

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

**NOTICE OF DECISION**

<b>Name of Registered Establishment:</b> Knockmoyle Lodge (RQIA ID: 1208)	<b>Name of Registered Person</b> Mr John O'Donnell (Acting)
<b>Address of Registered Establishment:</b> 29 Knockmoyle Road, Omagh, BT79 7TB	
<b>Issue Date:</b> 11 October 2017	<b>NOD Ref:</b> NOD/1208/2017-18/01
<p><b>The Regulation and Quality Improvement Authority gives notice of a decision to impose the following conditions on the registration of Knockmoyle Lodge.</b></p> <ol style="list-style-type: none"><li>1. Admissions to Knockmoyle Lodge will cease until compliance with the specific actions stated in FTC/NH/1208/2017-18/01 dated 4 July 2017 have been fully met.</li><li>2. The registered provider must ensure that a nurse manager, with sufficient clinical and management experience, is working in the home on a day- to- day basis to ensure the quality and safety of care practice and service delivery to patients.</li><li>3. The registered provider must ensure that regulation 29 monthly reports and copies of any other monitoring reports are provided to RQIA within three 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> <p><b><i>The Nursing Homes Regulations (Northern Ireland) 2005</i></b></p> <p><b><i>Appointment of manager</i></b></p> <p><b><i>Regulation 8.—</i></b> <i>(1) The registered provider shall appoint an individual to manage the nursing home where –</i> <i>(a) there is no registered manager in respect of the nursing home;</i> <i>(b) the registered provider –</i> <i>(i) is an organisation or partnership;</i> <i>(ii) is not a fit person to manage a nursing home; or</i> <i>(iii) is not, or does not intend to be, in full-time day to day charge of the nursing home.</i></p>	

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

During an unannounced care inspection of Knockmoyle Lodge on 23 March 2017, issues in relation to the management arrangements in the home were identified.

Since then RQIA have had ongoing communication with Knockmoyle Lodge in relation to the management arrangements. A meeting was held in RQIA's Omagh office on 26 May 2017. During this meeting, we discussed our concerns about the current absence of a nurse manager and the requirement in the Nursing Homes Regulations (Northern Ireland) 2005, that a person must be appointed to manage the nursing home. It was agreed that RQIA would be informed of the management arrangements by the 09 June 2017.

On 13 June 2017 RQIA were informed that attempts to appoint a manager had been unsuccessful.

A meeting regarding the intention of RQIA to issue to Issue Failure to Comply Notice was held on 03 July 2017 with the acting responsible person. As a result of this meeting, a Failure to Comply Notice was issued in respect of Knockmoyle Lodge on 04 July 2017.

An enforcement compliance monitoring inspection undertaken on 21 August 2017 failed to evidence compliance with the Failure to Comply Notice.

Despite the actions outlined in the Failure to Comply Notice there was still no individual appointed to manage and be responsible for the day to day management of the home. RQIA were concerned about the potential impact this could have on the management and oversight of the home.

Despite having raised these matters during inspections, RQIA is concerned that the improvements necessary to ensure full compliance with the required regulations have not been made.

**Under Article 20 of the 2003 Order, the Registered Person may, within 28 days of the service of this notice, make an appeal to the Care Tribunal 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.***