

**Subcommittee on  
Import and Export (General) (Amendment) Regulation 2013**

**Amendments proposed by Hon Dennis KWOK  
to the definition of "powdered formula"**

powdered formula (配方粉) means a substance in powder form that—

- (a) ~~is or appears to be~~ ***manufactured, sold, supplied or offered for sale predominantly for the nutritional*** consumption by a person aged under 36 months; and
- (b) ~~is or appears to be~~ ***has the physical appearance of*** milk or milk-like substance in powder form ~~to satisfy wholly or partly the nutritional requirement of a person aged under 36 months.~~

Chapter:	138	<b>PHARMACY AND POISONS ORDINANCE</b>	Gazette Number	Version Date
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		<b>Long title</b>		30/06/1997
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To consolidate and amend the law relating to pharmacy and poisons.

[1 January 1970] *L.N. 186 of 1969*

(Originally 46 of 1969)

Section:	1	<b>Short title</b>		30/06/1997
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This Ordinance may be cited as the Pharmacy and Poisons Ordinance.

Section:	2	<b>Interpretation</b>	2 of 2012	17/02/2012
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(1) In this Ordinance, unless the context otherwise requires-

"authorized seller of poisons" (獲授權毒藥銷售商) means a business authorized to sell poisons under section 11;  
(Replaced 58 of 1986 s. 2)

"Board" (管理局) means the Pharmacy and Poisons Board established under section 3;

"certificate of good standing" (良好聲譽證明書) means a certificate issued under section 9A; (Added 68 of 1995 s. 24)

"dispense" (配發、配藥) means supplying a medicine or poison on and in accordance with a prescription given by a registered medical practitioner, a registered dentist or a registered veterinary surgeon; and also means the compounding or mixing of substances, including poisons, and the supplying of the same and "dispensing" (配發、配藥) shall be construed accordingly; (Added 58 of 1986 s. 2. Amended 96 of 1997 s. 39)

"institution" (機構) means-

- (a) any hospital or maternity home within the meaning of the Hospitals, Nursing Homes and Maternity Homes Registration Ordinance (Cap 165);
- (b) any clinic within the meaning of the Medical Clinics Ordinance (Cap 343); (Amended 84 of 1992 s. 7)
- (c) any such hospital, maternity home or clinic maintained by the Government; (Amended 84 of 1992 s. 7; 2 of 2012 s.3)
- (ca) any military hospital or any maternity home or clinic of the Hong Kong Garrison; or (Added 2 of 2012 s. 3)
- (d) any hospital, maternity home or clinic managed or controlled by the Hospital Authority established under the Hospital Authority Ordinance (Cap 113); (Added 84 of 1992 s. 7)

"label" (標籤) means any statement forming part of or affixed to a container in which pharmaceutical products are sold, which statement may, subject to any regulations made under this Ordinance, be printed in English or Chinese; (Amended 68 of 1995 s. 2)

"listed seller of poisons" (列載毒藥銷售商) means a person whose name is entered on the list kept under section 25 of persons entitled to conduct the retail sale of poisons included in Part II of the Poisons List;

"manufacture" (製造) means the preparation of pharmaceutical products for sale or distribution but shall not include the individual dispensing on a prescription or otherwise of any pharmaceutical product, and "manufacturer" (製造商) has a corresponding meaning;

"pharmaceutical product" (藥劑製品) and "medicine" (藥物) mean any substance or mixture of substances manufactured, sold, supplied or offered for sale or supply for use in-

- (a) the diagnosis, treatment, mitigation, alleviation or prevention of disease or any symptom thereof;
- (b) the diagnosis, treatment, mitigation, alleviation of any abnormal physical or physiological state or any symptom thereof;
- (c) altering, modifying, correcting or restoring any organic function, in human beings or in animals; (Replaced 50 of 1977 s. 2)