

JOINT INDUSTRY POSITION STATEMENT REGULATION OF THERAPEUTIC PRODUCTS IN NEW ZEALAND

1. While the Therapeutic Products & Medicines Bill is on hold, industry is left in an unacceptable position of uncertainty. Parts I – V of the Bill should therefore be formally withdrawn or defeated.
2. Work must begin immediately on a new NZ system of regulation specific to natural health products and devices based on the recommendations of the first health select committee report into this issue.
3. New Zealand natural health regulation must be –
 - constituted under its own Act of Parliament;
 - controlled by a small stand alone body within the Ministry of Health not also tasked (directly or indirectly) with controlling pharmaceuticals, staffed by those with established backgrounds in the sector (not those who routinely disparage the industry);
 - proportionate to an objective and independent risk assessment of the natural health sector based on properly corroborated data; and
 - designed in consultation with leading natural health industry and consumer groups who can demonstrate widespread public or industry endorsement and approval.
4. The NZ system of natural product regulation should contain the following basic elements:
 - A computer based product register that records all natural health products sold in New Zealand via a simple self-assessment electronic system.
 - A manufacturing procedures (GMP) system, appropriate to the quality risk posed by the products, and based on qualified and robust systems and procedures.
 - A ‘negative list’ of ingredients or products that are banned or controlled because they do not meet acceptable international standards. The negative list should be maintained on an online database so the health practitioners and health authorities are well informed.
 - A system of random testing of products to ensure compliance and that products are true to label.

- An advertising code specific for NHPs, administered by a co-regulatory body of industry, consumers and regulators – which will include a complaint resolution panel.
 - A Guideline on Levels of Evidence that requires industry to hold evidence to support claims but encourages industry to provide consumers with balanced information on the use and benefits of natural healthcare products.
 - An Expert Advisory Committee comprising persons with expertise and knowledge of natural healthcare.
5. If the Therapeutic Products and Medicines Bill is brought back to the house then the legislation must be amended to specifically exclude the joint agency from having any jurisdiction over natural health products and devices (including those with a natural health component) with the definitions of these industries to be agreed following proper consultation.
6. The following will not be accepted:
- Any “opt in/opt out” system from a Trans Tasman agency for NZ domestic natural products.
 - A parallel NZ agency for natural products reflecting the ANZTPA rules in all but name.
 - Planned regulatory creep which would see natural products brought within a joint agency over time.
 - Regulation of natural health products under ANZTPA.
 - Regulation of natural health products under the same system as Pharmaceutical and over the counter medicines in any way.

Prepared by the NZ Health Trust July 2007

This position is supported and endorsed by the following organizations:

<i>New Zealand Health Trust</i>	<i>New Health NZ</i>	<i>New Zealand Charter of Health Practitioners</i>
<i>Natural Health Laboratories Limited</i>	<i>Pharmaceutical Compounding NZ Limited</i>	<i>Health & Herbs International Limited</i>
<i>Citizens for Health Choices</i>	<i>AQS Limited</i>	<i>Genesis Bio-laboratory Limited</i>
<i>About Health Supplements Limited</i>	<i>New Zealand Longevity Foundation</i>	<i>Milford Health Clinic</i>

<i>New Zealand Herb Foundation</i>	<i>Healthy Options Limited</i>	<i>Herbal Limited</i>
<i>Natural Therapies Limited</i>	<i>Healthy Options Magazine</i>	<i>Market New Zealand</i>
<i>Kiwikitiz Limited</i>	<i>The Day Stay Natural Detox Centre</i>	<i>Healthy Options Charitable Trust</i>
<i>Skybright Natural Health Limited</i>	<i>New Zealand Health Food Company</i>	<i>Strauss Herbs NZ Limited</i>
<i>Nature Source Organics Limited</i>	<i>Health Freedom NZ</i>	<i>Tasman Trading Company Limited</i>
<i>Hair & Skin Clinic, Auckland</i>	<i>Health Seekers Limited</i>	<i>Waitakere Holdings Limited</i>
<i>Natural Health Alliance, Australia</i>	<i>Tibetan Natural Medicine</i>	<i>Deer Products International Limited</i>
<i>Production Laboratories</i>	<i>The Good Life Shop</i>	<i>Andeer (NZ) Limited</i>
<i>Alchemy Magic TH</i>	<i>Vibrational Essences</i>	<i>Ananda Clinic & Spa</i>
<i>Wellness-Vitality.com</i>	<i>St Benedicts Health Care</i>	<i>Cynthia Glover HbT</i>
<i>Creative Energy Holdings Limited</i>	<i>Wah Lee Ltd</i>	<i>Gramart Foods Limited</i>
<i>Solvent Rescue Limited</i>	<i>Wellness 4 U Clinic Limited</i>	<i>Usana Health Sciences</i>
<i>Rowena Matheson</i>	<i>Just Thyme Health</i>	<i>Thymeline Limited</i>
<i>Healthright</i>	<i>Barry Blake Associates Ltd</i>	<i>Sole Talk Reflexology</i>
<i>Biotrace Limited</i>	<i>Greg Villers, Practitioner</i>	<i>Endo Health Ltd</i>
<i>Homeopathic Association of NZ</i>	<i>Enriching Lifestyle</i>	<i>Tracey Bevan, Practitioner</i>

<i>Debra Wynn, Distributor</i>	<i>4Life Research Distributors</i>	<i>Celestial Essentials</i>
<i>4 Health Direct</i>	<i>Whole Health International Ltd</i>	<i>Return 2 Health Ltd</i>
<i>Performance Formulas NZ Ltd</i>	<i>Cathy Gaul, Practitioner</i>	<i>Numia Healthcare</i>
<i>Fuimanu Etuale, Supplier</i>	<i>Body Minders</i>	<i>New Future</i>
<i>Michelle Koolen Nutrition</i>	<i>Medical Imaging</i>	<i>Longchamps Marketing</i>
<i>Fitkiwi Personal Training</i>	<i>A Stress Free Day Ltd</i>	<i>Muriel Walton, Supplier</i>
<i>Acu-power TCM</i>	<i>Infinite Integrity</i>	<i>4 Health Direct Distributors</i>
<i>Tony Penman, Supplier</i>	<i>HFL Management Ltd</i>	<i>K & S Walton Ltd</i>
<i>Annette Irwin</i>	<i>Organic Bodies</i>	<i>Kirsti Treanor, Distributor</i>
<i>NZ Essentials Ltd</i>	<i>Total Body Therapy Limited</i>	<i>Gordon Steer, Distributor</i>
<i>George Nelson, Distributor</i>	<i>Welcome Australia Limited</i>	<i>Bev Spraggs, Distributor</i>
<i>OBC Business Centre</i>	<i>John Crossley Manufacturing</i>	<i>AA Auckland Hypnotherapy Clinic</i>
<i>Milford Naturopathic Clinic</i>	<i>Pink Waterlily Health Centre</i>	<i>Gaelene Dorreen, Distributor</i>
<i>TeAra Bergstrom, Distributor</i>	<i>In4more Limited</i>	<i>Annett Grannetia, Distributor</i>
<i>John Maxwell, Distributor</i>	<i>Satori.cc Limited</i>	<i>Desiree de Leeuw, Distributor</i>
<i>Guo Chen, Distributor</i>	<i>Sara Keen, Childbirth Educator</i>	<i>Natural Wellness Clinic</i>

<i>Neways International</i>	<i>Kerry Brear, Distributor</i>	<i>Natural Health</i>
<i>Soil to Soul</i>	<i>National Innovation Centre</i>	<i>Vicki Rielly</i>
<i>Robert Andrews, Distributor</i>	<i>Homeopathy by Natural Touch</i>	<i>O'Connor Bioenergy</i>
<i>Onlinebizco</i>	<i>Brooker Colour Therapy</i>	<i>Train Your Brain Limited</i>
<i>Fewtrell Limited</i>	<i>The Health & Wealth Coy Limited</i>	<i>Modern Health</i>
<i>Naturopathic Clinic</i>	<i>Waymouth's Pharmacy</i>	<i>Tanya Bottomley, Distributor</i>
<i>Ngaruawahia Medical Centre</i>	<i>Sally Randall, Reflexology Holistic Health Practitioner</i>	<i>Karen Maniapoto, Wholistic Therapist</i>
<i>Inner Sources</i>	<i>Andrew Buckley, Osteopathic Physician</i>	<i>Simmilea Homeopathy</i>
<i>Abundant Health Limited</i>	<i>Claridges Organic Limited</i>	<i>Suzi Wallis, Concerned Consumer</i>
<i>Japanese Acupuncture Limited</i>	<i>Auckland College of Classical Homeopathy</i>	<i>Pacific International Nutrition NZ Limited</i>
<i>Safe Earth Limited</i>	<i>Advanced Natural Medicine Limited</i>	<i>Rockrowan Limited</i>
<i>Eunice & Bill Powell, Distributors</i>	<i>Health Australasia Limited</i>	<i>Spirit of Sage</i>