

THE REGULATION AND QUALITY IMPROVEMENT AUTHORITY (RQIA)

FAILURE TO COMPLY NOTICE

Name of Registered Establishment: SCA Montague Centre Broadway (RQIA ID: 11081)	Name of Registered Person: Mr Gerard O'Neill
Address of Registered Establishment: 2 Fallswater Street, Belfast. BT12 6BZ	
Issue Date: 5 June 2018	FTC Ref: FTC000003
Regulation not complied with: <i>The Day Care Setting Regulations (Northern Ireland) 2007</i> <i>Visits by registered provider</i> <i>Regulation 28.—</i> <i>(3) Visits under paragraph (1) or (2) shall take place at least once a month or as agreed with the Regulation and Improvement Authority and may be unannounced.</i> <i>(4) The person carrying out the visit shall—</i> <i>(a) interview, with their consent and in private, such of the service users and their representatives and persons employed in the day care setting as appears necessary in order to form an opinion of the standard of care provided in the day care setting;</i> <i>(b) inspect the premises of the day care setting, its record of events and records of any complaints; and</i> <i>(c) prepare a written report on the conduct of the day care setting.</i>	
Specific failings to comply with regulations: During an unannounced inspection undertaken on 30 May 2018 the visits by the registered provider were examined from January 2018 to June 2018 only 3 visits had been undertaken. The inspection of the reports of these visits established that reports on the conduct of the setting did not indicate an incident or the serious concern raised by the BHSCT during this period. The registered provider's lack of governance and oversight of the day care setting led to significant failings in the overall provision of care; and had the potential to lead to poor outcomes for service users.	

Action required to comply with regulations:

The registered person must ensure that visits are undertaken at least once a week from the date of this notice. The visits must consist of announced and unannounced visits.

The person carrying out the visits must form an opinion regarding the standard of care provided and the conduct of the day care setting by:

- Inspecting a sample of the day care setting records that are described in schedule 4 and 5 of The Day Care Setting Regulations (Northern Ireland) 2007, including the record of events and the record of complaints
- Submitting to RQIA the written report of the visits and ensure the report provides evidence of compliance with The Day Care Settings Regulations (Northern Ireland) 2007

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: 3 July 2018

Signed..........Director of Assurance

This notice is served under The Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003 and The Day Care Setting Regulations (Northern Ireland) 2007

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.

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FAILURE TO COMPLY NOTICE

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Address of Registered Establishment: 2 Fallswater Street, Belfast. BT12 6BZ	
Issue Date: 5 June 2018	FTC Ref: FTC000004
Regulation not complied with: <i>The Day Care Setting Regulations (Northern Ireland) 2007</i> <i>Further requirements as to care and welfare</i> <i>Regulation 14.—</i> <i>(1)The registered person shall ensure as far as reasonably practicable that—</i> <i>(a) all parts of the day care setting to which service users have access are free from hazards to their safety;</i> <i>(c) unnecessary risks to the health or safety of service users are identified and so far as possible eliminated;</i>	
Specific failings to comply with regulations: The unannounced inspection undertaken on 30 May 2018 found the day care setting was not tidy, clean or well kept. The centre environment was found to be generally disorganised with clutter that was assessed as a fire risk, slip and trip hazard; and infection control issue. Full rubbish bins and discarded PPE gloves were seen around the inside of the centre in activity space and bathrooms. Cigarette butts along with discarded containers and black bin bags full of rubbish were seen in outside activity areas. The fire risk assessment dated 10 May 2018 detailed that clutter was a fire hazard and at the time of the inspection this risk had not been addressed.	
Action required to comply with regulations: The registered provider must ensure that; <ul style="list-style-type: none">• A deep clean of the day care setting is completed• An effective cleaning schedule and process is in place that ensures the day care setting is kept clean and in a good state of repair	

- An audit of the settings infection prevention and control measures must be undertaken and recommendations from this must be actioned
- Staff working in the day care setting must attend an update to their infection prevention and control training
- Robust systems must be put in place that monitor and evaluate the day care setting environment to ensure it is free from hazards to service users safety; and any risk identified must be recorded and a plan put in place to eliminate them without delay

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: 3 July 2018
Signed.....*Theresa Nixon*.....**Director of Assurance**

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