

THE REGULATION AND QUALITY IMPROVEMENT AUTHORITY (RQIA)

NOTICE OF DECISION

<b>Name of Registered Establishment:</b> Valley Nursing Home (RQIA ID: 1502)	<b>Name of Registered Person:</b> Mr Paul Warren-Gray
<b>Address of Registered Establishment:</b> 8 Tullybroom Road, Clogher, BT76 0UW	
<b>Issue Date:</b> 18 September 2019	<b>NOD Ref:</b> NOD000012
<b>The Regulation and Quality Improvement Authority gives notice of a proposal to impose the following conditions to the registration of the Valley Nursing Home.</b>  <ol style="list-style-type: none"><li>1. Admissions to Valley Nursing Home will cease on a temporary basis until RQIA is assured that compliance with the failure to comply notices is achieved and sustained.</li><li>2. The registered person must ensure that a copy of the Regulation 29 monthly monitoring reports are shared with the home manager, the registered person and RQIA within five working days of the visits/reports having been completed. This condition will continue until such time that RQIA is satisfied that the home is operating in sustained compliance with The Nursing Homes Regulations (Northern Ireland) 2005 and the Care Standards for Nursing Homes 2015.</li></ol>	
<b>Regulations Breached:</b>  <b>The Nursing Homes Regulations (Northern Ireland) 2005</b>  <i>Appointment of manager</i>  <b>Regulation 8.—</b> <b>(1)</b> <i>The registered provider shall appoint an individual to manage the nursing home where –</i> <b>(a)</b> <i>there is no registered manager in respect of the nursing home;</i>	
<b>Requirements to ensure quality of nursing and other service provision</b>  <b>Regulation 12.—</b> <b>(1)</b> <i>The registered person shall provide treatment, and any other services to patients in accordance with the statement of purpose, and shall ensure that the treatment and other services provided to each patient –</i> <b>(a)</b> <i>meet his individual needs; (b) reflect current best practice</i>	

### **Health and Welfare of patients**

#### **Regulation 13.—**

*(1) The registered person shall ensure that the nursing home is conducted so as –*  
*(a) to promote and make proper provision for the nursing, health and welfare of patients;*

*(b) to make proper provision for the nursing and where appropriate, treatment and supervision of patients.*

#### **Regulation 13.—**

*(7) The registered person shall make suitable arrangements to minimise the risk of infection and toxic conditions and the spread of infection between patients and staff.*

### **Facilities and services**

#### **Regulation 18.—**

*(2) The registered person shall having regard to the size of the nursing home and the number and needs of patients –*

*(n) where activities are provided by or on behalf of the nursing home, including training, occupation and recreation, there are arrangements to ensure that –*

*(i) activities are planned and provided with regard to the needs of the patients;*

### **Fitness of premises**

#### **Regulation 27.—**

*(1) The registered person shall not use the premises for the purposes of a nursing home unless the premises are suitable for the purpose of achieving the aims and objectives set out in the statement of purpose.*

*(2) The registered person shall, having regard to the number and needs of the patients, ensure that –*

*(b) the premises to be used as the nursing home are of sound construction and kept in a good state of repair externally and internally;*

*(c) equipment provided at the nursing home for use by patients or persons who work at the home is in good working order, properly maintained in accordance with the manufacturer's guidance, and suitable for the purpose for which it is to be used;*

*(d) all parts of the nursing home are kept clean and reasonably decorated;*

*(m) suitable storage facilities are provided for the use of patients;*

### **Visits by registered provider**

#### **Regulation 29.—**

*(1) Where the registered provider is an individual, but not in day-to-day charge of the nursing home, he shall visit the home in accordance with this regulation.*

**The reasons for serving this Notice of Decision are:**

An inspection of the Valley Nursing Home was undertaken on the 6 July and 8 July 2019. Issues of concern were identified during these inspections, in relation to the management and governance arrangements of the home, the health and welfare of residents, the management of infection prevention and control, the environment and the provision of activities in the home.

A meeting regarding the intention of RQIA to issue failure to comply notices was held on 10 July 2019 with the responsible individual. As a result of this meeting seven failure to comply notices were issued on 16 July 2019.

RQIA has issued this Notice of Decision due to the serious concerns which are outlined in the seven failure to comply notices served and their potential to negatively impact on the delivery of safe and effective care to patients. These conditions will continue until compliance with the relevant regulations have been achieved/sustained.

**Under Article 22 of the 2003 Order, the Registered Person/Applicant may, within 28 days of the service of this notice, make written representations to the Chief Executive of RQIA concerning any matter which that person wishes to dispute.**

Signed.......... Chief Executive

***This notice is served under Article 20 of The Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003***

***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.***