

**Bill #17  
Fair Drug Pricing Act**

**CHANGES RECOMMENDED TO THE LAW AMENDMENTS COMMITTEE**

**PAGE 13, Clause 31**, add the following subclauses immediately after subclause (4):

(5) Notwithstanding anything in this Act or the regulations, the Governor in Council shall not establish a maximum price for interchangeable products unless the Minister has

(a) entered into an agreement pursuant to subsection 14(2); and

(b) established a fee schedule in respect of services provided pursuant to the *Pharmacy Act*.

(6) Notwithstanding anything in this Act or the regulations, the Governor in Council may not make a regulation establishing a maximum price for interchangeable products less than

(a) forty-five per cent of the published price, not including any mark-up for distribution, at which the interchangeable original product is sold to a provider or wholesaler as of the date the Minister enters into an agreement pursuant to subsection 14(2);

(b) forty per cent of the published price, not including any mark-up for distribution, at which the interchangeable original product is sold to a provider or wholesaler as of one year after the date the Minister enters into an agreement pursuant to subsection 14(2); and

(c) thirty-five per cent of the published price, not including any mark-up for distribution, at which the interchangeable original product is sold to a provider or wholesaler as of two years after the date the Minister enters into an agreement pursuant to subsection 14(2).

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