

BOARD NOTICE 26 OF 2020**THE SOUTH AFRICAN PHARMACY COUNCIL****REGULATIONS RELATING TO FEES PAYABLE TO COUNCIL****BACKGROUND**

The South African Pharmacy Council publishes annually, in or about November, by way of a Board Notice the fees payable to the South African Pharmacy Council for the forthcoming financial year.

Section 4 of the Pharmacy Act, 53 of 1974 (as amended) provides the general powers of Council and provides that the functions of Council shall be towards achieving the objects for which Council was established. In order to achieve the objects, Council shall have the power –

- (a) to require any registered person to pay to the Council the prescribed annual fees [Section 4(c)]; and
- (b) to determine the fees payable to Council for services performed by the Council in terms of the Pharmacy Act, or any other reason the Council may decide on [Section 4(zG)].

Section 12 of the Pharmacy Act provides that all fees payable in terms of the Pharmacy Act shall be paid to the Council and shall be utilised as its funds for defraying expenses incurred in connection with the performance of its functions.

Section 49(1) of the Pharmacy Act provides that the Minister of Health may, in consultation with Council, make regulations relating to the fees payable under the Pharmacy Act. In this regard, Regulation 106 of the *Regulations relating to the registration of persons and the maintenance of the registers* (GNR.1160, published on 20 November 2000) provides that every person registered in terms of the regulations must renew their registration annually by paying the annual fee(s) as determined by Council.

PURPOSE

Since 2002, the South African Pharmacy Council has been publishing by way of a Board Notice the fees payable to Council.

In order to ensure transparency to the profession and the general public in achieving the objects of Council and in performing the functions and in executing its powers, the South African Pharmacy Council intends to recommend to the Minister of Health, the publication of the *Regulations relating to the fees payable to Council* in terms of section 49(1)(d) of the Pharmacy Act, 53 of 1974.

Interested parties are invited to submit, within **30 days** of publication of this notice, substantiated comments on or representation regarding the proposed *Regulations relating to the fees payable to Council*. Comments must be addressed to the Registrar, the South African Pharmacy Council, Private Bag X40040, Arcadia or email BN@sapc.za.org.

SCHEDULE

1. Regulations relating to the fees payable to Council

A handwritten signature in black ink, consisting of a stylized 'S' shape followed by a vertical line and a small circle.

**TA MASANGO
REGISTRAR**

SCHEDULE: REGULATIONS RELATING TO THE FEES PAYABLE TO COUNCIL

Definitions

1. In these regulations any word or expression to which a meaning has been assigned in the Act has that meaning, unless the context otherwise indicates –
“**Consumer Price Index**” means the Consumer Price Index rate as published by Statistics South African by way of Government Gazette from time to time.
“**Fees**” means the amounts payable to council for annual [registration] fees and any other fee payable to council for services provided by council as determined by the council in terms of section 4(zG) of the Act.

Determination of fees payable to council

2. The Minister, in terms of section 49(1)(d) of the Act has determined –
 - (a) the fees which may be payable to council in terms of schedule 1 hereto;
 - (b) the annual fees as contained in schedule 1 may be increased by the council on an annual basis, applicable from 1 January every year, subject to:
 - (i) In respect of persons and providers of education and training, a maximum annual increase of the Consumer Price Index plus three percent; and
 - (ii) In respect of pharmacies, a maximum annual increase of the Consumer Price Index plus five percent.
 - (c) In terms of section 4(zG) of the Act, that council may determine additional services undertaken by council in terms of the Act, which fee for such a service shall be determined on a cost to recovery basis.

Publication of fees

3. Subject to section 2, council shall publish by way of Board Notice in the Government Gazette on an annual basis, the fees payable to council.

Short title

4. These Regulations are called *Regulations relating to fees payable to council* under the Pharmacy Act, 53 of 1974.

SCHEDULE 1

Description
REGISTRATION FEES (payable with a duly completed application form)
<ul style="list-style-type: none"> • Pharmacy student (Pharmacy technician /Bachelor of pharmacy) • Registration of traineeship (Pharmacy technician) • Pharmacist's assistant (learner basic or learner post-basic) which includes registration on qualification • Pharmacist's assistant (learner basic or learner post-basic) • Pharmacist's assistant (qualified basic/qualified post-basic) prior to 15 July 2013 or for registration of additional sector • Pharmacist intern • Pharmacist • Pharmacy technician • Supplementary training • Specialist pharmacist • Pharmacy premises application for licensing (as published by the Director-General: National Department of Health) • Recording of a pharmacy (new, change of ownership, relocation) • Recording of a pharmacy owner (for each pharmacy premises) • Responsible pharmacist (for each pharmacy premises) • Registration as a provider accredited/approved by the SAPC • One-time registration as a provider accredited by another Quality Council • Assessor/ moderator/ verifier • Remote automated dispensing unit (RADU) – Public Sector • Mobile unit
<p>ANNUAL FEES</p> <p>In terms of Regulation 106 of the <i>Regulations relating to the registration of persons and the maintenance of registers</i> (R.1160 of 20 November 2000), every person registered in terms of the regulations must renew such registration annually by paying the annual fee(s) as determined by Council. The annual fee due dates each year are as follows-</p> <ul style="list-style-type: none"> - 2 January - Pharmacies and Responsible Pharmacists (private sector): Community, institutional (private), wholesale and manufacturing; - 1 February – Pharmacists; - 1 June - Providers, assessors, pharmacists' assistants, students and interns; and - 1 July - Pharmacies and Responsible Pharmacists (public sector). - 1 July – Pharmacy Owner (public and private sector)
<p>For Persons-</p> <ul style="list-style-type: none"> • Pharmacy student (Pharmacy technician/Bachelor of pharmacy) • Pharmacist's assistant (learner basic or learner post-basic) • Pharmacist's assistant (basic or post-basic) • Pharmacist intern • Pharmacist • Responsible pharmacist (for each pharmacy premises) • Pharmacy owner – State owned (per province) • Pharmacy owner – Non state owned (per pharmacy)
<p>For Pharmacies-</p> <ul style="list-style-type: none"> • Community pharmacy

- Institutional pharmacy
- Wholesale and manufacturing pharmacy
- Consultant pharmacy
- Satellite pharmacy
- Primary healthcare clinics (dispensary) with post- basic assistant(s)
- Remote automated dispensing unit (RADU) - Public Sector
- Mobile unit

For **Providers accredited/ approved by the SAPC** for-

- Pharmacist's assistant's qualification
- Pharmacy technician qualification
- Bachelor of pharmacy qualification
- Authorized pharmacist prescriber qualification
- Specialists qualification
- Short courses/CPD
- Supplementary training courses
- Providers accredited/ approved by another Quality Council
- Assessor/ moderator/ verifier

OTHER FEES – the following fees are payable by:

A Pharmacist's assistant for-

- change of facility
- change of provider/ tutor
- issuing of duplicate certificate of registration
- entrance to the final integrated summative assessments or external integrated summative assessments

A Pharmacist intern for-

- the cession of an internship contract
- entrance to the pre-registration examination for a third or subsequent attempt
- late booking fee for pre-registration examination
- re-assessment of CPD entries for the 13th and subsequent submissions (Old format) / 10th and subsequent CPDs (new format)
- issuing of duplicate certificate of registration

A Tutor for-

- issuing of duplicate certificate of registration
- approval of a tutor of pharmacist intern or pharmacist's assistant

A Pharmacist for the purpose of performing community service for-

- change of facility

A Pharmacist for-

- Change designation from non-practicing to practicing
- Entrance to the pre-registration examination

A Delegated pharmacist for-

- approval of a delegated pharmacist for the delegation of a pharmacist intern training by an approved tutor

A Pharmacy for-

- inspection of a pharmacy for:
 - purposes of approval for training
 - re-inspection for Grade C or Grade D pharmacies
 - follow-up re-inspection
 - at owner's request
- approval of pharmacy premises- internal changes
- issuing of duplicate certificate of approval of pharmacy premises for training purposes
- issuing of duplicate certificate of pharmacy registration or recording of a pharmacy
- application for an automated dispensing unit

- application for a remote automated dispensing unit (Public Sector)
- application fee for mobile unit
- an application to conduct a separate practice or business within a pharmacy
- approval of change of trading title
- approval of change of address where there is no relocation of a pharmacy
- approval of change of owner's name where there is no change of ownership
- recording after change of trading title
- recording after change of address where there is no relocation of pharmacy
- recording after change of owner's name where there is no change of ownership
- recording after change of ownership (in case of a Grade A Pharmacy where there is no structural changes)
- access to group pharmacy information by the nominated person over and above the Responsible Pharmacist and/or first owner

A Responsible pharmacist for-

- issuing of duplicate certificate of registration

A Provider of pharmacy education and training for the evaluation of an application for the purpose of:

- approval as a provider for Authorized Pharmacist Prescriber course
- approval as a provider of a Bachelor of pharmacy
- approval as a provider of pharmacist's assistants' course
- approval as a provider of short courses/CPD
- approval as a provider of specialist pharmacist qualification
- approval as a provider of supplementary training course/s
- approval of a pharmacist's assistant course/qualification
- approval of pharmacy technician course/qualification
- approval of Bachelor of pharmacy course/qualification
- approval of CPD/short courses
- approval of specialist in pharmacy qualification
- approval of courses by another Quality Council
- verification of an RPL assessment/ file

Any Person for-

- issuing of a duplicate certificate of courses completed for the Council's Diploma in Pharmacy
- issuing of a duplicate registration certificate or a certified extract from the register or certificate by the Registrar or academic record and curriculum
- replacement of membership card prior to expiry thereof
- entrance to professional examination for purposes of registration as a pharmacist (per paper)
- analysis of professional examination results (per paper)
- analysis of pre-registration examination results (per paper)
- issuing of Certificate of Good Standing
- evaluation of a qualification in pharmacy obtained outside the Republic (applicant is a non-South African citizen)
- evaluation of a qualification in pharmacy obtained outside the Republic (applicant is South African citizen)
- issuing of duplicate certificate: supplementary training/additional qualification/assessor

RESTORATION FEES

Restoration as a result of voluntary removal (restoration will include payment of the restoration fee together with payment of the annual fee for the current year)

- Pharmacist's assistant

- Pharmacy student
- Pharmacist intern
- Pharmacist
- Pharmacy owner
- Pharmacist – Retired (aged 70 or older)
- Pharmacist's assistant (basic or post-basic) – Retired (aged 70 or older)
- Providers accredited/approved by the SAPC

Restoration as a result of involuntary removal (restoration will include payment of the restoration fee together with the payment of annual fee for the year of removal and payment of the annual fee for the current year)

- Pharmacist's assistant
- Pharmacy student
- Pharmacist intern
- Trainee (Pharmacy Technician)
- Pharmacist
- Pharmacy owner
- Pharmacist – Retired (aged 70 or older)
- Pharmacist's assistant (basic or post-basic) – Retired (aged 70 or older)
- Community/Institutional/Consultant pharmacy
- Wholesale/Manufacturing pharmacy
- Providers accredited/approved by the SAPC

GENERAL

- Register: List of persons per row or line (pharmacists/assistants/assessors/moderators)
- Register: List of pharmacies per row or line
- Amendment of Registration Certificate (for persons only)
- Change of name/surname
- Obtaining SA ID (permanent residency)
- Removal of limitation on registration/conditions to registration
- Change in ID/passport number
- Section 29(4) Evaluation
- Section 26 Certificate
- Assessment of CPD entries (per entry), where applicable, for the sole purposes of restoration to the register, when a person has been removed

EXEMPTIONS AND REDUCED FEES*

Council may exempt any person from payment of any annual fee on the grounds of age. The following reduced annual fees will be considered for-

(a) Pharmacist – Retired (aged 70 or older)

(b) Pharmacist's assistant (basic or post-basic) – Retired (aged 70 or older)

*An application form provided by Council must be submitted to the Registrar for consideration and approval.

*All pharmacist and pharmacist's assistant above the age of 70 who fail to pay annual fees within 3 years and do not have approval for exemption will be removed from Council register.