

**Caution:**

*This consultation draft is intended to facilitate dialogue concerning its contents. Should the decision be made to proceed with the proposal, the comments received during consultation will be considered during the final preparation of the regulation. The content, structure, form and wording of the consultation draft are subject to change as a result of the consultation process and as a result of review, editing and correction by the Office of Legislative Counsel.*

**CONSULTATION DRAFT**

**ONTARIO REGULATION**

to be made under the

**ONTARIO DRUG BENEFIT ACT**

Amending O. Reg. 201/96

(GENERAL)

**1. Subsections 13 (2) and (3) of Ontario Regulation 201/96 are revoked and the following substituted:**

(2) For the purposes of paragraph 3 of subsection 6 (1) of the Act, the mark-up on the drug benefit price of a listed drug product is

- (a) 8.5 per cent of the drug benefit price if the total drug cost of the product when supplied is less than \$100;
- (b) 8 per cent of the drug benefit price, if the total drug cost of the product when supplied is \$100 or more but less than \$500;
- (c) 7 per cent of the drug benefit price, if the total drug cost of the product when supplied is \$500 or more but less than \$1,000;
- (d) 6 per cent of the drug benefit price, if the total drug cost of the product when supplied is \$1,000 or more but less than \$2,000;
- (e) 5.5 per cent of the drug benefit price, if the total drug cost of the product when supplied is \$2,000 or more but less than \$4,000; and
- (f) 5 per cent of the drug benefit price, if the total drug cost of the product when supplied is \$4,000 or more.

**2. Paragraph 3 of subsection 17 (1) of the Regulation is revoked and the following substituted:**

3. A mark-up equal to,
- i. 8.5 per cent of the drug benefit price if the total drug cost of the product supplied is less than \$100,
  - ii. 8 per cent of the drug benefit price, if the total drug cost of the product supplied is \$100 or more but less than \$500,
  - iii. 7 per cent of the drug benefit price, if the total drug cost of the product supplied is \$500 or more but less than \$1,000,
  - iv. 6 per cent of the drug benefit price, if the total drug cost of the product supplied is \$1,000 or more but less than \$2,000,
  - v. 5.5 per cent of the drug benefit price, if the total drug cost of the product supplied is \$2,000 or more but less than \$4,000, and
  - vi. 5 per cent of the drug benefit price, if the total drug cost of the product supplied is \$4,000 or more.

**Commencement**

**3. [Commencement]**