection (4), for “appropriate Ministers” substitute “Ministers”; and
- (f) in subsection (6), for “appropriate Ministers” substitute “Ministers”.

Commencement Information

I29 Sch. 8 Pt. 1 para. 29 in force at 1.10.2006, see [reg. 1](#)

30. In section 58A (requirement to specify certain products for human use as prescription-only products)(**20**)—

- (a) in subsection (1), omit “appropriate”;
- (b) in subsection (3), omit “appropriate”;
- (c) in subsection (4), omit “appropriate”; and
- (d) in subsection (5), omit “and section 58B of this Act”.

The heading of section 58A accordingly becomes “Requirement to specify certain products as prescription-only products”.

Commencement Information

I30 Sch. 8 Pt. 1 para. 30 in force at 1.10.2006, see [reg. 1](#)

31. Section 58B (requirement to specify certain products for veterinary use as prescription-only products)(**21**) shall be omitted.

Commencement Information

I31 Sch. 8 Pt. 1 para. 31 in force at 1.10.2006, see [reg. 1](#)

32. In section 59 (special provisions in relation to new medicinal products), in subsection (2)(b), omit “appropriate”.

(19) Section 57 was amended by section 1 of the Medicinal Products: Prescription by Nurses etc. Act 1992 (c. 28), section 63 of the Health and Social Care Act 2001 (c. 15), paragraph 2 of Schedule 5 to S.I. 2002/253 and paragraph 10 of Schedule 1 to S. I. 2005/1094.

(20) Section 58A was inserted by regulation 2 of S.I. 1992/3271 and amended by regulation 2(a)(v) of S.I. 2002/236.

(21) Section 58B was inserted by regulation 2 of S.I. 1992/3271.

Commencement Information

I32 Sch. 8 Pt. 1 para. 32 in force at 1.10.2006, see [reg. 1](#)

- 33.** In section 60 (restricted sale, supply and administration of certain medicinal products)(**22**)—
- (a) in subsection (1), omit “appropriate”, in both places that word appears;
 - (b) in subsection (3), omit “appropriate”;
 - (c) in subsection (4), omit “appropriate”;
 - (d) in subsection (5)—
 - (i) omit “appropriate”, in each place that word appears, and
 - (ii) for “those Ministers” substitute “the Ministers”; and
 - (e) in subsection (7), for “appropriate Ministers” substitute “Ministers”.

Commencement Information

I33 Sch. 8 Pt. 1 para. 33 in force at 1.10.2006, see [reg. 1](#)

- 34.** In section 61 (special restrictions on persons to be supplied with medicinal products), omit “appropriate”.

Commencement Information

I34 Sch. 8 Pt. 1 para. 34 in force at 1.10.2006, see [reg. 1](#)

- 35.** In section 62 (prohibition of sale or supply, or importation, of medicinal products of specified description, or of animal feeding stuffs incorporating such products)(**23**)—
- (a) in the heading, omit “, or of animal feeding stuffs incorporating such products”;
 - (b) in subsection (1)—
 - (i) omit “appropriate”, and
 - (ii) omit paragraph (b);
 - (c) in subsection (3)—
 - (i) for “appropriate Ministers” substitute “Ministers”, and
 - (ii) omit “, whether of human beings or of animals”;
 - (d) in subsection (5)—
 - (i) for “appropriate Ministers”, in each place those words appear, substitute “Ministers”, and
 - (ii) for “those Ministers”, in both places those words appear, substitute “the Ministers”; and
 - (e) in subsection (6), omit “appropriate”.

(22) Section 60 was amended by paragraph 11 of Schedule 1 to S.I. 2005/1094.

(23) Section 62 was amended by paragraph 12 of Schedule 1 to S.I. 2005/1094.

Commencement Information

I35 Sch. 8 Pt. 1 para. 35 in force at 1.10.2006, see [reg. 1](#)

- 36.** In section 65 (compliance with standards specified in monographs in certain publications)—
- (a) in subsection (4), omit “, the British Veterinary Codex”;
 - (b) in subsection (5), in paragraph (c), omit “or the British Veterinary Codex”; and
 - (c) in subsection (7), omit “Health”.

Commencement Information

I36 Sch. 8 Pt. 1 para. 36 in force at 1.10.2006, see [reg. 1](#)

- 37.** In section 66 (further powers to regulate dealings with medicinal products), in subsection (1), omit “appropriate”.

Commencement Information

I37 Sch. 8 Pt. 1 para. 37 in force at 1.10.2006, see [reg. 1](#)

- 38.** In section 72A (the responsible pharmacist)(**24**)—
- (a) in subsection (2), omit “Health”;
 - (b) in subsection (4)(b), omit “Health”;
 - (c) in subsection (5)(b), omit “Health”; and
 - (d) in subsection (6), omit “Health”.

Commencement Information

I38 Sch. 8 Pt. 1 para. 38 in force at 1.10.2006, see [reg. 1](#)

- 39.** In section 73 (power to extend or modify conditions)—
- (a) in subsection (1), omit “Health”; and
 - (b) in subsection (3), omit “Health”.

Commencement Information

I39 Sch. 8 Pt. 1 para. 39 in force at 1.10.2006, see [reg. 1](#)

- 40.** In section 76 (supplementary provisions as to registration of premises), omit subsection (6).

Commencement Information

I40 Sch. 8 Pt. 1 para. 40 in force at 1.10.2006, see [reg. 1](#)

- 41.** In section 79 (provision for modifying or extending restrictions under section 78)—

(24) Section 72A was inserted by section 30(1) of the Health Act 2006 (c. 28).

- (a) in subsection (1), omit “Health”;
- (b) in subsection (2), omit “Health”; and
- (c) in subsection (3), omit “Health”.

Commencement Information

I41 Sch. 8 Pt. 1 para. 41 in force at 1.10.2006, see [reg. 1](#)

42. In section 85 (labelling and marking of containers and packages), in subsection (1), omit “appropriate”.

Commencement Information

I42 Sch. 8 Pt. 1 para. 42 in force at 1.10.2006, see [reg. 1](#)

43. In section 86 (leaflets)(**25**), in subsection (1), omit “appropriate”.

Commencement Information

I43 Sch. 8 Pt. 1 para. 43 in force at 1.10.2006, see [reg. 1](#)

44. In section 87 (requirements as to containers), in subsection (1)—
(a) omit “appropriate”; and
(b) for “those Ministers” substitute “the Ministers”.

Commencement Information

I44 Sch. 8 Pt. 1 para. 44 in force at 1.10.2006, see [reg. 1](#)

45. In section 88 (distinctive colours, shapes and markings of medicinal products), in subsection (1)—
(a) omit “appropriate”; and
(b) for “those Ministers” substitute “the Ministers”.

Commencement Information

I45 Sch. 8 Pt. 1 para. 45 in force at 1.10.2006, see [reg. 1](#)

46. In section 89 (display of information on automatic machines), in subsection (1), omit “appropriate”.

Commencement Information

I46 Sch. 8 Pt. 1 para. 46 in force at 1.10.2006, see [reg. 1](#)

47. Section 90 (provisions as to medicated animal feeding stuffs) shall be omitted.

(25) Section 86 was amended by regulation 7(1) of S.I. [1994/276](#) and regulation 2(a)(vi) of S.I. [2002/236](#).

Commencement Information

I47 Sch. 8 Pt. 1 para. 47 in force at 1.10.2006, see [reg. 1](#)

- 48.** In section 91 (offences under Part V, and supplementary provisions)(**26**)—
- (a) in subsection (1), for “, section 86(3) or (4) or section 90(2)” substitute “or section 86(3) or (4)”;
 - (b) in subsection (2), omit “or any of those provisions as applied by section 90(1) of this Act”; and
 - (c) in subsection (3), omit “, and any power to make regulations conferred by those sections as applied by section 90(1) of this Act shall be exercisable in a corresponding way”.

Commencement Information

I48 Sch. 8 Pt. 1 para. 48 in force at 1.10.2006, see [reg. 1](#)

- 49.** In section 95 (powers to regulate advertisements and representations)(**27**)—
- (a) in subsection (1), omit “appropriate”, in both places that word appears; and
 - (b) in subsection (3), omit “appropriate”.

Commencement Information

I49 Sch. 8 Pt. 1 para. 49 in force at 1.10.2006, see [reg. 1](#)

- 50.** In section 99 (new editions of British Pharmacopoeia, and other compendia)(**28**)—
- (a) in subsection (4), in paragraph (a), for “veterinary drugs” substitute “veterinary medicinal products”;
 - (b) in subsection (6)—
 - (i) for “subsection (3)(a)” substitute “subsection (3)”,
 - (ii) omit “Health”, and
 - (iii) omit the words from “; and where the appropriate body has prepared” to the end; and
 - (c) in subsection (7)—
 - (i) after “In this Part of this Act” insert “—”,
 - (ii) for “, and “relevant” substitute “; “relevant”; and
 - (iii) at the end insert
“veterinary medicinal product” has the same meaning as in the Veterinary Medicines Regulations 2006

Commencement Information

I50 Sch. 8 Pt. 1 para. 50 in force at 1.10.2006, see [reg. 1](#)

(26) Section 91 was amended by section 32(2) of the Magistrates' Courts Act 1980 (c. 43) and regulation 8 of S.I. 1994/267.

(27) Section 95 was amended by section 32(2) of the Magistrates' Courts Act 1980 (c. 43).

(28) Section 99 was amended by Part 17 of Schedule 1 to the Statute Law (Repeals) Act 2004 (c. 14).

- 51.** In section 101 (other publications), in subsection (2)—
- (a) for “the Health Ministers or the Agriculture Ministers” substitute “the Ministers”; and
 - (b) omit “concerned”.

Commencement Information

I51 Sch. 8 Pt. 1 para. 51 in force at 1.10.2006, see [reg. 1](#)

- 52.** In section 102 (supplementary provisions)—
- (a) in subsection (2)—
 - (i) omit “Health”, and
 - (ii) for “those Ministers” substitute “the Ministers”;
 - (b) in subsection (4), omit “appropriate”;
 - (c) in subsection (5), omit “appropriate”;
 - (d) in subsection (6), omit “appropriate”; and
 - (e) in subsection (7), omit the words from ““the appropriate Ministers”” to “to be published, and”.

Commencement Information

I52 Sch. 8 Pt. 1 para. 52 in force at 1.10.2006, see [reg. 1](#)

- 53.** In section 103 (construction of references to specified publications)(**29**), in subsection (1), omit paragraph (d).

Commencement Information

I53 Sch. 8 Pt. 1 para. 53 in force at 1.10.2006, see [reg. 1](#)

- 54.** In section 104 (application of Act to certain articles and substances)(**30**), in subsection (1), omit “, the Health Ministers or the Agriculture Ministers”.

Commencement Information

I54 Sch. 8 Pt. 1 para. 54 in force at 1.10.2006, see [reg. 1](#)

- 55.** In section 105 (application of Act to certain other substances which are not medicinal products)(**31**), in subsection (1), in paragraph (b), omit “, or of causing danger to the health of animals generally or of one or more species of animals”.

Commencement Information

I55 Sch. 8 Pt. 1 para. 55 in force at 1.10.2006, see [reg. 1](#)

(29) Section 103 was amended by section 22 of the Health and Medicines Act 1988 (c. 49).

(30) Section 104 was amended by paragraph 17 of Part 1 to Schedule 10 to S.I. 2004/1031.

(31) Section 105 was amended by paragraph 18 of Part 1 to Schedule 10 to S.I. 2004/1031.

Changes to legislation: There are currently no known outstanding effects for the The Veterinary Medicines Regulations 2006, PART 1. (See end of Document for details)

- 56.** In section 108 (enforcement in England and Wales)(**32**)—
- (a) in subsection (6), in paragraph (a), omit “40,” and “and of any regulations made under section 40 of this Act”;
 - (b) omit subsection (8);
 - (c) in subsection (9), for “(2) to (8)” substitute “(2) to (7)”;
 - (d) in subsection (10), as amended by section 31(1)(d) of the Health Act 2006(**33**), omit “and (8)”;
 - (e) in subsection (11)—
 - (i) omit paragraph (a), and
 - (ii) in paragraph (b), omit “in all other respects.”.

Commencement Information

I56 Sch. 8 Pt. 1 para. 56 in force at 1.10.2006, see [reg. 1](#)

- 57.** In section 109 (enforcement in Scotland), in subsection (2), omit paragraph (d).

Commencement Information

I57 Sch. 8 Pt. 1 para. 57 in force at 1.10.2006, see [reg. 1](#)

- 58.** In section 110 (enforcement in Northern Ireland)—
- (a) in subsection (1), as amended by section 31(3)(a) of the Health Act 2006, for “subsections (3C) and (4)” substitute “subsection (3C)”;
 - (b) omit subsection (4); and
 - (c) in subsection (5)—
 - (i) in paragraph (a), for “(2) to (8)” substitute “(2) to (7)”, and
 - (ii) in paragraph (b), as amended by section 31(3) (d) of the Health Act 2006, omit “and (8)”.

Commencement Information

I58 Sch. 8 Pt. 1 para. 58 in force at 1.10.2006, see [reg. 1](#)

- 59.** In section 116 (liability to forfeiture under Customs and Excise Management Act 1979)(**34**), in subsection (3), omit “or are, or normally are, animal feeding stuffs in which medicinal products have been incorporated”.

Commencement Information

I59 Sch. 8 Pt. 1 para. 59 in force at 1.10.2006, see [reg. 1](#)

(32) Section 108 was amended by Schedule 30 to the Local Government Act 1972 (c. 70), paragraph 3 of Schedule 1 to the Animal Health and Welfare Act 1984 (c. 40), paragraph 8 of Schedule 3 to the Food Safety Act 1990 (c. 16), paragraph 33 of Schedule 16 to the Local Government (Wales) Act 1994 (c. 19), article 5(4) of S.I. 1968/1699 and article 2 of S.I. 1988/1955.

(33) 2006 c. 28.

(34) Section 116 was amended by paragraph 12 of Schedule 4 to the Customs and Excise Management Act 1979 (c. 2).

60. Section 117 (special enforcement and sampling provisions relating to animal feeding stuffs) shall be omitted.

Commencement Information

I60 Sch. 8 Pt. 1 para. 60 in force at 1.10.2006, see [reg. 1](#)

61. In section 121 (contravention due to default of other person), in subsection (4), for “85 to 90” substitute “85 to 89”.

Commencement Information

I61 Sch. 8 Pt. 1 para. 61 in force at 1.10.2006, see [reg. 1](#)

62. In section 122 (warranty as defence), in subsection (2), omit “and section 90”.

Commencement Information

I62 Sch. 8 Pt. 1 para. 62 in force at 1.10.2006, see [reg. 1](#)

63. In section 125 (prosecutions), in subsection (4)—
(a) omit “or subsection (8)”; and
(b) for “either of those subsections” substitute “that subsection”.

Commencement Information

I63 Sch. 8 Pt. 1 para. 63 in force at 1.10.2006, see [reg. 1](#)

64. In section 126 (presumptions)**(35)**—
(a) in subsection (1)—
(i) omit paragraph (a),
(ii) omit “animal feeding stuff or”, in both places those words appear, and
(iii) omit “animal feeding stuffs or”;
(b) in subsection (2)—
(i) omit “or animal feeding stuff”, in each place those words appear, and
(ii) omit “or of animal feeding stuffs in which medicinal products have been incorporated”;
(c) in subsection (3), omit the words from “, to any of those provisions” to the end; and
(d) in subsection (4)—
(i) omit “, or of so much of subsection (2) of section 90 of this Act as relates to leaflets”,
(ii) omit “or of animal feeding stuffs in which medicinal products have been incorporated”, and
(iii) for the words from “in his possession” to the end, substitute “in his possession for the purpose of supplying it with a medicinal product”.

(35) Section 126 was amended by paragraph 3 of Schedule 1 to the Animal Health and Welfare Act 1984 (c. 40).

Commencement Information

I64 Sch. 8 Pt. 1 para. 64 in force at 1.10.2006, see [reg. 1](#)

65. In section 129 (orders and regulations)(**36**)—

- (a) in subsection (2), omit “, paragraph 5”;
- (b) in subsection (3), in paragraph (a), omit “, 35(2)(b)” and “, 117”; and
- (c) omit subsection (6A).

Commencement Information

I65 Sch. 8 Pt. 1 para. 65 in force at 1.10.2006, see [reg. 1](#)

66. In section 130 (meaning of “medicinal product” and related expressions)(**37**)—

- (a) in subsection (1), omit “or animals”, in both places those words appear;
- (b) omit subsections (3A) to (3C);
- (c) in subsection (4)—
 - (i) omit “or (3A)”,
 - (ii) omit “or animals”, and
 - (iii) in paragraph (c), omit the words from “, or beneficial to” to the end of the paragraph;
- (d) in subsection (5), in paragraph (c), omit “, the Health Ministers or the Agriculture Ministers”;
- (e) in subsection (6)—
 - (i) omit “or (3B)”, and
 - (ii) for “the relevant subsection”, in both places those words appear, substitute “that subsection”; and
- (f) in subsection (9)—
 - (i) omit “or an animal”, and
 - (ii) omit “or feeding”, in both places those words appear.

Commencement Information

I66 Sch. 8 Pt. 1 para. 66 in force at 1.10.2006, see [reg. 1](#)

67. In section 132 (general interpretation provisions)—

- (a) in subsection (1)—
 - (i) omit the definitions of the following expressions—
 - “animal”,
 - “animal feeding stuff”(**38**),
 - “animal test certificate”,

(36) Section 129 was amended by paragraph 15 of Part 3 of Schedule 3 to the Food Standards Act 1999 (c. 28).

(37) Section 130 was amended by section 13(2) of, and paragraph 3 of Schedule 1 to, the Animal Health and Welfare Act 1984 (c. 40), by regulation 2 of S.I. 1994/3119 and regulation 25(1)(c) and (d) of S.I. 2005/50.

(38) The definition of “animal feeding stuff” was inserted by section 13(2) of the Animal Health and Welfare Act 1984 (c. 40).

- “the appropriate Ministers”,
 - “the 1981 Directive”(39),
 - “herd”,
 - “medicinal test on animals”,
 - “poultry”, and
 - “veterinary drug”,
- (ii) in the definition of “manufacture”, omit “and does not include the incorporation of the product in any animal feeding stuff”, and
 - (iii) after the definition of “the Marketing Authorisation Regulations” insert the following definition—
 - ““the Ministers” shall be construed in accordance with section 1(1) of this Act;”;
- (b) in subsection (2)—
 - (i) in paragraph (a), omit “, or of causing danger to the health of animals generally or of one or more species of animals”, and
 - (ii) omit paragraph (b); and
 - (c) in subsection (3), omit the words from “, and any reference” to the end.

Commencement Information

I67 Sch. 8 Pt. 1 para. 67 in force at 1.10.2006, see [reg. 1](#)

68. In Schedule 3 (sampling), in paragraph 17—

- (a) omit paragraph (a); and
- (b) in paragraph (b), omit “in any other case”.

Commencement Information

I68 Sch. 8 Pt. 1 para. 68 in force at 1.10.2006, see [reg. 1](#)

69. In Schedule 4 (provisions relating to Northern Ireland)(40)—

- (a) omit paragraphs 2 to 5;
- (b) in paragraph 6—
 - (i) for “The appropriate Northern Ireland Minister or Ministers” substitute “The appropriate Northern Ireland Minister”,
 - (ii) for “appropriate Ministers” substitute “Ministers”,
 - (iii) omit “, section 35”, and
 - (iv) omit “or their”;
- (c) omit paragraph 7;
- (d) in paragraph 8—
 - (i) omit “, or the Minister of Agriculture for Northern Ireland, or both those Ministers,”, and

(39) The definition of “the 1981 Directive” was inserted by regulation 3 of S.I. [1992/3271](#).

(40) Schedule 4 was amended by paragraph 3 of Schedule 1 to the Animal Health and Welfare Act [1984 \(c. 40\)](#), paragraph 10 of Schedule 4 to S.I. [1979/1573](#) and paragraph 8 of Schedule 5 to S.I. [1976/2713](#).

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- (ii) omit “, paragraph 5”;
- (e) in paragraph 9—
 - (i) for ““the appropriate Northern Ireland Minister or Ministers”” substitute ““the appropriate Northern Ireland Minister””,
 - (ii) in paragraph (a), omit the words from “for the purpose” to “of animals.”,
 - (iii) omit paragraphs (b) and (c), and
 - (iv) omit the words after paragraph (c); and
- (f) in paragraph 10—
 - (i) omit “or to the Minister of Agriculture for Northern Ireland”,
 - (ii) for “either or both of those Ministers” substitute “that Minister”,
 - (iii) omit the words from “or, as the case may require” to the end.

Commencement Information

I69 Sch. 8 Pt. 1 para. 69 in force at 1.10.2006, see [reg. 1](#)

Commencement Information

I11 Sch. 8 Pt. 1 para. 1 in force at 1.10.2006, see [reg. 1](#)
I12 Sch. 8 Pt. 1 para. 2 in force at 1.10.2006, see [reg. 1](#)
I13 Sch. 8 Pt. 1 para. 3 in force at 1.10.2006, see [reg. 1](#)
I14 Sch. 8 Pt. 1 para. 4 in force at 1.10.2006, see [reg. 1](#)
I15 Sch. 8 Pt. 1 para. 5 in force at 1.10.2006, see [reg. 1](#)
I16 Sch. 8 Pt. 1 para. 6 in force at 1.10.2006, see [reg. 1](#)
I17 Sch. 8 Pt. 1 para. 7 in force at 1.10.2006, see [reg. 1](#)
I18 Sch. 8 Pt. 1 para. 8 in force at 1.10.2006, see [reg. 1](#)
I19 Sch. 8 Pt. 1 para. 9 in force at 1.10.2006, see [reg. 1](#)
I110 Sch. 8 Pt. 1 para. 10 in force at 1.10.2006, see [reg. 1](#)
I111 Sch. 8 Pt. 1 para. 11 in force at 1.10.2006, see [reg. 1](#)
I112 Sch. 8 Pt. 1 para. 12 in force at 1.10.2006, see [reg. 1](#)
I113 Sch. 8 Pt. 1 para. 13 in force at 1.10.2006, see [reg. 1](#)
I114 Sch. 8 Pt. 1 para. 14 in force at 1.10.2006, see [reg. 1](#)
I115 Sch. 8 Pt. 1 para. 15 in force at 1.10.2006, see [reg. 1](#)
I116 Sch. 8 Pt. 1 para. 16 in force at 1.10.2006, see [reg. 1](#)
I117 Sch. 8 Pt. 1 para. 17 in force at 1.10.2006, see [reg. 1](#)
I118 Sch. 8 Pt. 1 para. 18 in force at 1.10.2006, see [reg. 1](#)
I119 Sch. 8 Pt. 1 para. 19 in force at 1.10.2006, see [reg. 1](#)
I120 Sch. 8 Pt. 1 para. 20 in force at 1.10.2006, see [reg. 1](#)
I121 Sch. 8 Pt. 1 para. 21 in force at 1.10.2006, see [reg. 1](#)
I122 Sch. 8 Pt. 1 para. 22 in force at 1.10.2006, see [reg. 1](#)
I123 Sch. 8 Pt. 1 para. 23 in force at 1.10.2006, see [reg. 1](#)
I124 Sch. 8 Pt. 1 para. 24 in force at 1.10.2006, see [reg. 1](#)
I125 Sch. 8 Pt. 1 para. 25 in force at 1.10.2006, see [reg. 1](#)
I126 Sch. 8 Pt. 1 para. 26 in force at 1.10.2006, see [reg. 1](#)
I127 Sch. 8 Pt. 1 para. 27 in force at 1.10.2006, see [reg. 1](#)
I128 Sch. 8 Pt. 1 para. 28 in force at 1.10.2006, see [reg. 1](#)
I129 Sch. 8 Pt. 1 para. 29 in force at 1.10.2006, see [reg. 1](#)
I130 Sch. 8 Pt. 1 para. 30 in force at 1.10.2006, see [reg. 1](#)

I31	Sch. 8 Pt. 1 para. 31 in force at 1.10.2006, see reg. 1
I32	Sch. 8 Pt. 1 para. 32 in force at 1.10.2006, see reg. 1
I33	Sch. 8 Pt. 1 para. 33 in force at 1.10.2006, see reg. 1
I34	Sch. 8 Pt. 1 para. 34 in force at 1.10.2006, see reg. 1
I35	Sch. 8 Pt. 1 para. 35 in force at 1.10.2006, see reg. 1
I36	Sch. 8 Pt. 1 para. 36 in force at 1.10.2006, see reg. 1
I37	Sch. 8 Pt. 1 para. 37 in force at 1.10.2006, see reg. 1
I38	Sch. 8 Pt. 1 para. 38 in force at 1.10.2006, see reg. 1
I39	Sch. 8 Pt. 1 para. 39 in force at 1.10.2006, see reg. 1
I40	Sch. 8 Pt. 1 para. 40 in force at 1.10.2006, see reg. 1
I41	Sch. 8 Pt. 1 para. 41 in force at 1.10.2006, see reg. 1
I42	Sch. 8 Pt. 1 para. 42 in force at 1.10.2006, see reg. 1
I43	Sch. 8 Pt. 1 para. 43 in force at 1.10.2006, see reg. 1
I44	Sch. 8 Pt. 1 para. 44 in force at 1.10.2006, see reg. 1
I45	Sch. 8 Pt. 1 para. 45 in force at 1.10.2006, see reg. 1
I46	Sch. 8 Pt. 1 para. 46 in force at 1.10.2006, see reg. 1
I47	Sch. 8 Pt. 1 para. 47 in force at 1.10.2006, see reg. 1
I48	Sch. 8 Pt. 1 para. 48 in force at 1.10.2006, see reg. 1
I49	Sch. 8 Pt. 1 para. 49 in force at 1.10.2006, see reg. 1
I50	Sch. 8 Pt. 1 para. 50 in force at 1.10.2006, see reg. 1
I51	Sch. 8 Pt. 1 para. 51 in force at 1.10.2006, see reg. 1
I52	Sch. 8 Pt. 1 para. 52 in force at 1.10.2006, see reg. 1
I53	Sch. 8 Pt. 1 para. 53 in force at 1.10.2006, see reg. 1
I54	Sch. 8 Pt. 1 para. 54 in force at 1.10.2006, see reg. 1
I55	Sch. 8 Pt. 1 para. 55 in force at 1.10.2006, see reg. 1
I56	Sch. 8 Pt. 1 para. 56 in force at 1.10.2006, see reg. 1
I57	Sch. 8 Pt. 1 para. 57 in force at 1.10.2006, see reg. 1
I58	Sch. 8 Pt. 1 para. 58 in force at 1.10.2006, see reg. 1
I59	Sch. 8 Pt. 1 para. 59 in force at 1.10.2006, see reg. 1
I60	Sch. 8 Pt. 1 para. 60 in force at 1.10.2006, see reg. 1
I61	Sch. 8 Pt. 1 para. 61 in force at 1.10.2006, see reg. 1
I62	Sch. 8 Pt. 1 para. 62 in force at 1.10.2006, see reg. 1
I63	Sch. 8 Pt. 1 para. 63 in force at 1.10.2006, see reg. 1
I64	Sch. 8 Pt. 1 para. 64 in force at 1.10.2006, see reg. 1
I65	Sch. 8 Pt. 1 para. 65 in force at 1.10.2006, see reg. 1
I66	Sch. 8 Pt. 1 para. 66 in force at 1.10.2006, see reg. 1
I67	Sch. 8 Pt. 1 para. 67 in force at 1.10.2006, see reg. 1
I68	Sch. 8 Pt. 1 para. 68 in force at 1.10.2006, see reg. 1
I69	Sch. 8 Pt. 1 para. 69 in force at 1.10.2006, see reg. 1

The Medicines Act 1971

70. In section 1 of the Medicines Act 1971 (fees payable for the purposes of Part II of the Medicines Act 1968)(**41**), in subsection (1A), in the definition of “medicinal product”, omit paragraph (b) and the word “and” before it.

Commencement Information

I70 Sch. 8 Pt. 1 para. 70 in force at 1.10.2006, see [reg. 1](#)

(41) 1971 c. 69; section 1 was amended by section 21 of the Health and Medicines Act 1988 (c. 49) and paragraph 20 of Part 1 of Schedule 10 to S.I. 2004/1031, and its effect modified by regulation 9(12)(a) of S.I. 1994/3144.

Changes to legislation: *There are currently no known outstanding effects for the The Veterinary Medicines Regulations 2006, PART 1. (See end of Document for details)*

Changes to legislation:

There are currently no known outstanding effects for the The Veterinary Medicines Regulations 2006, PART 1.