

THE REGULATION AND QUALITY IMPROVEMENT AUTHORITY (RQIA)

FAILURE TO COMPLY NOTICE

Name of Registered Alpha24 Healthcare (RQIA ID: 020482)	Name of Registered Person: Mr Zomir Hussain
Address of Registered Agency: 107-111 Fleet Street, London, EC4A 2AB	
Issue Date: 20 April 2021	FTC Ref: FTC000144
Regulation not complied with: <i>The Nursing Agencies Regulations (Northern Ireland) 2005.</i> <i>Fitness of nurses supplied by an agency</i> <i>Regulation (12) (1) (d) Schedule 3</i> <i>(1) The registered person shall ensure that no nurse is supplied by the agency unless- (d) full and satisfactory information is available in relation to him in respect of each of the matters specified in Schedule 3.</i>	
Specific failings to comply with regulations: During an announced remote inspection undertaken on 31 March 2021 we were unable to evidence that recruitment processes had been adhered to. The review of the recruitment records identified that the Access NI check of one nurse had been received after the nurse had been supplied by the nursing agency. RQIA are concerned that failure to ensure robust recruitment practices has the potential to place patients and service users at risk or harm.	

Action required to comply with regulations:

- The registered person must ensure that, at all times, nurses are recruited and employed in accordance with statutory legislation and mandatory requirements. This includes the receipt of a satisfactory AccessNI Enhanced Disclosure check, prior to the commencement of employment. Records must be kept of all documentation relating to the recruitment process.
- The registered person must implement robust monitoring systems to ensure that the recruitment process is compliant with statutory legislation and mandatory requirements. This monitoring system must be overseen by the registered manager and registered person to ensure full compliance with legislation ahead of any staff being supplied.
- The registered person must ensure that an audit of all recruitment records are undertaken, to ensure that any deficits in the recruitment process to date are rectified.
- The registered person must ensure that all staff involved in the recruitment process receives training or refresher training in recruitment and selection which includes clear direction relating to Access NI checks and all aspects of recruitment in accordance with Regulation(12) (1) (d) Schedule 3.

The Registered Person may make written representations to the Chief Executive of RQIA regarding the issue of a failure to comply notice, within one month of the date of serving this notice.

Date by which compliance must be achieved: 20 July 2021

Karen Horvey

Signed.....

Professional Advisor – Social Work Project Lead for Assurance and Acting Director of Assurance

This notice is served under The Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003 and The Nursing Agencies Regulations (Northern Ireland) 2005.

It should be noted that failure to comply with some regulations is considered to be an offence and RQIA has the power under regulations to prosecute for specified offences.