

2.3

Fire Enforcement Notices Actions Update

Presenter: Rob Elliott

Item 2.3 Update on Fire ENs LoFS at WGH and GGH

Appendix 1

Appendix 2



HEALTH & SAFETY ASSURANCE COMMITTEE PWYLLGOR ANSAWDD IECHYD A DIOGELWCH

DYDDIAD Y CYFARFOD: DATE OF MEETING:	02 November 2020
TEITL YR ADRODDIAD: TITLE OF REPORT:	Update on Fire Enforcement Notices and Letters of Fire Safety Matters at Wthybush General Hospital (WGH) and Glangwili General Hospital (GGH)
CYFARWYDDWR ARWEINIOL: LEAD DIRECTOR:	Andrew Carruthers, Director of Operations
SWYDDOG ADRODD: REPORTING OFFICER:	Rob Elliott, Director of Estates, Facilities and Capital Management

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 paper updates the Health & Safety Assurance Committee (HSAC) on progress on the Fire Enforcement Notices and Letters of Fire Safety Matters issued by the Mid and West Wales Fire & Rescue Service (MWWFRS) on WGH and GGH.

Cefndir / Background

The MWWFRS, as part of their normal routine inspections, visited WGH on 30th July 2019 and GGH on 24th February 2020, to undertake inspections of Fire Safety. As a result of these inspections, Fire Enforcement Notices and Letters of Fire Safety Matters were issued on the WGH site and a single Fire Enforcement Notice on the GGH site.

As noted in the paper to the September 2020 HSAC meeting, a significant number of actions have already been addressed in meeting the requirements of the Fire Enforcement Notices..

In addition as previously reported, a number of challenges have been identified in delivering the works to achieve the original agreed programme dates.

At WGH these challenges relate to the delays with Welsh Government (WG) endorsement of the Programme Business Case (PBC) and the Building for Wales (BfW) Framework Contractors being unwilling to participate in the tender process.

At GGH the key challenge is in respect of fire survey companies being unable to complete their works within programme due to the impact of COVID-19 restrictions.

The challenges noted above have now been fully considered and revised implementation dates have been identified.

Asesiad / Assessment

The challenges around the BfW Framework Contractors have been embraced by the NHS Wales Shared Services Partnership (NWSSP) and WG. Action has been taken by WG to modify the core contractual pricing arrangements contained within the BfW Framework Contracts. This has involved moving from a Target Price form of contract to one which is based on a Cost Plus form of contract. This change has been developed with NWSSP and WG with full procurement advice to support this change.

This change in contractual arrangement has resulted in three of a possible five Framework Companies agreeing to participate in the process.

Clearly this has had a significant impact on the overall programme as set out later in this report.

As this work is being progressed by NWSSP and WG, HDdUHB has maintained close communications with MWWFRS.

In order to consolidate the assessment of all the impacts on the programme, including delays on PBC endorsement, challenges around Framework Contractors and furloughed survey staff, HDdUHB has developed a revised programme taking into account these factors.

To ensure all parties are fully briefed on this work, HDdUHB facilitated a meeting which took place on 2nd October 2020. This meeting involved Senior Management from WG Capital Teams, NWSSP and Senior Representation from MWWFRS, as well as HDdUHB's Director of Operations.

At this meeting, HDdUHB presented a revised delivery programme for both WGH and GGH, specifically identifying the rationale for any changes made (attached as Appendix 1 and 2), summarised below:

WGH

- **Advanced works** – WG support approved and currently on programme for delivery January 2021.
- **Phase 1** – The delivery of this phase of the contract by is now reprogrammed for April 2022. This was previously December 2021.
This change is due to the delay in the endorsement of the PBC by WG, and the issue around Supply Chain Partner Contractors declining interest in the process. (Note: this is now resolved). HDdUHB is currently funding the fee element of the Business Justification Case in order to maintain this programme.
- **Phase 2** – The commencement of these works is now programmed to begin May 2022 as compared to January 2022. It is acknowledged by all parties that substantial further work is needed on this phase to develop an appropriate de-cant and phasing programme. We have estimated this period (subject to further analysis) to be in the order of 2 years from May 2022.

GGH

- **Advanced works** – Now programmed to complete in August 2021 as compared to an original date of May 2021. This delay is primarily due to the impact of COVID-19 on the sub contracted survey company furloughing their staff.
- **Phase 1** – Delivery of this phase of the contract by July 2022 as compared to April 2022. The delay is a knock-on effect due to the delay of the survey work noted above.
- **Phase 2** – The commencement of these works is now programmed to commence August 2022 as compared to May 2022. The delay is again a knock-on effect due to the delay of the survey work as noted above. We have estimated this period (subject to further analysis) to be in the order of 2 years from August 2022.

At the meeting, it was beneficial that both WG and MWWFRS were present in order to provide clarity on the revised delivery programme and also outline the rationale for the changes required. WG and NWSSP have been very supportive of the approach taken by HDdUHB and fully understood the Capital requirements of this programme at the various stages of delivery. Similarly, the MWWFRS representatives, the Station Manager, Deputy Head of Fire Safety and Watch Manager, fully understood the reasons for the revisions and have been supportive of the approach taken. They advised that they will brief their Chief Fire Officer and confirmed that they are supportive of the re-programming of the works now established. The Chief Fire Officer will then direct them in terms of the re-issue of revised Notices.

Whilst these revised Notices are still to be received, for assurance, an email has been received from MWWFRS confirming the current status.

The MWWFRS issued a Letter of Fire Safety Matters for GGH which has identified a number of actions required by HDdUHB which they require to be undertaken in line with our Phased investment plans.

A full action plan has already been established to deliver on these requirements to the timelines set and this will be monitored by the Fire Safety Group and within the HDdUHB Fire Tracker managed by the Assurance & Risk Teams.

Argymhelliad / Recommendation

The Committee is asked to note:

- the current progress against the Fire Enforcement Notices and Letters of Fire Safety Matters outlined within this report.
- the revision to all Enforcement Notices/Letters of Fire Safety Matters expected from MWWFRS.

Amcanion: (rhaid cwblhau) Objectives: (must be completed)	
Committee ToR Reference: Cyfeirnod Cylch Gorchwyl y Pwyllgor:	5.9 Ensure reports and factual information from external regulatory agencies are acted upon within achievable timescales.
Cyfeirnod Cofrestr Risg Datix a Sgôr Cyfredol: Datix Risk Register Reference and Score:	Estates and Facilities Risk No 813 Score 15
Safon(au) Gofal ac Iechyd: Health and Care Standard(s):	2.1 Managing Risk and Promoting Health and Safety
Nodau Gwella Ansawdd: Quality Improvement Goal(s):	No Avoidable Deaths
Amcanion Strategol y BIP: UHB Strategic Objectives:	Not Applicable

Amcanion Llesiant BIP: UHB Well-being Objectives: Hyperlink to HDdUHB Well-being Objectives Annual Report 2018-2019	10. Not Applicable
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Gwybodaeth Ychwanegol: Further Information:	
Ar sail tystiolaeth: Evidence Base:	MWWFRS and extensive site based survey information
Rhestr Termau: Glossary of Terms:	Contained within the body of the report
Partion / Pwyllgorau â ymgynhorwyd ymlaen llaw y Pwyllgor Ansawdd Iechyd a Diogelwch: Parties / Committees consulted prior to Health and Safety Assurance Committee:	N/A

Effaith: (rhaid cwblhau) Impact: (must be completed)	
Ariannol / Gwerth am Arian: Financial / Service:	Funding sought from Welsh Government
Ansawdd / Gofal Claf: Quality / Patient Care:	N/A
Gweithlu: Workforce:	Delivering a safe working environment
Risg: Risk:	Estates and Facilities Risk No 813
Cyfreithiol: Legal:	Potential for legal challenge if HDdUHB does not comply with requirements of Fire Enforcement Notices
Enw Da: Reputational:	Potential for legal challenge if HDdUHB does not comply with requirements of Fire Enforcement Notices
Gyfrinachedd: Privacy:	N/A
Cydraddoldeb: Equality:	N/A

Fire Precaution Upgrade Works Withybush General Hospital (WGH)

Meeting with Mid and West Wales Fire Rescue Service, Welsh Government and NHS Wales Shared Services partnership –Specialist Estates Services.

Health Board Update

Programme Summary & Alignment to Notices July 2020

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1. Withybush General Hospital Fire Enforcement Notices –

EN/KS/890/02 – Advanced Works Completing 29th January 2021

EN/KS/890/03 – Phase 1 Works completing 31 December 2021

EN/KS/890/04 – Phase 2 Works. Notice identifies 20th April 2022 completion but it is noted that this will be reviewed as works proceed.

2. Other Buildings WGH Site

EN/262/08 - St Caradogs Fire Enforcement Notice issued 20th July 2020 – remedial works required to complete by February 2021 for priority works (advanced works) remaining works in Phase 1.

Letter of Fire Safety – St Nons issued 10 December 2019 – remedial actions required approx. 3 months. This work is being completed as part of Phase 1 (Remains to be updated note CEO letter of 24th August 2020)

Letter of Fire Safety – Kensington, St Thomas, Springfield, Sealyham, Pembroke County Blocks issued 7th January 2020 – This work to be completed as part of Phase 1.

Programme Summary as of July 2020

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- Advance Works Contract complete by January 2021.
- ◆ Business Justification Case for Phase 1 October 2020
- ◆ Phase 1 works delivered – December 2021
- ◆ Phase 2 works commencement January 2022

Clarification Of Phasing

- Advanced works - all vertical escape routes (main Stairwells) and Fire Doors St Caradogs Bedrooms
- Phase 1 – All Main Compartmentation on horizontal escape routes to final exit points
- Phase 2 – All Departments/ Wards Etc (sub compartmentation & Risk rooms etc)

Update to Original Programme

Advanced Works

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Original Programme

Advanced Works Contract delivered– complete by January 2021

Revised Programme

- Currently on Programme
- Capital Cost Supported by WG

Reason For Delay

- On Programme

Update to Original Programme

Phase 1

6

Original Programme

PBC submitted to WG March 2020 for scrutiny

BJC submitted to WG October 2020

Phase 1- Works completed by December 2021

Revised Programme

PBC endorsed by WG August 2020

BJC Phase 1 – programme to be submitted to WG March 2021

Phase 1 WORKS delivered May 2021 to April 2022

Note – Project Manager and Cost advisor have been selected

Reason For Delay

Endorsement of PBC and agreement of at risk funding with HB

Appointment of supply chain partners from designed for life framework (DFL)

Update to Original Programme

Phase 2

7

Original Programme

Business Justification Case for Phase 2 completed end October 2021
Phase 2 works commencing January 2022

Revised Programme

Business Justification Case for Phase 2 completed February 2022
Phase 2 works delivered – May 2022 on

Fire Precaution Upgrade Works Glangwili General Hospital (GGH)

Meeting with Mid and West Wales Fire Rescue Service, Welsh Government &
NHS Wales Shared Services Partnership – Specialist Estates Services

Health Board Proposals

Review of Notices to Date

2

1. Glangwili General Hospital Fire Enforcement Notice originally issued 17th April 2020
2. MWWFRS letter dated 24th August confirming agreement to HB planned phasing of works as meeting June 2020.
3. Revised notices from MWWFRS expected shortly. Note CEO letter dated 9th September 2020 and subsequent discussions between Director of Estates, Facilities and Capital Management and MWWFRS Watch Manager.

Revised notices to be issued as follows:-

- Advanced Works
- Phase 1
- Phase 2

Clarification of Phasing

As the approach at Withybush General Hospital

- Advanced works - all vertical escape routes (main Stairwells)
- Phase 1 – All Main Compartmentation on horizontal escape routes to final exit points.
- Phase 2 – All Departments/ Wards Etc (sub compartmentation & Risk rooms etc)

Programme Summary at June 2020

- ◆ Commencement of Programme – Complete survey information May /June 2020
- ◆ Advance Works Contract delivered– May 2020 to May 2021
- ◆ Business Justification Case for Phase 1 completed February 2021
- ◆ Phase 1 works delivered – May 2021 to April 2022
- ◆ Phase 2 works commence – May 2022

Update to Original Programme - Survey Information

Original Programme

Commencement of programme – Complete survey information May /June 2020

Revised Programme

Survey information completed late September (circa 4 month delay)

Reason For Delay

Covid-19 impact including Furlough of sub contractor staff and access to hospital environment

Update to Original Programme – Advanced Works

6

Original Programme

Advanced Works Contract delivered– May 2020 to May 2021

Revised Programme

Advanced Works delivered - September 2020 to August 2021

- Budget Cost to be submitted to WG October 2020
- Detailed Design/Tender process completed February 2021
- Construction completed August 2021

Reason For Delay

Delay in receipt of survey information noted in previous slide

Update to Original Programme – Phase 1

7

Original Programme

Business Justification Case for Phase 1 completed February 2021

Phase 1 works delivered – May 2021 to April 2022

Revised Programme

PBC submission Mid October 2020

Business Justification Case for Phase 1 completed End May 2021 (This assumes a start of BJC in Dec 2020 subject to funding availability)

Phase 1 works delivered – August 2021 to July 2022

Note - Also assumes that D4L selection process can be undertaken during scrutiny of PBC

Reason For Delay

Delay in receipt of survey information noted in previous slide

Update to Original Programme – Phase 2

8

Original Programme

Business Justification Case for Phase 2 completed February 2022

Phase 2 works delivered – May 2022 on

Revised Programme

PBC submission mid October 2020

Business Justification Case for Phase 2 completed May 2022

Phase 2 works delivered – August 2022 on

Note this assumes that D4L selection process can be undertaken during scrutiny of PBC as previous slide.

Reason For Delay

Delay in receipt of survey information noted in previous slide