



## NEGOTIATING MANDATE

**TO:** HON. LC DLAMINI  
CHAIRPERSON: SELECT COMMITTEE ON SOCIAL SERVICES

**NAME OF BILL:** MEDICINES AND RELATED SUBSTANCES AMENDMENT  
BILL

**NUMBER OF BILL:** B6B-2014

**DATE OF DELIBERATION:** FRIDAY, 18 SEPTEMBER 2015

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### **VOTE OF THE LEGISLATURE:**

The Portfolio Committee on Health met today, Friday, the 18<sup>th</sup> of September 2015 to consider the Medicines and Related Substances Amendment Bill [B6B-2014].

The following amendments were noted on the Bill:

#### **Clause 1**

- (a) It is proposed that the definition of “**inspector**” be amended to be specific on qualifications of the inspector as the Medicines and Related Substances Act 101 of 1965 only provides that the Director-General may authorize persons as inspectors.
- (b) It is proposed that as the deletion of “**cosmetic**” and “**foodstuff**” indicates that these will be regulated under the Foodstuffs, Cosmetics

and Disinfectants Act 54 of 1972, this Act must be amended to make it more robust to cater for the regulatory shift.

- (c) It is further proposed that clause 1(g) which defines “**medicine**” must include traditional medicine, supplementary medicine, complimentary medicine and alternative medicine.

### **Clause 2C**

The composition of the Board must include a person who has expertise in traditional healing.

### **Clause 21**

The Minister must be given powers to dismiss a member of the Board without dissolving the Board.

### **Clause 26(3)**

The transfer of various employees into a “central agency” which is South African Health Products Regulatory Authority must exclude the transfer of the National Food Safety Directorate staff to the Agency as these functions have been deleted in the Bill.

### **General**

Local government also proposed that the local authorities' role be considered in the Bill as they consider themselves to be well resourced and are the sphere of government closest to the people and more attuned to local development.

The Committee agreed to mandate the KwaZulu-Natal delegation to the National Council of Provinces to support the Bill provided that the above concerns and amendments are considered and consolidated in the Bill.



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HON LF SHABALALA  
CHAIRPERSON OF HEALTH  
PORTFOLIO COMMITTEE

.....18.9.2015  
DATE