

permit me to sell the drug?" And Dr. Cameron, I believe, said: "You can sell the drug only under the terms of the new drugs regulations and the Food and Drugs Act and Regulations. That is where this department takes a stand and an interest. It is a new drug in this country and it must meet the requirements of all new drugs, including clinical trials."

That is my understanding. Is it correct, Dr. Pugsley?

Mr. PUGSLEY: That is right.

Mr. MORRELL: That is, in essence, what was said.

Mr. CÔTÉ (*Longueuil*): Mr. Naessens went there with the father of the boy?

Mr. MORRELL: I think so, yes.

Mr. CÔTÉ (*Longueuil*): They asked the deputy minister if they could use anablast?

Mr. MORRELL: Yes.

Mr. CÔTÉ (*Longueuil*): The deputy minister said that he could use it if he had permission.

Mr. MORRELL: I do not think he put it that way. I think he said that the federal government could not interfere with what a doctor gives to a patient, because it was a matter of his own business, his knowledge, competence, conscience, and was perhaps also a matter for the Quebec College of Physicians and Surgeons, but that it was not a matter for the federal Department of National Health.

The second question related to the sale of this drug and whether it was a matter for the federal Department of National Health under the Food and Drugs Act. I must say we have very specific regulations about the introduction of new drugs into Canada. There were these two aspects involved.

Mr. CÔTÉ (*Longueuil*): You only have legislation covering the sale of drugs but not the introduction of them?

Mr. MORRELL: The act refers to sales.

Mr. CÔTÉ (*Longueuil*): Then a doctor could use a drug if he brought it into the country from another country?

Mr. MORRELL: Yes. If he could make it up in his own laboratory he could use it on his own patients only; that would be permissible because that is his business.

Mr. CÔTÉ (*Longueuil*): He could do that if he made the drug himself?

Mr. MORRELL: Yes. Doctors at one time compounded drugs, and I suppose they still can if they wish, for use on any of their patients, when they think it is going to be of benefit.

Mr. CÔTÉ (*Longueuil*): Do you consider that the doctor himself is selling that drug to his patient under those circumstances?

Mr. MORRELL: I do not think so. I think that is part of the treatment.

Mr. HOWE (*Hamilton South*): Dr. Morrell, at what stage is a new drug allowed to be introduced into a hospital for clinical trial purposes? That drug is not being sold. You have established no regulation in this regard and a manufacturer could put a new drug into a hospital free, allowing it to be used; is that right?

Mr. MORRELL: No. First of all the word "sell" is defined in the act to include distribute. "Sell" means "to have in possession for sale, to offer for sale, to expose for sale, to sell and to distribute", and that covers the situation of giving it away. A manufacturer cannot get the drug through under this regulation by giving it to a hospital free.