

[Act No. 597, January 26, 1903]

AN ACT REGULATING THE PRACTICE OF PHARMACY IN THE PHILIPPINE ISLANDS.

By authority of the United States, be it enacted by the Philippine Commission, that:

SECTION 1. The Commissioner of Public Health for the Philippine Islands shall appoint, with the advice and consent of the Board and Health for the Philippine Islands, a Board of Pharmaceutical Examiners consisting of three qualified pharmacists who shall be citizens of the United States or citizens of the Philippine Islands, and who shall be graduates in good standing of legally chartered and reputable schools of pharmacy, and who shall have had five consecutive years of practical experience in compounding and dispensing physicians prescriptions and shall have been actively engaged in the drug business. They shall hold office for three years after their appointment and until their successors are appointed and qualified: *Provided*, That the first appointees shall serve for a period of one, or two to three years, respectively, as specified in their respective certificates of appointment from the Commissioner of Public Health: *And, provided further*, That no member of the faculty of any school, college, or university where pharmacy is taught shall be eligible for appointment on said Board.

Each person appointed to the Board shall qualify by taking and subscribing to the following oath of office:

"I, having been appointed a member of the Board of Pharmaceutical Examiners for the Philippine Islands, do hereby solemnly swear that I am a graduate in good standing of the at in the city of, that will well and truly perform all the duties of said office, that I will faithfully account for all moneys coming into my hands as such officer that I will bear true faith and allegiance to the Government of the United States, and that I take this oath without any mental reservation whatever. So help me God."

The oath shall be recorded and filed in the office of the Secretary of the Board of Health for the Philippine Islands.

The Commissioner of Public Health shall fill any vacancy that may occur in the Board within one month after the vacancy occurs. The person so appointed to fill a vacancy shall hold office only for the unexpired term of the member whose place he is appointed to fill. The Commissioner of Public Health may, with the advice and consent of the Board of Health for the Philippine Islands, remove any member of said Board for continued neglect of duty or incompetency or for unprofessional or dishonorable conduct.

SEC. 2. The Board of Pharmaceutical Examiners shall appertain to the Department of the Interior so far as executive action may be required in connection with it. It shall organize immediately after the appointment of its members, and annually thereafter on the anniversary of its first organization, by electing from its members a president, who shall be its chief executive officer, and a secretary-treasurer. It

shall procure and keep a seal with which to attest its official acts. The members of the Board, except the secretary-treasurer, shall receive as compensation the sum of two dollars each for each candidate examined for registration as pharmacist, and one dollar and a half each for each candidate examined for registration as second-class pharmacist (*practicante de farmacia*). The secretary-treasurer shall receive compensation at the rate of one hundred and fifty dollars per year, one-half of which amount shall be paid on the thirtieth of June and one-half on the thirty-first of December of each year. The amounts due the members of the Board of Pharmaceutical Examiners shall be paid from insular funds and disbursed by the disbursing officer of the Board of Health for the Philippine Islands. The secretary-treasurer shall execute a bond of five hundred dollars, with good and sufficient sureties, which shall be approved by the Treasurer for the Philippine Archipelago, conditioned that he will pay to the Treasurer for the Philippine Archipelago all moneys received by him as treasurer, and that he will faithfully discharge all the duties of his office. He shall keep a record of the proceedings of the Board, and a register of all persons to whom certificates of registration as pharmacist, second-class pharmacist (*practicante de farmacia*), registered apprentices in pharmacy, or Chinese druggists have been granted under the provisions of this Act, setting forth the name, age, sex and place of business of each, his post-office address, the name of the pharmaceutical school, college, or university from which he graduated, or in which he has studied pharmacy, if any, and the date of such graduation or length and date of such term of study together with the time spent in the study of pharmacy elsewhere, if any, and the names and locations of all institutions which have granted to him degrees or certificates of lectures in pharmacy, and all other degrees granted to him from institutions of learning.

SEC. 3. The Board of Pharmaceutical Examiners shall meet in the city of Manila for the purpose of examining candidates desiring to practice pharmacy in the Philippine Islands on the second Tuesday of February, nineteen hundred and three, and thereafter on the first Tuesdays of July and January of each year, after giving thirty days' written or printed notice of such meeting to each candidate who has filed his name and address with the secretary-treasurer of the Board, and after publishing such notice in Manila in one newspaper published in the English language and one newspaper published in the Spanish language, at least once per week for a like period. The Board shall issue four forms of certificates of registration, as follows:

(a) A certificate as registered pharmacist to any person of twenty-one or more years of age, of good habits and moral character, holding a degree or diploma as doctor or licentiate from a reputable and well-known school, who has had at least four years of practical experience in some place where drugs, medicines, and poisons were dispensed and sold at retail, and the prescriptions of physicians compounded, and who has been examined and favorably passed upon by the Board, which certificate shall be signed by a majority of the members of the Board.

(b) A certificate as registered pharmacist of the second class (*practicante de farmacia*) to any person twenty-one or more years of age, of good habits and moral character, who has had at least three years of practical experience in some place where drugs, medicines, and poisons were dispensed and sold at retail, and where physicians prescriptions were compounded, and who has been examined and favorably passed upon by the Board, which certificate shall be signed by a majority of the members of the Board.

(c) A certificate as apprentice in pharmacy to any person of good habits and moral character reported by a registered pharmacist, or registered pharmacist of the second class (*practicante de farmacia*), as having been taken into his employ as a student of pharmacy or an apprentice for the purpose of becoming a pharmacist.

(d) A certificate as Chinese druggist to any person twenty-one or more years of age and of good habits and moral character who shall submit to the Board of Pharmaceutical Examiners a certificate from the Chinese consul at Manila that he is competent and qualified to conduct a Chinese drug store in accordance with the laws and customs of the Chinese Empire, together with such other evidence as to his fitness to conduct such a store as the Board may require.

SEC. 4. Hereafter second-class pharmacists (*practicantes de farmacia*) shall pay the same industrial taxes as registered pharmacists, anything in the laws, decrees and orders now fixing industrial taxes to the contrary notwithstanding.

SEC. 5. The secretary-treasurer of the Board shall collect a fee of ten dollars for each certificate of registration as pharmacist or second-class pharmacist (*practicante de farmacia*); a fee of ten dollar for each certificate of registration as Chinese druggist; and a fee of one dollar for each certificate of registration as apprentice in pharmacy.

SEC. 6. The Board shall, on or before the thirtieth of June of each year, make a report to the Secretary of the Interior of its proceedings during the past year, and of all moneys received and disbursed by it within that period.

SEC. 7. Sixty days after the first meeting of the Board of Pharmaceutical Examiners for the Philippine Islands it shall be unlawful for any person to practice pharmacy in any of its branches in the Philippine Islands without a certificate of registration from the Board of Pharmaceutical Examiners.

SEC. 8. Any person who, at the time of the passage of this Act, holds a certificate of registration in accordance with the provisions of Ordinance Numbered Twelve, Headquarters, Provost-Marshal-General, city of Manila, and shall make application to the Board of Pharmaceutical Examiners, shall be granted a certificate of registration as registered pharmacist or second-class pharmacist (*practicante de farmacia*) by said Board without further examination on the payment of the required fee for registration less the amount of the fee already paid by him for his certificate of registration in accordance with the provisions of said ordinance.

SEC. 9. Any person who, prior to the ratification of the Treaty of Paris had received the degree of licentiate in pharmacy from the University of Santo Tomas, in the city of Manila, and who shall make application to the Board of Pharmaceutical Examiners, shall be granted a certificate of registration as pharmacist by the Board without further examination on payment of the required fee for registration.

SEC. 10. Any person who, prior to the ratification of the Treaty of Paris, had received the title of "*practicante de farmacia*" from the University of Santo Tomas of the city of Manila, and who shall make application to the Board of Pharmaceutical Examiners, shall be granted a certificate as second-class pharmacist (*practicante de farmacia*) by the Board, without further examination, on payment of the required fee for registration.