

**HEALTH & SAFETY ASSURANCE COMMITTEE  
PWYLLGOR IECHYD A DIOGELWCH**

<b>DYDDIAD Y CYFARFOD: DATE OF MEETING:</b>	12 September 2022
<b>TEITL YR ADRODDIAD: TITLE OF REPORT:</b>	Health and Safety Update
<b>CYFARWYDDWR ARWEINIOL: LEAD DIRECTOR:</b>	Mandy Rayani, Director of Nursing, Quality and Patient Experience
<b>SWYDDOG ADRODD: REPORTING OFFICER:</b>	Tim Harrison, Head of Health, Safety and Security

**Pwrpas yr Adroddiad (dewiswch fel yn addas)**

**Purpose of the Report (select as appropriate)**

Er Sicrwydd/For Assurance

**ADRODDIAD SCAA  
SBAR REPORT**

**Sefyllfa / Situation**

This report is presented to the Health and Safety Committee (HSC) to provide an update on the activities of the Health and Safety Team over the period July 2022 – September 2022. The work undertaken encompasses a variety of health and safety topics which will be detailed in turn.

**Cefndir / Background**

The report focuses on the following topics:

- Cwm Taf Morgannwg University Health Board prosecution
- Plus-size patients
- Manual handling
- Prevention and Management of Violence and Aggression, (PAMOVA)/Reducing Restrictive Practice (RRP) Team
- Respiratory fit testing

**Asesiad / Assessment**

**Health and Safety Executive (HSE) Prosecution**

In July 2022 Cwm Taf Morgannwg University Health Board was fined following the death of a vulnerable patient who left a ward at Maesteg hospital unnoticed, through an unsecured door. The HSE investigation concluded that the Health Board failed to act on previous absconding incidents, which would have better protected the 74-year-old, who went on to fall in icy conditions in the hospital grounds and suffer a fatal head injury. An investigation found that despite previous absconding incidents, including one involving the patient, no reasonable practicable measures were taken, until after the fatal incident, to protect vulnerable patients from wandering and potentially coming to serious harm.

Following another patient absconding incident at the Princess of Wales Hospital, HSE served an Improvement Notice on the Health Board on 30<sup>th</sup> September 2020.

The Notice was not complied with by the due date. Before Cardiff Magistrates' the Health Board pleaded guilty to charges of breaching Section 3(1) and Section 33(1) (a) of the Health and Safety at Work etc. Act 1974 and were fined £850,000 with full costs awarded of £10,627.30.

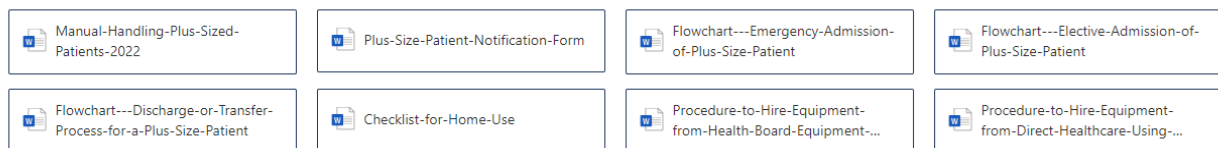
Lessons are clearly applicable for HDdUHB and following this prosecution reviews of our more vulnerable wards are being undertaken.

### **Plus-Size Patient Management Update**

Guidance for the Manual Handling of plus-size patients has been prepared and can be found on the Health, Safety and Security web pages. This is the culmination of work being completed to improve the clinical pathway for this patient group.

Guidance for the manual handling of plus-size patients along with direct access to each appendices has been produced to help staff quickly access relevant information required:

- Plus-Size Patient Notification Form
- Flowchart - Emergency Admission Process
- Flowchart - Elective Admission Process
- Flowchart - Discharge / Transfer Process
- Checklist for Home Use
- Procedure to Hire Equipment from Health Board Equipment Library
- Procedure to Hire Equipment from Direct Healthcare Using Oracle



### **Manual Handling Update**

The demand for induction training continues and to assist the recruitment process, additional training courses have been allocated up to December 2022.

Multiple additional dates have been added for foundation training, including accommodating all International nurses and apprentices.

Concern has been raised regarding the backlog of incoming staff accessing patient Manual Handling (MH) training and the impact it has on starting dates. This relates to foundation training of clinical staff including Healthcare Support Workers (HCSW), nurses and midwives.

The Executive Team received a paper highlighting various options to improve the current situation and the Manual Handling and Workforce Teams are working on implementing a number of these solutions.

### **Violence and Aggression – Prosecution Concern**

Following an assault on a mental health nurse by a patient and subsequent request to Dyfed Powys Police (DPP) for any case progress, the victim received the following response.

*‘Persons at a mental health facility have significant mental health conditions and are at the facility to receive treatment, and it is important to take a pragmatic view in cases such as this. Whilst all efforts are made by staff to ensure safeguarding is in place, there will inevitably be flashpoints at times. The staff and hospital have their own assessment and review process*

*when such incidents take place and are best placed to mitigate future risk and ensure reassessment of individual care, whilst also managing the safeguarding of staff.*

*We must record all such crimes reported to police, but, unless **any assault is serious** by definition, there is no benefit or public interest in pursuing a criminal investigation against a person who is receiving treatment in a secure mental health facility.*

*What constitutes a serious assault?*

*ABH charging standards would be serious in this context, or in the case of a member of staff as a victim, if they require three or more days off work as a direct consequence of the assault.'*

This apparent DPP Policy is being challenged at a meeting scheduled with Senior Officers in September as this statement is not compliant with the joint NHS Wales, Police and Crown Prosecution Service' Obligatory Response to Violence in Healthcare Guidance.

### **Prevention and Management of Violence and Aggression (PAMOVA)/Reducing Restrictive Practice (RRP) Team**

There have been a number of incidents of physical assault from patients affecting staff, but these primarily are due to the patients' medical condition. This has identified a number of wards that would benefit from staff attending the Behaviours that Challenge training courses.

Support is being provided by both the Violence and Aggression Case Manager and the PAMOVA Team.

Fifteen face to face courses (varying from 1 day courses to 4 day courses) have been delivered during July and August 2022.

Nine Liberty Protection Safeguards and Reducing Restrictive Practice Care planning MS Teams sessions have also taken place.

The Team has been involved in 17 consultations from across the HB. A selection of these have included:

- One case progressing to the High Court where statements and plans were submitted to Court. This also included appearance at Court and the production of urgent care plans. The Team supported the person and clinical team in relation to restraint provided.
- One young person presenting as a risk to self and others and a request from Morlais and CAMHS for support in how to provide the least restrictive management options.
- Advice and techniques provided on using restraint following a C-section for a woman experiencing postpartum mental health problems.
- Input to general hospital wards for advice in managing distressed behaviours during personal care.

Unfortunately, the Team had to cancel the following courses due to an insufficient number of participants:.

- Four All Wales Violence and Aggression Passport courses
- Two Restraint Reduction in Older Adult Care courses
- One Restrictive Physical Intervention update course

### **Respiratory Fit Testing**

The Health and Safety Advisers have undertaken respiratory fit testing for the new intake of doctors during August 2022 with at least 65 being tested for the most appropriate respiratory mask.

### Argymhelliad / Recommendation

The Health & Safety Committee is asked to gain assurance that work has progressed and improvements have been made in relation to the health and safety themes as detailed within the report.

### **Amcanion: (rhaid cwblhau)**

#### **Objectives: (must be completed)**

Committee ToR Reference: Cyfeirnod Cylch Gorchwyl y Pwyllgor:	2.1 Provide assurance around the UHB arrangements for ensuring the health, safety, welfare and security of all employees and of those who may be affected by work-related activities such as patients, members of the public, volunteers, contractors etc.
Cyfeirnod Cofrestr Risg Datix a Sgôr Cyfredol: Datix Risk Register Reference and Score:	718 Health and Safety Management
Safon(au) Gofal ac Iechyd: Health and Care Standard(s):	1. Staying Healthy 2. Safe Care 2.1 Managing Risk and Promoting Health and Safety
Nodau Gwella Ansawdd: Quality Improvement Goal(s):	No Avoidable Deaths Protect Patients From Avoidable Harm From Care Focus on What Matters to Patients, Service Users, Their Families and Carers, and Our Staff
Amcanion Strategol y BIP: UHB Strategic Objectives	2. Living and working well.
Amcanion Cynllunio Planning Objectives	3L Review of existing security arrangements
Amcanion Llesiant BIP: UHB Well-being Objectives:	10. Not Applicable

### **Gwybodaeth Ychwanegol:**

#### **Further Information:**

Ar sail tystiolaeth: Evidence Base:	Not applicable.
Rhestr Termau: Glossary of Terms:	Contained within the body of the report.

Partïon / Pwyllgorau â ymgynhorwyd ymlaen llaw y Pwyllgor Iechyd a Diogelwch: Parties / Committees consulted prior to Health and Safety Committee:	Partnership Forum meetings.
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<b>Effaith: (rhaid cwblhau) Impact: (must be completed)</b>	
<b>Ariannol / Gwerth am Arian: Financial / Service:</b>	Not applicable.
<b>Ansawdd / Gofal Claf: Quality / Patient Care:</b>	Potential for quality of patient care to be compromised if large numbers of staff are affected by COVID-19 themselves.
<b>Gweithlu: Workforce:</b>	There is an impact on staff health and wellbeing as well as safety for non-compliance with COVID-19 management arrangements.
<b>Risg: Risk:</b>	Directorate Risk Registers have highlighted a number of the topics covered within this report.
<b>Cyfreithiol: Legal:</b>	A breach of health and safety regulations can result in the issue of prohibition or improvement notices or criminal proceedings.
<b>Enw Da: Reputational:</b>	Prosecutions and claims due to breaches in legislation or personal injury claims can lead to negative publicity.
<b>Gyfrinachedd: Privacy:</b>	Not applicable.
<b>Cydraddoldeb: Equality:</b>	Has EqIA screening been undertaken? No