

Sale of Products by Physicians

Standards of Practice of the College of Physicians & Surgeons of Alberta (“the College”) are the minimum standards of professional behavior and ethical conduct expected of all regulated members registered in Alberta. Standards of Practice are enforceable under the *Health Professions Act* and will be referenced in the management of complaints and in discipline hearings. The College of Physicians & Surgeons of Alberta also provides **Advice to the Profession** to support the implementation of the Standards of Practice.

- (1) For the purpose of this standard, products include, but are not limited to, any product, device or appliance offered for the diagnosis, cure, alleviation or prevention of disease, disorders or injuries in a patient.
- (2) If a physician offers products, other than prescription drugs, for sale to a patient, the physician must not sell the product at a price in excess of the fair market price paid by the physician plus a reasonable handling cost.
- (3) If a physician offers products for sale to a patient, the physician must, at a minimum, create and maintain records detailing the following:
 - (a) the actual cost of the product to the physician, including any rebate or price reduction provided to the physician,
 - (b) the name of the manufacturer and the supplier of the product, (c) the date the product was supplied to the physician,
 - (d) the expiry date of the product, if any, and
 - (e) any additional costs incurred by the physician, including any formula or calculation used by the physician to determine the additional cost added to the price of the product charged to the patient.

Terms used in the Standards of Practice:

- *Physician* means any person who is registered or who is required to be registered as a member of this College. The College regulates physicians, surgeons and osteopaths.
- *Must* refers to a mandatory requirement.
- *May* means that the physician may exercise reasonable discretion.
- *Patient* includes, where applicable, the patient’s legal guardian or substitute decision maker.