

Title of meeting:	Health and Wellbeing Board
Date of meeting:	20 th August 2017
Subject:	Pharmaceutical Needs Assessment: Draft for consultation
Report by:	Director of Public Health
Wards affected:	All
Key decision:	No
Full Council decision:	No

1. Purpose of report

1.1 The Health and Wellbeing Board has a statutory responsibility to publish a statement of the needs for pharmaceutical services of the population in its area, referred to as a Pharmaceutical Needs Assessment (PNA). A paper was brought to the Health and Wellbeing Board (HWB) on 21st June 2017 where the plan for refreshing the Portsmouth PNA was approved.

1.2 The regulations state that the HWB must undertake a consultation on the content of the PNA and it must run for minimum of 60 days. This paper presents the draft Portsmouth PNA (appendix 1) and seeks approval of the report for consultation from 23rd October to 22nd December 2017. It also seeks approval for the steering group to respond to consultations of PNA's from neighbouring areas on behalf of the HWB where the Portsmouth HWB is a statutory consultee and to ask the HWB to note the response.

2. Recommendations

2.1 The Health and Wellbeing Board is asked to:

1. Approve the Draft Portsmouth Pharmaceutical Needs Assessment (PNA) report for consultation from 23rd October to 22nd December 2017.
2. Approve that the steering group respond to consultations of PNA's from neighbouring areas on behalf of the HWB where the Portsmouth HWB is a statutory consultee and ask the HWB to note the response.

3. Background

3.1 The PNA is a report on the local needs for pharmaceutical services. It is used to identify gaps in current services or improvements that could be made to current or future service provision. The specific content of the PNA is set out in schedule 1 of the NHS (Pharmaceutical & Local Pharmaceutical Services) Regulations 2013. It is a statutory requirement for the Health and Wellbeing Board to publish a revised assessment within three years of its previous PNA. The refreshed Portsmouth PNA must be published on 1st April 2018.

3.2 Development of a draft PNA has been delegated to a steering group, led by a consultant in public health, which includes representatives from the CCG, NHS England, the Local Pharmaceutical Committee, Healthwatch and analyst support. The steering group is tasked with overseeing the development of a PNA for Portsmouth and also for Southampton (as two separate reports). The first steering group meeting was held on 16th May 2017.

4. Reasons for recommendations

4.1 What is a PNA and what should they contain?

4.1.1 PNAs are relevant when deciding if new pharmacies are needed, in response to applications by businesses, including independent owners and large pharmacy companies. Applications are contested by applicants and existing NHS contractors and can be open to legal challenge if not handled properly. They also inform commissioning decisions by local commissioning bodies.

4.1.2 The content of PNAs is set out in Schedule 1 to the NHS (Pharmaceutical and Local Pharmaceutical Services) Regulations 2013.

- A statement of the pharmaceutical services provided that are necessary to meet needs in the area;
- A statement of the pharmaceutical services that have been identified by the Health and Wellbeing Board (HWB) that are needed in the area, and are not provided (gaps in provision);
- A statement of the other services which are provided, which are not needed, but which have secured improvements or better access to pharmaceutical services in the area;
- A statement of the services that the HWB has identified as not being provided, but which would, if they were to be provided, secure improvements or better access to pharmaceutical services in the area;
- A statement of other NHS services provided by a local authority, the NHS Commissioning Board (NHS England), a Clinical Commissioning Group (CCG) or an NHS Trust, which affect the needs for pharmaceutical services;
- An explanation of how the assessment has been carried out (including how the consultation was carried out); and
- A map of providers of pharmaceutical services.

4.2 What is the requirement for consultation?

4.2.1 There is a regulatory duty (NHS (Pharmaceutical & Local Pharmaceutical Services) Regulations 2013 No 349: Part 2: Reg 8) to have a 60 day consultation about the contents of the assessment it is making. As part of the Portsmouth PNA refresh, the consultation is planned to run from Monday 23rd October to Friday 22nd December 2017.

4.2.2 According to the Regulations, the following must be consulted:

- Local Pharmaceutical Committee
- Local Medical Committee
- Any persons on the pharmaceutical lists and any dispensing doctors list for its area;
- Any local pharmaceutical service pharmacy in its area with whom the NHS England has made arrangements for the provision of any local pharmaceutical services;
- Healthwatch

- Any NHS Trust or NHS Foundation Trust in the area
- Local CCGs
- NHS England
- Neighbouring Health & Wellbeing Boards

4.3 Proposed timetable

4.3.1 After the end of the consultation on 22nd December 2017, comments will be considered and the final document will be presented to the HWB in early 2018 in advance of formal publication on 1st April 2018.

- 20th September: To request approval of draft PNA from HWB for consultation
- Make changes based on HWB feedback, if required.
- 23rd October: Formal 60 day consultation starts.
- 22nd December: Formal 60 day consultation ends.
- Write report on consultation and make changes to draft PNA.
- Early 2018: Present final draft PNA to HWB.
- Make final changes based on HWB feedback.
- 1st April 2018: Final PNA published on website.

4.4 What does the draft Portsmouth PNA conclude?

4.4.1 In Portsmouth there are 41 community pharmacies, one distance selling pharmacy and one dispensing appliance contractor.

4.4.2 The Health and Wellbeing Board consider the location, number, distribution and choice of pharmaceutical services serving the Portsmouth residents to meet the needs of the population. The Health and Wellbeing Board also consider that there is currently no identified need for improvements and better access to pharmaceutical services in Portsmouth.

4.4.3 The basis for these conclusions are given in the draft report and summarised in the executive summary (appendix 1).

5. Equality impact assessment

5.1 An equality impact assessment has been conducted (appendix 2) and will be finalised following consultation.

6. Legal implications

6.1 There is a statutory duty requiring the Health and Wellbeing Board to undertake and publish this needs assessment under section 128A of the National Health Service Act 2006 and regulations made under that section, namely the National Health Service (Pharmaceutical & Local Pharmaceutical Services) Regulations 2013 ("the 2013 Regulations")

6.2 Regulations 3 to 9 and Schedule 1 of the 2013 Regulations set out the detailed requirements as to the content of needs assessments and the manner in which the assessment is to be made and published.

6.3 Regulation 8 of the 2013 Regulations, in particular, prescribes those specified persons who must be consulted about the content of the assessment and the manner in which they must be consulted about specified matters.

7. Director of Finance's comments

7.1 The PNA report has been reviewed and there are no financial implications to note.

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Signed by: Dr Jason Horsley, Director of Public Health

Appendices:

Appendix 1: Draft Portsmouth Pharmaceutical Needs Assessment 2018

Appendix 2: Equality Impact Assessment

Background list of documents: Section 100D of the Local Government Act 1972

The following documents disclose facts or matters, which have been relied upon to a material extent by the author in preparing this report:

Title of document	Location

The recommendation(s) set out above were approved/ approved as amended/ deferred/ rejected by on

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Signed by: