

1977 S.C. Op. Atty. Gen. 59 (S.C.A.G.), 1977 S.C. Op. Atty. Gen. No. 77-59, 1977 WL 24401

Office of the Attorney General

State of South Carolina

Opinion No. 77-59

February 21, 1977

\*1 John C. Wilkie  
Executive Secretary  
State Board of Pharmaceutical Examiners  
Post Office Box 11927  
Columbia, South Carolina 29211

Dear Mr. Wilkie:

In response to your request for an opinion from this Office as to the intent of Sections 56–1312 and 56–1316, CODE OF LAWS OF SOUTH CAROLINA, 1962, as amended, my opinion is that they are not conflicting provisions in that they either prohibit or authorize entirely different matters. Section 56–1312 sets forth, inter alia, certain prohibited advertising practices by non-pharmacists while Section 56–1316 authorizes the manufacture and sale of certain articles by non-pharmacists. One does not supersede or invalidate the other; read together, they mean that, while a non-pharmacist can manufacture and sell certain packaged, bottled or nonbulk chemicals, drugs, medicines, etc., he cannot advertise the same in a manner prohibited by the provisions of Section 56–1312. See generally, 2A SUTHERLAND STATUTORY CONSTRUCTION § 51.02 (4th ed. 1973).

With kind regards,

Karen LeCraft Henderson  
Assistant Attorney General

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