

PHARMACY AND POISONS ORDINANCE (Chapter 138)

DIRECTION MADE BY THE DISCIPLINARY COMMITTEE OF
THE PHARMACY AND POISONS BOARD OF HONG KONG

It is hereby notified that a Disciplinary Committee appointed by the Pharmacy and Poisons Board of Hong Kong under section 15 of the Pharmacy and Poisons Ordinance, Chapter 138, Laws of Hong Kong ('the Ordinance') to inquire into the conduct of an authorized seller of poisons, namely Po Sang Pharmacy, at Ground Floor, 36 Marble Road, North Point, Hong Kong, has conducted an inquiry on 2 June 2017 in accordance with section 16 of the Ordinance.

The said Committee was satisfied after the inquiry that Po Sang Pharmacy had been guilty of misconduct in that at the material time, Mr. CHAN Ting-wa (being the sole-proprietor) of Po Sang Pharmacy, an authorized seller of poisons, was convicted of the following offences under the Trade Descriptions Ordinance (Chapter 362, Laws of Hong Kong) and the Ordinance, on 30 November 2016 at Eastern Magistrates' Courts for which the following sentences were imposed on 14 December 2016:—

<i>Date of Offence</i>	<i>Person Convicted</i>	<i>Offence</i>	<i>Sentence</i>
25 May 2016	CHAN Ting-wa	(1) Selling goods to which a forged trade mark was applied	(1) Community Service Order for 80 hours and Amends/Restitution (<i>via</i> Magistracy HK\$1,770)
		(2) Selling Part 1 poison otherwise than in the presence and under the supervision of a registered pharmacist	(2) Community Service Order for 140 hours
			(1) and (2) to run concurrently

It is further notified that under section 16(2)(b) of the Ordinance, the said Committee directed that Po Sang Pharmacy should be disqualified from being an authorized seller of poisons for a period of 14 days with effect from 15 July 2017. The said Committee added that its direction should be published in the Government of the Hong Kong Special Administrative Region Gazette with an account of the proceedings.

Cindy LAI *Chairman, Disciplinary Committee of the Pharmacy and Poisons Board of Hong Kong*