



Medicines Act 1968

1968 CHAPTER 67

PART III

FURTHER PROVISIONS RELATING TO DEALINGS WITH MEDICINAL PRODUCTS

Additional provisions

58 Medicinal products on prescription only.

- (1) The appropriate Ministers may by order specify descriptions or classes of medicinal products for the purposes of this section; and, in relation to any description or class so specified, the order shall state which of the following, that is to say—
- (a) doctors,
 - (b) dentists, and
 - (c) veterinary surgeons and veterinary practitioners, ^{F1}and
 - ^{F1}(d) registered nurses, midwives and health visitors who are of such a description and comply with such conditions as may be specified in the order]
- are to be appropriate practitioners for the purposes of this section.
- (2) Subject to the following provisions of this section—
- (a) no person shall sell by retail, or supply in circumstances corresponding to retail sale, a medicinal product of a description, or falling within a class, specified in an order under this section except in accordance with a prescription given by an appropriate practitioner; and
 - (b) no person shall administer (otherwise than to himself) any such medicinal product unless he is an appropriate practitioner or a person acting in accordance with the directions of an appropriate practitioner.
- (3) Subsection (2)(a) of this section shall not apply—
- (a) to the sale or supply of a medicinal product to a patient of his by a doctor or dentist who is an appropriate practitioner, or

Status: Point in time view as at 03/10/1994. This version of this provision has been superseded.

Changes to legislation: Medicines Act 1968, Section 58 is up to date with all changes known to be in force on or before 08 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (b) to the sale or supply of a medicinal product, for administration to an animal or herd under his care, by a veterinary surgeon or veterinary practitioner who is an appropriate practitioner.
- (4) Without prejudice to the last preceding subsection, any order made by the appropriate Ministers for the purposes of this section may provide—
- (a) that paragraph (a) or paragraph (b) of subsection (2) of this section, or both those paragraphs, shall have effect subject to such exemptions as may be specified in the order [^{F2}or, where the appropriate practitioner is a registered nurse, midwife or health visitor, such modifications as may be so specified];
- (b) that, for the purpose of paragraph (a) of that subsection, a medicinal product shall not be taken to be sold or supplied in accordance with a prescription given by an appropriate practitioner unless such conditions as are prescribed by the order are fulfilled.
- (5) Any exemption conferred [^{F3}or modification made] by an order in accordance with subsection (4)(a) of this section may be conferred [^{F4}or made] subject to such conditions or limitations as may be specified in the order.
- (6) Before making an order under this section the appropriate Ministers shall consult the appropriate committee, or, if for the time being there is no such committee, shall consult the Commission.

Textual Amendments

- F1** S. 58(1)(d) and preceding word inserted (3.10.1994) by Medicinal Products: Prescription by [Nurses etc. Act 1992 \(c. 28\), s. 1\(1\)](#); S.I. 1994/2408, [art.2](#)
- F2** Words in s. 58(4)(a) inserted (3.10.1994) by Medicinal Products: Prescription by [Nurses etc. Act 1992 \(c. 28\), s. 1\(2\)](#); S.I. 1994/2408, [art.2](#)
- F3** Words in s. 58(5) inserted (3.10.1994) by Medicinal Products: Prescription by [Nurses etc. Act 1992 \(c. 28\), s. 1\(3\)\(a\)](#); S.I. 1994/2408, [art. 2](#)
- F4** Words in s. 58(5) inserted (3.10.1994) by Medicinal Products: Prescription by [Nurses etc. Act 1992 \(c. 28\), s. 1\(3\)\(b\)](#); S.I. 1994/2408, [art.2](#)

Modifications etc. (not altering text)

- C1** Ss. 57, 58, 61 extended by S.I. 1984/187, [art. 2](#)
S. 58 applied (31.3.1997) by S.I. 1997/322, reg. 34, [Sch.5](#)
- C2** S. 58 applied (1.1.1995) by S.I. 1994/3142, [reg. 18\(2\)](#)
S. 58 modified (1.1.1995) by S.I. 1994/3144, [reg. 9\(10\)](#)
- C3** S. 58(1) restricted (1.1.1995) by S.I. 1994/3144, [reg. 8\(4\)](#)

Status:

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