



**GREATER GLASGOW
PRIMARY CARE
NHSTRUST**

Meeting: Board Meeting ()
Date: Thursday, 2001
Paper No: 2001/
Subject: Pharmacy Practices Committee
– Minutes
Presented by: Marian Jacobs, Committee
Chairman

PPC[M]2001/04

Minutes of the Meeting of the Pharmacy Practice Committee
held on Thursday 20 September, 2001 at 1.30pm
in Meeting Room 1, Trust Headquarters,
Gartnavel Royal Hospital, 1055 Great Western Road, Glasgow

PRESENT:

Mrs Marian Jacobs
Mrs Susan Robertson
Mrs Patricia Cox
Alan Fraser
Dr James Johnson
Mrs Carol Anderson
Gordon Dykes

Chairman
Lay Member
Lay Member
Lay Member
Non-contractor Pharmacist Member
Contractor Pharmacist Member
Contractor Pharmacist Member

IN ATTENDANCE:

Nic Zappia
David Thomson
Mrs Janine Glen

General Manager (Primary Care Support)
Director of Pharmacy
Family Health Services Officer (Pharmaceutical/Ophthalmic)

Prior to the consideration of business, the Chairman asked members if they had an interest in any of the applications to be discussed.

**Gordon Dykes declared an interest in Agenda Item 4 i) – Minute Number 4 refers.
Carol Anderson declared an interest in Agenda Item 4 ii) – Minute Number 5 refers.**

1. APOLOGIES

There were no apologies.

2. MINUTES

The Minutes of the Pharmacy Practices Committee meetings held on Thursday 21 June 2001 [PPC(M)2001/4] were approved as a correct record.

Action

3. **MATTERS ARISING**

Methadone Review

The Chairman asked for an update on the Methadone Review. David Thomson advised that the consultation period surrounding the draft document was now over, and that publication of the final document was imminent.

The Chairman requested that copies of the finalised document be made available to members of the Committee in light of previous discussions regarding earlier applications.

**Family Health
Services Officer**

Community Pharmacy User Satisfaction Survey

Members of the Committee had previously been circulated with a copy of the Report, which had emanated from the above survey. The Committee agreed that the Survey was interesting, and suggested that a representative from the Local Health Council could be invited to give the Committee a short presentation on the report and the conclusions derived from it. The Chairman suggested that the invitation to the Local Health Council be extended to include a short discussion surrounding their input into the decision making process on applications.

AGREED/-

That a letter be drafted to the Local Health Council inviting them to send a representative to the next meeting to address the above issues.

**Family Health
Services Officer**

Gordon Dykes, having expressed an interest in the following item, left the meeting room at this point.

4. **APPLICATION FOR INCLUSION IN THE PRIMARY CARE TRUST'S PHARMACEUTICAL LIST**

Case No: PPC/INCL06/01 – Mr Graham MacFarlane, 69 Gleddoch Road, Glasgow G52.4

The Committee were asked to consider an application submitted by Mr G MacFarlane to provide general pharmaceutical services from premises situated at 69 Gleddoch Road, Glasgow G52.4, according to Regulation 5(2) of the National Health Service (General Pharmaceutical Services) (Scotland) Regulations 1995 as amended.

The Committee had to determine whether the granting of the application was necessary or desirable to secure adequate provision of pharmaceutical services in the neighbourhood in which the applicant's proposed premises were located.

The Committee, having previously been circulated with all the papers regarding the application from Mr MacFarlane, were satisfied that the application could be determined based on the written representations, and that an oral hearing was not required.

The Committee considered views and representations received from:-

- a) Chemist contractors within the vicinity of the applicant's premises;
- b) the Area Medical Committee (General Practitioner Sub-Committee);
- c) the Greater Glasgow Area Pharmaceutical (General Practitioner Sub-

Committee);

The Committee also considered:-

- d) the location of the nearest existing pharmaceutical services and the level of NHS dispensing carried out during the preceding 12 months;
- e) the location and level of general medical services in the area;
- f) demographic information regarding post-code sectors G52.2, and G52.4;
- g) patterns of public transport;
- h) Primary Care Trust plans for the future development of services;
- i) information regarding future developments in the area from the Department of Development & Regeneration, Glasgow City Council, the Department of Land Services, Glasgow City Council, and the Department of Planning and Transport, Renfrewshire Council;
- j) Representations received from interested parties in the Renfrewshire and Inverclyde Primary Care Trust area, who were consulted on the basis that the Trust's boundary was within 2 kilometres of the applicant's proposed premises; and
- k) A tabled letter from Mr MacFarlane in response to the written representations submitted during the consultation period.

CONCLUSION

The Committee noted that the applicant had applied for inclusion in the Trust's Pharmaceutical List for the provision of pharmaceutical services from premises situated at 69 Gleddoch Road, Glasgow G52.4. The premises were already constructed although not functioning as a pharmacy. The applicant had stated at Part 2 (b) of Form A that the premises were not in his possession, although the Trust was satisfied that the applicant was actively seeking to lease, having secured documentary evidence to this effect.

In considering the application the Committee were required to take into account all relevant factors concerning the issues of neighbourhood and adequacy of the existing pharmaceutical services in the neighbourhood particularly in the context of Regulation 5(10).

In forming an opinion on the neighbourhood for the purposes of considering the application, the Committee noted the neighbourhood proposed by the applicant. While agreeing that Penilee could be defined as a distinct area, the Committee were mindful that the resident population in Penilee necessarily had to travel outwith the area, for many aspects of their daily lives. The Committee cited the position of the nearest GP surgeries, the proposed relocation of the secondary school, and the position of the main shopping focal point, all of which were situated outwith, the area generally known as Penilee. For this reason the Committee concluded that the neighbourhood would extend beyond that defined by the applicant.

For the purposes of considering the application, the Committee therefore defined the neighbourhood as the area bound to the north by the Glasgow Queen Street – Paisley railway line, to the South by Glasgow Road/Paisley Road West, to the west by Penilee Road and to the east by Berryknowes Road. This area, the Committee felt included the facilities that would be utilised by the community of Penilee as part of the normal fabric of their lives.

Having reached that conclusion the Committee were then required to consider the adequacy of existing pharmaceutical services in that neighbourhood, and whether the granting of the application was necessary or desirable in order to secure adequate provision of pharmaceutical services in that neighbourhood.

The Committee noted that:

- i) Within the neighbourhood, as defined by the Committee there were three pharmacies. In addition, there was situated one pharmacy immediately over the boundary with Renfrewshire and Inverclyde Primary Care Trust's area;
- ii) The current pharmaceutical network provided domiciliary oxygen, supervised methadone, and collection and delivery services;
- iii) The Committee considered that the level of existing services ensured that satisfactory access to pharmaceutical services existed, to the identified neighbourhood. The Committee therefore considered that the existing pharmaceutical services in the neighbourhood were adequate;
- iv) The Committee did not agree with the applicant's assertion that the community of Penilee was "tied" to the area. The main focal point for the community appeared to be in and around the shopping parades on Paisley Road West, and this necessitated the public moving out of the Penilee area and moving into and around other areas. The community of Penilee had to move into other areas to access medical services, shopping and leisure facilities and secondary education. This in the Committee's opinion did not lead to the community being restricted within the confines of Penilee;
- iv) Having considered the applicant's justification for additional pharmaceutical services in this area, the Committee did not agree that there was evidence of a sufficient need or desirability to justify the granting of an additional NHS dispensing contract.
- v) Having regard to the overall services provided by the existing contractors within the vicinity of the proposed pharmacy, and the number of prescriptions dispensed by those contractors in the preceding 12 months, the Committee agreed that the neighbourhood was already adequately served.

In view of the above, the Committee concluded that the granting of an additional NHS Contract for the premises situated at 69 Gleddoch Road was not necessary or desirable in order to secure the adequate provisions of pharmaceutical services in the neighbourhood in which the premises were situated.

In accordance with the statutory procedure, the chemist contractor member of the Committee, Mrs Anderson was excluded from the decision process.

DECIDED/-

That the granting of the application was not necessary or desirable to secure the adequate provision of pharmaceutical services in the neighbourhood of the proposed premises, and accordingly that the application seeking inclusion in the Primary Care Trust's Pharmaceutical List at 69 Gleddoch Road, Glasgow G52.4 for the provision of general pharmaceutical services be refused.

Family Health
Services Officer

Mrs Anderson, having expressed an interest in the next application remained withdrawn from the discussion at this stage.

Mr Dykes rejoined the meeting.

5. APPLICATION FOR INCLUSION IN THE PRIMARY CARE TRUST'S

**PHARMACEUTICAL LIST
RELOCATION OF EXISTING SERVICES (NOT CONSIDERED MINOR)**

Case No: PPC/INCL07/2001 – John Gilbride, 668 Eglinton Street, Glasgow G5.9

The Committee were asked to consider an application submitted by John Gilbride to provide general pharmaceutical services from premises situated at 668 Eglinton Street, Glasgow G5.9, according to Regulation 5(2) of the National Health Service (General Pharmaceutical Services) (Scotland) Regulations 1995 as amended as a relocation from his existing premises at 40 Paisley Road West, Glasgow G51.1

The Committee had to determine whether the granting of the application was necessary or desirable to secure adequate provision of pharmaceutical services in the neighbourhood in which the applicant's proposed premises were located.

The Committee, having previously been circulated with all the papers regarding the application from Mr Gilbride, were satisfied that the application could be determined based on the written representations, and that an oral hearing was not required.

The Committee considered views and representations received from:-

- a) Chemist contractors within the vicinity of the applicant's premises;
- b) the Area Medical Committee (General Practitioner Sub-Committee);
- c) the Greater Glasgow Area Pharmaceutical (General Practitioner Sub-Committee);

The Committee also considered:-

- d) the location of the nearest existing pharmaceutical services and the level of NHS dispensing carried out during the preceding 12 months;
- e) the location and level of general medical services in the area;
- f) demographic information regarding post-code sectors G5.9, and G41.1;
- g) patterns of public transport;
- h) Primary Care Trust plans for the future development of services;
- i) information regarding future developments in the area from the Department of Development & Regeneration, Glasgow City Council.
- j) A tabled letter submitted by Mr Gilbride in response to the written representations received during the consultation period.

CONCLUSION

The Committee noted that the applicant had applied for inclusion in the Trust's Pharmaceutical List for the provision of pharmaceutical services from premises situated at 668 Eglinton Street, Glasgow G5.9. The premises were already constructed although not functioning as a pharmacy. The applicant had stated at Part 2 (b) of Form A that the premises were not in his possession, although the Trust was satisfied that the applicant was actively seeking to lease.

In considering the application the Committee were required to take into account all relevant factors concerning the issues of neighbourhood and adequacy of the existing pharmaceutical services in the neighbourhood particularly in the context of Regulation

5(10).

The Committee noted that they had considered applications for the same premises on eight previous occasions, one of which related to a relocation of existing premises.

The Committee considered that the premises were situated in an area, where the neighbourhood had declined, and where there was an absence of significant residential development. The one-mile radius used for the consultation exercise held within it, four clearly defined neighbourhoods i.e., Gorbals, Kinning Park, Govanhill, and Pollokshields. These neighbourhoods were each distinct from the other, and easily identifiable from a map;

The Committee was of the view that the premises situated at Eglinton Street could be said to lie on the edge of all four neighbourhoods, although not properly part of any of them;

For the purposes of considering the application, the Committee therefore defined the neighbourhood as the area bound to the West by St Andrews Drive, to the North by the M8 Motorway, to the East by the River Clyde, and to the South by Queens Park.

Having reached that conclusion the Committee were then required to consider the adequacy of existing pharmaceutical services in that neighbourhood, and where the granting of the application was necessary or desirable in order to secure adequate provision of pharmaceutical services in that neighbourhood.

- i) Within the neighbourhood, as defined by the Committee there were several pharmacies. The area in which the applicants proposed premises were situated, lay on the edge of four distinct neighbourhoods, each of which enjoyed the adequate provision of services provided by the current network. Currently there were two community pharmacies within the neighbourhood known as Gorbals, there were three within the area of Kinning Park, six within Govanhill and three within Pollokshields;
- ii) The current pharmaceutical network provided domiciliary oxygen, supervised methadone, and extended hours.
- iii) The Committee considered that the level of existing services ensured that satisfactory access to pharmaceutical services existed, to the small level of residential homes in the identified neighbourhood. The Committee therefore considered that the existing pharmaceutical services in the neighbourhood were adequate;
- iv) That there had been no significant increase to population within the neighbourhood since the Committee last considered an application for these premises in June 2001;
- v) Having considered the applicant's justification for the relocation of pharmaceutical services to this area, the Committee did not agree that there was evidence of a sufficient need or desirability to justify the granting of the application. The application appeared to be based on the improvements that could be made to Mr Gilbride's business and not on any perceived improvement of services to the neighbourhood population.
- vi) Having regard to the overall services provided by the existing contractors within the vicinity of the proposed pharmacy, and the number of prescriptions dispensed by those contractors in the preceding 12 months, the Committee agreed that the neighbourhood was already adequately served.

- vii) The Committee noted that the applicant had used the relocation aspect to substantiate his application, on the grounds that approval would not increase the number of contracts in the area. The Committee, while sympathetic to this view, were mindful that they were required to consider this application on the same basis as an application for a new contract.

In view of the above, the Committee concluded that the granting of an NHS Contract for the premises situated at 668 Eglinton Street was not necessary or desirable in order to secure the adequate provisions of pharmaceutical services in the neighbourhood in which the premises were situated.

In accordance with the statutory procedure, the chemist contractor member of the Committee, Mr Dykes was excluded from the decision process.

DECIDED/-

That the granting of the application was not necessary or desirable to secure the adequate provision of pharmaceutical services in the neighbourhood of the proposed premises, and accordingly that the application seeking inclusion in the Primary Care Trust's Pharmaceutical List at 668 Eglinton Street, Glasgow G5.9 for the provision of general pharmaceutical services be refused.

Family Health
Services Officer

Mrs Anderson and Mr Dykes rejoined the meeting at this stage.

6. APPLICATION TO ALTER CURRENT HOURS OF SERVICE

Case No: PPC/ALT02/2001 – Ms H Lindsay, T/A J F Forbes, 193 Kirkintilloch Road, Glasgow G64.2

The Committee were asked to consider an application submitted by Ms H Lindsay, seeking an alteration to the hours of service recorded in the Pharmaceutical List for the pharmacy situated at 193 Kirkintilloch Road, Glasgow G64.2.

In considering the application in accordance with Regulation 8(3) of the National Health Service (General Pharmaceutical Services) (Scotland) Regulations 1995 as amended, the Committee had to determine whether the alteration of hours would affect the adequacy of services in the neighbourhood in which the premises were located.

The Committee agreed that they were mindful of considering this application in advance of the Area Pharmaceutical Committee's consideration of the proposed changes to the Model Hours of Service Scheme. The Chairman suggested that deliberation of the application at this point may be premature, and that consideration of the application would best be deferred pending the outcome of the APC's discussions.

DECIDED/-

That the applicant be informed that the application be held on file until the outcome of the APC's discussions on the proposed Model Hours of Service Scheme is known.

Family Health
Services Officer

7. CONSIDERATION OF INFORMATION AVAILABLE TO COMMITTEE

The Committee, previously circulated with Paper 2001/18 proceeded to discuss the information contained in the papers presented to them for use in considering applications. The Committee agreed that on the whole the papers were well balanced and presented, giving an acceptable level of information on which to base their decisions. The Members highlighted the following areas for further development:

- i) background information on method of calculating deprivation payments for GPs;
- ii) background information on Carstairs deprivation system;
- iii) Clearer base maps;
- iv) Identifiable script figure information.

DECIDED/-

That further investigation is undertaken into the above areas, with a view to providing the members with background information.

**Family Health
Services Officer**

8. NATIONAL APPEALS PANEL

The Committee having previously been circulated with Paper 2001/22 noted the contents which gave details of the National Appeal Panel's determination of appeals lodged against the Committee's decision to:

- grant T S McNee Ltd's application seeking inclusion in the Trust's Pharmaceutical List at 227 Wallacewell Road, Glasgow G21.3

- grant Boots the Chemist Ltd's application seeking inclusion in the Trust's Pharmaceutical List at Unit 5, West End Retail Park, Crow Road, Glasgow G11.

NOTED/-

The Committee noted that the National Appeals Panel had decided:

- i) to dismiss without hearing the appeal lodged in the case of T S McNee Ltd at 227 Wallacewell Road, Glasgow G21.3.
- ii) To allow the appeals lodged in the case of Boots the Chemist Ltd at Unit 5, West End Retail Park, Crow Road, Glasgow G11.7.

9. MATTERS CONSIDERED BY THE CHAIRMAN SINCE THE LAST MEETING

The Committee having previously been circulated with Paper 2001/23 noted the contents, which gave details of applications, considered by the Chairman outwith the meeting since Thursday 21st June 2001.

Transfer of National Health Service Dispensing Contract Where a Change of Ownership has Taken Place

**Case No: PPC/CO9/2001 – L Rowlands & Co (Retail) Ltd
185 Springburn Way, Glasgow G21
1322 Shettleston Road, Glasgow G32
179/181 Springburn Way, Glasgow G21
144 Balmore Road, Glasgow G22
69 Gilbertfield Street, Glasgow G33**

The Committee considered the action taken by the Chairman on an application for the transfer of five NHS Dispensing contracts held by T S McNee Ltd at the above addresses.

The Committee noted that the Chairman had granted the applications with effect from 2 July 2001 (1 July 2001 in the case of 179/181 Springburn Way), having been satisfied that the application fulfilled the requirements laid down in the Pharmaceutical Regulations.

DECIDED/-

That the Chairman's action in granting the above application in accordance with Regulation 5(3) of the National Health Service (General Pharmaceutical Services) (Scotland) Regulations 1995 as amended be homologated.

10. PROGRESS REPORT

The Committee having previously been circulated with Paper 2001/24 noted the contents, which contained details of applications that had already been considered.

Applications Which Were Granted by the Committee and the Files are now Closed

- i) **Donald Munro Ltd – 7 Arthur Street, Glasgow G76.8 (PPC/RELOC03/2001)**
- ii) **Boots the Chemist Ltd – Unit 5, West End Retail Park, Crow Road, Glasgow G11 (PPC/INCL05/2001)**

The files concerning these applications have therefore now closed.

NOTED/-

11. ANY OTHER COMPETENT BUSINESS

Chairman

The Chairman advised the Committee that it was likely that her term of office would come to an end after this meeting, due to the necessary restructuring pending the formation of the new unified Board structure. The Chairman thanked everyone involved with the Committee for their assistance in making her involvement with the PPC so enjoyable.

Members of the Committee extended their appreciation of the Chairman's leadership during her term of office, and offered their best wishes for the future.

12. NEXT MEETING

The next Meeting was noted as 1.30 p.m. on Thursday, 22nd November 2001

The Meeting ended at 3.30pm