

**THE ZAMBIA MEDICINES AND MEDICAL
SUPPLIES AGENCY BILL, 2019**

MEMORANDUM

The objects of this Bill are to—

- (a) provide for an efficient and cost-effective system for the procurement, storage and distribution of medicines and medical supplies;
- (b) establish Medical Stores Limited as the Zambia Medicines and Medical Supplies Agency and provide for its functions; and
- (c) provide for matters connected with, or incidental to, the foregoing.

L. KALALUKA,
Attorney-General

N.A.B. 13, 2019

17th July, 2019

**THE ZAMBIA MEDICINES AND
MEDICAL SUPPLIES AGENCY BILL, 2019**

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SCHEDULE

A BILL

ENTITLED

An Act to provide for an efficient and cost-effective system for the procurement, storage and distribution of medicines and medical supplies; establish Medical Stores Limited as the Zambia Medicines and Medical Supplies Agency and provide for its functions; and provide for matters connected with, or incidental to, the foregoing.

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ENACTED by the Parliament of Zambia

Enactment

PART I

PRELIMINARY PROVISIONS

1. This Act may be cited as the Zambia Medicines and Medical
5 Supplies Agency Act, 2019, and shall come into operation on the
date appointed by the Minister by statutory instrument. Short title
and
commence-
ment
2. In this Act, unless the context otherwise requires— Interpretation
- “Agency” means the Zambia Medicines and Medical Supplies
Agency established in accordance with section 3;
- 10 “appointed date” means the date appointed by the Minister
under section 1;
- “associate” has the meaning assigned to the words in the
Anti-Corruption Act, 2012; Act No. 3 of
2012
- 15 “Board” means the Board of the Agency constituted in
accordance with section 6;
- “Chairperson” means the person elected as Chairperson of
the Board in accordance with section 6
- 20 “Company” means the Medical Stores Limited existing in
accordance with the Companies Act, 2017, and existing
immediately before the appointed date;

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	“diagnostic Centre” means a laboratory or radiological service, or any other related service;	
	“Director-General” means the person appointed as Director- General of the Agency in accordance with section 14;	
Cap. 1	“emoluments” has the meaning assigned to the word in the Constitution;	5
	“health facility” has the meaning assigned to the words in the Health Professions Act, 2009;	
Act No. 24 of 2009	“Health Professions Council of Zambia” means the Health Professions Council of Zambia established under the Health Professions Act, 2009;	10
Act No. 24 of 2009	“hospice” has the meaning assigned to the word in the Health Professions Act, 2009;	
Act No. 24 of 2009	“hospital” has the meaning assigned to the word in the Health Professions Act, 2009;	15
Act No. 1 of 2019	“legally disqualified” means the absence of legal capacity as provided in section 4 of the Mental Health Act, 2019;	
	“medical supplies” means products or materials used in the delivery of healthcare services and include pharmaceuticals, non-pharmaceuticals, nutraceuticals, vaccines and therapeutic antisera, medical equipment and devices, medical appliances and materials, health technologies, laboratory supplies and reagents, dental materials, hospital consumables, and any other material or equipment as may be necessary for the delivery of healthcare services in Zambia;	20 25
	“medicine” means medicine for human use, herbal medicine for human use, a medicinal product for human use or any substance or mixture of substances for human use intended to be used, or manufactured for use, for its therapeutic efficacy or for its pharmacological purpose in the diagnosis, treatment, alleviation, modification or prevention of disease or abnormal physical or mental state or the symptoms of disease in a person;	30
	“member” means the person appointed as a member of the Board in accordance with section 6;	35
	“public health facility” means a health facility owned or operated by the Government;	