



# LAWS AND REGULATIONS

## PROMULGATED TO GIVE EFFECT TO THE PROVISIONS OF THE INTERNATIONAL TREATIES ON NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES

*In accordance with the relevant articles of the international treaties on narcotic drugs and psychotropic substances, the Secretary-General has the honour to communicate the following legislative texts.*

### CAPE VERDE

Communicated by the Government of Cape Verde

#### NOTE BY THE SECRETARIAT

- (a) Some editing of texts may be done by the Secretariat in the interest of clarity. In this connection, words in square brackets [ ] have been added or changed by the Secretariat.
- (b) Only passages directly relevant to the control of narcotic drugs or psychotropic substances have been reproduced in this document. Non-relevant parts of laws and regulations have been deleted by the Secretariat; such deletions are indicated by [...].

Council of Ministers

DECREE No. 80-A/88

To approve the National Medicines List and to supersede Decree No. 123/80 dated 31 December.

Considering the economic and therapeutic advantages of the existence of a list of essential medicines, in 1980 the Government approved, by Decree No. 123/80, the National Formulary of Medicines and Dressings, containing the first list of that kind.

The constant and rapid scientific and technological development in the pharmacological sector since the approval of the National Formulary, together with the impossibility of making the envisaged annual updates to the approval document, necessitate substantial changes in the medicines list.

The preparatory work for the revision of the list in question, undertaken by the National Medicines Commission, was primarily designed to achieve an adequate combination of therapeutic effect and price in respect of each drug, in order to bring about, without delay, a situation in which the public would have reasonable access to medicines under conditions compatible with the national economy.

On the basis of the foregoing, the new list of medicines has been divided into two sub-lists, the first made up of pharmaceutical specialities which are deemed to be strategic in the interests of satisfying the therapeutic needs of the public and which are, for that reason, made available to all, whether through the health service system or through private pharmacies.

The second sub-list is designed to supplement the first one and is made up of pharmaceutical specialities which, albeit also essential, are far more expensive and have a satisfactory alternative in the first list. These products are distributed exclusively through private pharmacies.

It should be stressed that, since the objectives aimed at in the adoption of a list of medicines are not exhausted with the approval thereof, efforts will continue to be made to inculcate an awareness among health personnel and the general public of the importance of the document in question and its decisive contribution to the implementation of an appropriate health policy.

In view of this,

By virtue of the powers conferred by article 77 of the Constitution, the Government hereby decrees the following:

#### Article 1

1. The National Medicines List, which is attached hereto and forms an integral part hereof, is hereby approved.
2. The aforesaid list contains two sub-lists;
  - (a) Sub-list A, made up of pharmaceutical specialities distributed by the health structures and pharmacies in general;
  - (b) Sub-list B, made up of pharmaceutical specialities marketed exclusively by private pharmacies and EMPROFAC.

#### Article 2

1. The National Medicines List indicates those medicines made available on the market by the State and by EMPROFAC from imports and local production.
2. In exceptional cases resulting from the need to deal with specific clinical situations and to preclude discontinuity in therapeutic treatment for evacuated patients, the import of medicines not contained in the list in question, through EMPROFAC, is hereby authorized.
3. An import application pursuant to the previous paragraph may only be made by the General Pharmacy Directorate, in response to a request, indicating the clinical grounds, from the doctor treating the patient for whom the medicine is required.

#### Article 3

Except in the case indicated in article 2, paragraph 2, above, the National Social Welfare System and the other social protection systems shall not bear any of the cost of purchasing medicines not included in the National Medicines List.

#### Article 4

1. Medicines shall be identified in prescriptions by the corresponding international generic designation, and the use of commercial names is hereby forbidden.
2. Prescriptions shall be issued on forms of the type produced by the health or social welfare services.

#### Article 5

1. The National Medicines List shall be updated annually.
2. Such updating shall be effected jointly by the Ministry of Health, Labour and Social Affairs and the Ministry of Industry and Energy, on a proposal from the National Medicines Council, and shall be the occasion for the addition to the list of new pharmaceutical specialities or the deletion of others previously included in the list.

#### Article 6

1. Packages containing medicines shall bear a wrapper or label indicating the relevant international generic designation.

2. The affixing of the label or wrapper mentioned in the previous paragraph is the responsibility of EMPROFAC or of the General Pharmacy Directorate, depending on the source of the medicine in question.

Article 7

1. The National Medicines Commission shall be responsible for preparing a therapeutic guide.

2. The therapeutic guide shall be approved by decision of the Ministry of Health, Labour and Social Affairs.

Article 8

Medicines included in the National Formulary of Medicines and excluded from the National Medicines List may continue to be marketed until all stocks in warehouses and pharmacies and all raw materials that cannot be used in an alternative way are exhausted.

Article 9

Decree No. 123/80, dated 31 December, is hereby superseded.

Article 10

Any doubt arising or omission discovered in the application of the present document shall be resolved by decision of the Ministry of Health, Labour and Social Affairs.

Article 11

This document shall come into force on 1 September 1988.

Pedro Pires - Irineu Gomes - Adao Rocha - Arnaldo França.

Promulgated on 24 August 1988.

Let it be published.

The President of the Republic, ARISTIDES MARIA PEREIRA.

[...]

National Medicines List referred to in article 1  
of Decree No. 80-A/88

SUB-LIST A

[...]

Analgesics, antipyretics, non-steroidal anti-inflammatory drugs  
and drugs used to treat gout

[...]

Opioids:

Codeine (phosphate) - tabs. 30 mg

Methadone - sol. inj. 10 mg/ml amp. 1 ml

Morphine (hydrochloride) - sol. inj. 10 mg/ml amp 1 ml

Pethidine (hydrochloride) - sol. inj. 50 mg/ml amp 2 ml

[...]

Anti-epileptics and anticonvulsive drugs

Diazepam - sol. inj. 5 mg/ml amp. 2 ml  
Phenobarbital - tabs. 50 mg and 100 mg  
Phenobarbital - sol. inj. 200 mg/ml  
Phenobarbital - syrup 15 mg/ml

[...]

Psychotropes

Amitriptyline (hydrochloride) - tabs. 10 mg  
Clomipramine (hydrochloride) - tabs. 10 mg and 25 mg  
Lithium carbonate - tabs. 300 mg  
Chlordiazepoxide - tablets 10 mg  
Chlorpromazine - tabs. 25 mg and 100 mg  
Chlorpromazine - sol. drops 1%  
Chlorpromazine - sol. inj. 25 mg/5 ml  
Diazepam - tabs. 5 mg and 10 mg  
Diazepam - sol. inj. 5 mg/ml amp. 2 ml  
Fluphenazine (decanoate) - sol. inj. 25 mg/ml  
Haloperidol - tabs. 5 mg  
Haloperidol - sol. drops 2%  
Haloperidol - sol. inj. 5 mg/ml  
Imipramine (hydrochloride) - tabs. 10 mg  
Levomepromazine - tabs. 25 mg and 100 mg  
Penfluridol Retard - tabs. 20 mg  
Promethazine - tabs. 25 mg  
Promethazine - sol. inj. 25 mg/2 ml  
Trifluoperazine - tabs. 5 mg and 10 mg

SUB-LIST B

(Containing medicines to be sold in private pharmacies)

[...]

Psychotropes:

Bromazen - tablets 3 mg

[...]