

<b>Title of meeting:</b>	Health and Wellbeing Board
<b>Date of meeting:</b>	9 <sup>th</sup> February 2022
<b>Subject:</b>	Pharmaceutical Needs Assessment (PNA): process and timescales for updating, including consultation on draft PNA
<b>Report by:</b>	Matt Gummerson, Strategic Lead for Intelligence, Public Health Portsmouth
<b>Wards affected:</b>	All
<b>Key decision:</b>	No
<b>Full Council decision:</b>	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). The current PNA was approved by the HWB in 2018. The statutory requirement to publish a new PNA was delayed in response to the Covid-19 pandemic. The new PNA must be approved by the HWB and published by 1<sup>st</sup> October 2022.
- 1.2 The regulations state that the HWB must undertake a consultation on the content of the PNA and it must run for a minimum of 60 days. This paper seeks approval for the consultation on the draft PNA to run from 1<sup>st</sup> April to 6<sup>th</sup> June 2022, and agreement that the draft for consultation can be approved by the joint chairs of the HWB based on a recommendation from the Director of Public Health. It also seeks approval for the Director of Public Health (DPH) 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 HWB is asked to:
  1. Agree the process for consultation and final approval as set out in section 3.3
  2. Agree that the draft PNA can be approved by the joint chairs on behalf of the HWB in March 2022

3. Agree that the DPH responds to consultations of PNAs 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. This requirement was delayed in 2021 by the Department of Health and Social Care in light of the pressures on the health and social care system brought about by the Covid-19 pandemic. The refreshed Portsmouth PNA must now be published on 1<sup>st</sup> October 2022.
- 3.2 Development of the draft PNA is being led by the Public Health Intelligence team, reporting to the DPH. A joint steering group has been established across the four Hampshire and Isle of Wight Public Health teams, with representatives from NHS England and NHS Improvement (NHSEI) and the Local Pharmaceutical Committee (LPC). The Steering Group is tasked with overseeing the development of separate PNAs for the four Upper Tier Local Authorities; ensuring coordination of timetables and joint work where possible; and providing a single point of interaction for NHSEI and the LPC.
- 3.3 The Steering Group have agreed that all four HWBs in HIOW will publish their draft PNAs for consultation at the end of March 2022. This will allow local teams time to prepare the drafts while allowing the statutory 60 days of consultation, before final documents are prepared over the summer ahead of approval by the HWBs in each area in September 2022. It has therefore not been possible for the draft PNA to be prepared in time for discussion at the HWB on 9<sup>th</sup> February, and the board is asked to agree that the draft can be approved for consultation by the joint chairs of the HWB. The proposed timetable is as follows:
- Mid-March 2022: Request approval of draft PNA from HWB via joint chairs for consultation
  - Make changes based on feedback, if required.
  - 1<sup>st</sup> April: Formal 60 day consultation starts.
  - 6<sup>th</sup> June: Formal 60 day consultation ends.
  - Write report on consultation and make changes to draft PNA, including any significant changes to the data in local pharmacy provision
  - 21<sup>st</sup> September: Present final draft PNA to HWB.
  - Make final changes based on HWB feedback.
  - 1<sup>st</sup> October 2022: Final PNA published on website.

3.4 The content of the 2022-2025 PNA will follow a similar structure to the previous 2018 version which can be viewed on the [PCC website](#). It will be updated with the latest available data and intelligence. It will meet the statutory requirements as summarised in section 4.2 below.

#### 4. Reasons for recommendations

4.1 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.

4.2 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.

4.3 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 Friday 1<sup>st</sup> April to Monday 6<sup>th</sup> June 2022.

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 in the area
- Local CCGs
- NHS England
- Neighbouring Health & Wellbeing Boards

**5. Integrated impact assessment**

5.1 An Integrated Impact Assessment will be completed and included with the final PNA when presented to the HWB.

**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.

.....  
Signed by:

**Appendices:**

**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 .....

.....  
Signed by: