



**GREATER GLASGOW
PRIMARY CARE
NHSTRUST**

Meeting: Board Meeting (10)
Date: Thursday, 2nd November 2000
Paper No: 2000/164
**Subject: Pharmacy Practice Committee
Minutes of 19th October 2000**
**Presented by: Committee Chairman
Mrs Marian Jacobs**

PPC[M]2000/05

Minutes of the Meeting of the Pharmacy Practice Committee
held on Thursday 19 October, 2000 at 1.30pm
in the Board Room, 2nd Floor, Gartnavel Royal Hospital,
1055 Great Western Road, Glasgow

PRESENT:

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

Chairman
Lay Member
Lay Member
Lay Member
Non Contractor Pharmacist Member
Contractor Pharmacist Member

IN ATTENDANCE:

Norman McGregor Edwards
Nick Zappia
David Thomson
Mrs Janine Glen

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

1. DECLARATION OF INTEREST

Before the consideration of business, the Chairman invited members to declare any personal interest that they had in any application being considered.

Mrs Anderson declared an interest in Agenda Item 4 iii) – Minute Number 8 refers.

2. WELCOME

The Chair welcomed Nick Zappia to the meeting. The Committee were informed that Mr Zappia would assume interim responsibility for administrative services to the Committee following the resignation of Norman McGregor Edwards from the Trust and pending the outcome of a divisional re-organisation. The Committee thanked Norman for his valued input and contribution to the Committee.

Action

3. APOLOGIES

Apologies for absence were received on behalf of Colin Fergusson.

4. MINUTES

The Minutes of the Pharmacy Practices Committee meeting held on 21st September 2000 [PPC(M)2000/04] were approved as a correct record.

5. MATTERS ARISING

Training for Pharmacy Practice Committee Members

The Committee were informed that no firm details had been received regarding the forthcoming training for members and administrators of PPCs. It was anticipated that members would be contacted with details of the training within the next few weeks.

NOTED

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

Case No: PPC/INCL08/00 – Ms T K Sandhu T/A Synerzi Ltd, Unit 12 42-44 New City Road, Glasgow G4.9

The Committee were asked to consider an application submitted by Ms T K Sandhu to provide general pharmaceutical services from premises situated at Unit 12, 42-44 New City Road, Glasgow G4.9, 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 Ms Sandhu, 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 G2.3, and G4.9;

- 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; and
- j) a tabled letter from Ms Sandhu 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 Unit 12, 42-44 New City Road, Glasgow G4.9. 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 in her possession.

The hours of service proposed at Part 3 of Form A were below the minimum required by Model Hours of Service Scheme.

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 terms of neighbourhood, the Committee concluded that the neighbourhood in which the applicant's proposed premises were situated was the area bound by New City Road to the North, Hanover Street to the East, the M8 slip road to the west, and Sauchiehall Street to the south.

In terms of adequacy the following points were raised:

- i) There were three existing pharmacies in the neighbourhood in which the applicant's proposed premises were situated.
- ii) The current pharmaceutical network provided domiciliary oxygen, supervised methadone, and extended hours.
- iii) The applicant had relied on the provision of services to the Chinese community, in support of her application. The applicant had pointed to an unmet need within this community that the establishment of a pharmacy in the Chinatown Shopping Mall (the location of the proposed premises) would address.
- iv) While the Committee were sympathetic to the applicant's assertions, they did not consider that sufficient evidence of an unmet need had been provided within the application.
- v) The Committee were aware that the Chinese community had been established in this area for some years, and were integral to the fabric of the neighbourhood. The Committee, although understanding of the language difficulties experienced by some elements of ethnic minority communities, did not agree that the provision of services particularly aimed at one element of the population has been justified.
- vi) 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.

- vii) 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.

The Committee reached its decision on the following grounds:

- i) The existing network of pharmaceutical contractors provided an adequate service to the neighbourhood. The granting of an additional NHS dispensing contract was therefore not necessary.
- ii) While an additional pharmacy providing services specifically targeted to one element of the population may be seen as being convenient for that segment of the population, the Committee did not agree that convenience was the same as desirability in relation to a whole neighbourhood. The granting of this application was therefore not considered desirable.

In accordance with the statutory procedure, the chemist contractor member of the Committee, Mrs C Anderson was excluded from the decision process of the meeting prior to a decision on the application being made.

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 Unit 12, 42-44 New City Road, Glasgow G4.9 for the provision of general pharmaceutical services be refused.

Family Health
Services Officer

Mrs Anderson rejoined the meeting process at this stage

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

Case No: PPC/INCL09/00 – Mr Neeraj Salwan, 156 Dorchester Avenue, Glasgow G12.0

The Committee were asked to consider an application submitted by Mr Neeraj Salwan to provide general pharmaceutical services from premises situated at 156 Dorchester Avenue, Glasgow G12.0, 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 Salwan, 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 G12.0, and G13.1;
- g) patterns of public transport;
- h) Primary Care Trust plans for the future development of services; and
- i) information regarding future developments in the area from the Department of Development & Regeneration, and the Department of Land Services, Glasgow City Council.

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 156 Dorchester Avenue, Glasgow G12.0. 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 he had demonstrated that he was actively pursuing the lease of the premises.

The hours of service proposed at Part 3 of Form A exceeded those required by the Model Hours of Service Scheme.

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 terms of neighbourhood, the Committee concluded that the neighbourhood in which the applicant's proposed premises were situated was the area bound by Bearsden Road, to the West, Great Western Road to the South, Kirklee Road to the East, and the Forth and Clyde Canal along to Maryhill Road to the North.

In terms of adequacy the following points were raised:

- i) There were five existing pharmacies in the neighbourhood in which the applicant's proposed premises were situated.
- ii) The current pharmaceutical network provided domiciliary oxygen, supervised methadone, and extended hours.
- iii) It was the Committee's assertion that most of the residents within this neighbourhood would use the shopping facilities on the peripheral Bearsden Road/Anniesland Cross and Maryhill Road areas.
- iv) The pharmaceutical network within these vicinities was in the Committee's opinion adequate.

- v) The applicant had pointed towards the on-going residential development taking part in the area, as being responsible for a change in the circumstances prevailing in the area. The Committee, while noting the firm plans for additional houses in the area, did not feel that this was in itself an adequate reason to justify the granting of an additional NHS Dispensing Contract.
- vi) 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.
- vii) 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.

The Committee reached its decision on the following grounds:

- i) The existing network of pharmaceutical contractors provided an adequate service to the neighbourhood. The granting of an additional NHS dispensing contract was therefore not necessary.
- ii) While an additional pharmacy providing services may be seen as being convenient, the Committee did not agree that convenience was the same as desirability. The Committee agreed that there was an equitable distribution of pharmacies in the neighbourhood, and that the granting of an additional contract would not be considered desirable, in so much as that it may adversely affect the adequacy of the service already provided.

In accordance with the statutory procedure, the chemist contractor member of the Committee, Mrs C Anderson was excluded from the decision process of the meeting prior to a decision on the application being made.

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 156 Dorchester Avenue, Glasgow G12.0 for the provision of general pharmaceutical services be refused.

Family Health
Services Officer

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

Case No: PPC/INCL10/00 – Mrs C F Anderson T/A L B Dunn Chemist, 590/592 Eglinton Street, Glasgow G5.9

As Mrs Anderson was the only contractor member present, and was excluded from the determination of this application, due to a declaration of interest, the Committee was inquorate and was unable to consider the merits of this case.

Under Chairman's decision, it was agreed that as the application raised complex and contentious issues, the Committee's purpose would be better served by considering the application by means of an oral hearing.

The Chairman advised the Committee that an oral hearing would be convened for the next meeting of the Committee, and that this decision would be ratified at that point when a quorum was present.

9. APPLICATION TO ALTER CURRENT HOURS OF SERVICE**Case No: PPC/ALT02/2000 – Mr W Wood T/A Blackwoods Pharmacy, Blackwoods Crescent, Moodiesburn, Glasgow G69.0**

The Committee were asked to consider an application submitted by Mr W Wood, seeking an alteration to the hours of service recorded in the Pharmaceutical List for the pharmacy situated at Blackwoods Crescent, Moodiesburn, Glasgow G69.

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 noted that at present the hours of service listed in the Pharmaceutical List for Mr Woods premises were: Mon – Fri – 9.00am – 6.00pm; Sat – 9.00am – 1.00pm; Sun – closed. These were the hours of service stated by Mr Wood in his application to establish the pharmacy, which had been granted by the Committee in 1997.

The Director of Pharmacy explained the background to the application and the Committee heard that Mr Wood had actually been providing the reduced level of service, which only came to light during a visit to the pharmacy made by the Director of Pharmacy regarding a separate issue.

The application before the Committee was therefore for retrospective authorisation to provide a level of service at variance with the minimum requirements of the Model Hours of Service Scheme. The hours of service proposed by Mr Wood was: Mon, Tues, Thurs & Fri – 9.00am – 6.00pm; Wed – 2.00pm – 4.00pm; Sat & Sun – closed.

The applicant's reasons for requesting the change is that the Blackwood Medical Practice (adjacent to the pharmacy) is closed on a Saturday morning, and the Dental Practice closes at 2.00pm on a Friday afternoon. The Blackwoods Medical Centre, however provides a baby clinic on a Wednesday afternoon, and it would be the applicant's intention to provide services to cover this clinic.

The alternative arrangements made for patients receiving daily methadone from the Blackwoods Crescent pharmacy, entailed transferring the collection of the dose to the applicant's other pharmacy situated at Glenmanor Avenue (approximately ¼ mile away).

The Committee recognised that the days and hours stipulated in the Model Hours of Service Scheme, represented the minimum level of service required by contractors included in the Trust's List. The Committee noted that in accordance with Paragraph 3 of the Scheme, the Trust could agree to a contractor providing less than the level required by the Scheme, and in agreeing such an arrangement could impose such conditions as it felt appropriate.

The Committee were aware that they had in the past granted applications from other contractors seeking permission to close on Saturday mornings. It was noted however that each application had been determined based on its own merit and applications had been granted only in instances where the Committee was satisfied that the neighbourhood would not be adversely affected by the resulting change in circumstances.

The Committee considered that the Model Hours of Service Scheme was devised to reflect the times during which members of the public would reasonably expect pharmaceutical services to be available. The Committee asserted that the provision of adequate pharmaceutical services would not be, in the public's opinion, confined only to the dispensing of prescriptions.

The Committee agreed that in this instance the proposed reduction would diminish pharmaceutical services in the area, and would be an unacceptable deviation from the Model Hours Scheme, leading to the pharmacy service provided to the neighbourhood being adversely affected.

DECIDED/-

That the application seeking an alteration to the hours of service currently provided from Blackwoods Pharmacy, Blackwoods Crescent, Moodiesburn, Glasgow G69.0 be refused.

**Family Health
Services Officer**

10. MATTERS CONSIDERED BY THE CHAIRMAN SINCE THE LAST MEETING

Case No: PPC/SUS01/2000 – D G Tabet, 1236 Royston Road, Glasgow G33.1

The Committee considered the action taken by the Chairman on an application for a suspension of the NHS dispensing contract held at 1236 Royston Road, Glasgow G33.1

DECIDED/-

That the Chairman's action in agreeing the above application be homologated.

11. NATIONAL APPEALS PANEL

The Committee having previously been circulated with Paper 2000/25 noted the contents which gave details of the National Appeal Panel's determination of appeals lodged against the Committee's decision to grant Joyce Morrison Ltd's application for inclusion in the Trust's Pharmaceutical List.

NOTED/-

12. ANY OTHER BUSINESS

There was no other business.

13. NEXT MEETING

The next Meeting was noted as 9.00am on Tuesday 28th November.

The Meeting ended at 3.00pm