

**THE REGULATION AND QUALITY IMPROVEMENT AUTHORITY (RQIA)**

**FAILURE TO COMPLY NOTICE**

<b>Name of Registered</b> Seaview House	<b>Name of Registered Person:</b> Fiona Gilmore
<b>Address of Registered Establishment:</b>  Seaview House 276 Seacliff Road Ballyholme Bangor BT20 5HS	
<b>Issue Date:</b> 25 April 2018	<b>FTC Ref:</b> FTC000001
<b>Regulation not complied with:</b>  <i>The Nursing Homes Regulations (Northern Ireland) 2005</i>  <i>Registered person: general requirements</i>  <i>Regulation 10. —</i>  <i>(1) The registered provider and the registered manager shall, having regard to the size of the nursing home, the statement of purpose, and the number and needs of the patients, carry on or manage the nursing home (as the case may be) with sufficient care, competence and skill.</i>	
<b>Specific failings to comply with regulations:</b>  During an unannounced inspection on 18 April 2018, significant concerns were identified regarding the lack of effective monitoring and governance arrangements in the home.  A review of the duty rota evidenced that the majority of the registered manager's hours were worked in the capacity of a registered nurse, rather than the registered manager. There was evidence that the registered manager had insufficient hours in a management capacity to ensure effective quality monitoring and governance within the home.  There was insufficient evidence available to assure RQIA that robust checks of staffs' registration with NISCC had been undertaken. There was a lack of management oversight and provision of mandatory training to ensure that all staff were appropriately skilled to meet the needs of patients.  The reports of monthly quality monitoring visits required to be conducted in accordance with Regulation 29 of The Nursing Homes Regulations (Northern Ireland) 2005, were not available from January 2018. There was no evidence that these had been completed as required. This matter was also raised during the previous care inspection on 25 May 2017.	

RQIA are concerned that the lack of governance and oversight has the potential to impact on care provision.

**Action required to comply with regulations:**

The responsible individual must ensure that the registered manager has sufficient hours in a management capacity to ensure that effective quality monitoring/governance systems are implemented and sustained.

The registered persons must establish and implement robust systems to monitor the registration status of care staff with the Northern Ireland Social Care Council (NISCC).

The registered persons must ensure that a training plan is implemented to ensure all staff receives mandatory training.

The registered persons must implement robust systems to monitor compliance with mandatory training.

The responsible individual must ensure that monthly quality monitoring visits are conducted in accordance with Regulation 29 of The Nursing Homes Regulations (Northern Ireland) 2005.

The responsible individual must ensure that a written report is prepared in accordance with Regulation 29 of The Nursing Homes Regulations (Northern Ireland) 2005 on the conduct of the nursing home.

The responsible individual must ensure that a copy of the monthly monitoring reports are submitted on a monthly basis to RQIA, no later than three days after the last day of the month.

**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: 25 June 2018**

Signed.....*John Nixon*.....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 Homes 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.***