

## **Decision of the Chinese Medicines Board made at a meeting held under section 7(1) of the Chinese Medicines Traders (Regulatory) Regulation**

Name of the Chinese medicines trader : Tin Wo Tong

Flat/Rm 208, 2/F, Comm Complex Ph3, Choi  
Wan Est, Ngau Chi Wan, Kowloon

Retailer licence in Chinese herbal medicines : CR-2003-00768

Date of meeting of the Chinese Medicines Board : 18 December 2020

According to information received from the Department of Health (hereinafter called “DH”), a notification of the Hospital Authority, as referred by the Centre for Health Protection under the DH, was received. It was indicated that a patient had developed symptoms such as dizziness and vomiting after consuming the processed herbal medicines dispensed and decocted by Tin Wo Tong on 1 September 2018, and was subsequently admitted to hospital for treatment. Staff of the DH then obtained from the Hospital Authority the dispensed processed herbal medicines submitted by the patient for macroscopic examination and weighing. The results showed that five of the Chinese herbal medicines were heavier than the prescribed weight. Hence, the DH alleged that Tin Wo Tong had violated the relevant regulations of the Practising Guidelines for Retailers of Chinese Herbal Medicines (hereinafter called “the Guidelines”).

The Chinese Medicines Board considered that the allegations made by the DH against Tin Wo Tong were established. It was held that Tin Wo Tong had violated the following regulations of the Guidelines:

- (i) section 5.1.2(1), dispense processed herbal medicines in accordance with the names, number of items and quantities of processed herbal medicines as specified in the prescription given by a Chinese medicine practitioner;
- (ii) section 5.1.3(1), check if the processed herbal medicines are the same medicines as specified in the prescription, and verify that the number of items and quantities are correct;
- (iii) section 3.2.2(2), the responsible person should handle the prescriptions given by Chinese medicine practitioners with care;
- (iv) section 3.2.2(3), the responsible person should guide and supervise the dispensing of processed herbal medicines; and

(v) section 3.1(7), properly manage the Chinese medicines retail shop.

In accordance with the power specified in section 139(2)(d) of the Chinese Medicine Ordinance, the Chinese Medicines Board decided that a warning be issued to Tin Wo Tong.