

**Extract from Minute of the NHS Forth Valley Pharmacy Practices Committee Meeting – held 8<sup>th</sup> September 2016 – to Consider the Application by Right Medicine Pharmacy Ltd to provide NHS Pharmaceutical Services under a new Contract from premises at Unit 2, Kinnaird Village Centre, McIntyre Avenue, Larbert, FK5 4XT**

**Committee deliberations on the Application, the presentations, all supporting documentation and the decision**

**25. Supplementary Information**

25.1 Following consideration of the oral evidence, the Committee noted:

- i. List of Services Provided by Community Pharmacies in the Area
- ii. Local GP Practices and Community Pharmacies Opening Times and Distances
- iii. Local GP Practices Information
- iv. Falkirk CHP Area Community Pharmacy List
- v. Pharmaceutical Care Services Plan
- vi. Census Profiles (2011) for Larbert and Stenhousemuir
- vii. Council Information / Local Developments Papers
- viii. Bus Timetables for service no.59 between Callander, Stirling and Falkirk.
- ix. Map of area showing the location of the proposed pharmacy in relation to existing pharmacies and GP surgeries within Stenhousemuir, Larbert, and the surrounding area.
- x. Larbert and Stenhousemuir Community Council map

**26. Summary of the Consultation Analysis Report (CAR)**

26.1 Introduction

26.1.1 NHS Forth Valley undertook a joint consultation exercise with Right Medicine Pharmacy Ltd regarding the application for a new pharmacy in Unit 2, Kinnaird Village Retail Centre, McIntyre Avenue, Larbert, FK5 4XT.

26.1.2 The purpose of the consultation was to help in the assessment of the adequacy of the current provision of pharmaceutical services within the neighbourhood of the proposed premises.

## 26.2 Method of Engagement to Undertake Consultation

26.2.1 The consultation was conducted by placing advertisements in the Falkirk Herald on 15 October 2015 and 21 January 2016, and also displayed details of the potential application on the Forth Valley public website ([www.nhsforthvalley.com/get-involved/public-consultations](http://www.nhsforthvalley.com/get-involved/public-consultations)); making available the electronic questionnaire on the NHS Forth Valley public website and having paper copies available from the Health Board. It was agreed general written comments would also be accepted in response to the joint consultation.

26.2.2 The Consultation Period lasted for 90 working days and ran from 15 October 2015 until 23 February 2016.

## 26.3 Summary of Questions and Analysis of Responses

26.3.1 Questions covered: the neighbourhood; anticipated users of the service; benefits of the proposed community pharmacy; perceived gaps/deficiencies in existing services; issues/challenges accessing existing services; proposed location; current methods used to access pharmacy services; effect of proposed pharmacy on accessing services, opening hours.

26.3.2 In total 91 responses were received; however not every respondent answered every question. All submissions were made and received within the required timescale, thus all were included in the Consultation Analysis Report.

26.3.3 From the 91 responses received, 65 were identified as individual responses, 11 responded groups or families, 15 did not provide any indication. 77 had completed questionnaires and 14 had provided general written comments.

26.3.4 85 respondents supported the proposed application

26.3.5 From the addresses and post codes provided, respondents were identified from the following areas:

- Kinnaird (63)
- Falkirk Area (8)
- Larbert/Stenhousemuir (3)

## 27. **Discussion**

- The Committee in considering the evidence submitted during the period of consultation, presented during the hearing and recalling observations from site visits, first had to decide the question of the neighbourhood in which the premises, to which the application related, were located.

### 27.1 **Neighbourhood**

27.1.1 It was recognised that the neighbourhood should be a neighbourhood for all purposes. A number of factors were taken into account when defining the neighbourhood, including those resident in it, natural and physical boundaries, general amenities such as schools/shopping areas, the mixture

of public and private housing, the provision of parks and other recreational facilities, the distances residents had to travel to obtain pharmaceutical and other services and also the availability of public transport.

27.1.2 The Committee acknowledged that the neighbourhood as defined by the Applicant was different to the neighbourhood defined by the APC and the Interested Parties. The Committee considered the size of the area, and whether it formed its own distinct neighbourhood or whether it was an extension of Larbert and Stenhousemuir. The Committee noted that the neighbourhood defined by Mr Wicks (the Applicant) lacked several key amenities, that residents regarded themselves as being either from Inches or Kinnaird, rather than Kinnaird Village, and that the neighbourhood should therefore be considered as part of the wider area, as defined by the APC.

27.1.3 The Committee agreed with the APC that the neighbourhood should be defined by the following boundaries, as it was agreed that overall, it was part of a bigger centre.

- Northern boundary – The M876 until it met the unnamed road (known as the Moss Road).
- Eastern boundary – from the Moss Road heading south til it reached Bellsdyke Road, followed east to the roundabout, and then south along the B902 (New Carron Road) until it reached the River Carron.
- Southern boundary – the River Carron until it passed under the Railway line.
- Western boundary – the Railway Line heading north until it intersected the M876.

## 27.2 **Adequacy of existing provision of pharmaceutical services and necessity or desirability**

27.2.1 Having reached a conclusion as to neighbourhood, the Committee was then required to consider the adequacy of pharmaceutical services within or to that neighbourhood and, if the committee deemed them inadequate, whether the granting of the application was necessary or desirable in order to secure adequate provision of pharmaceutical services in the neighbourhood.

27.2.2 The Committee noted that there were four existing pharmacies in the neighbourhood: T McLean & Sons, two Lloyd's Pharmacies (Hallam Road and Main Street, Stenhousemuir) and Larbert Pharmacy, as well as two GP practices, all of which were within two miles of the proposed pharmacy location. The Committee also noted two further existing pharmacies outwith the neighbourhood.

27.2.3 The Committee looked for evidence of inadequacy in the existing pharmacy provision from the Consultation Analysis Report , and acknowledged that 91 responses was very low, especially in view of forms having been dropped directly through residents' doors via the Applicant's pharmacy team.

27.2.4 The Committee considered Question 4 of the CAR with regard to gaps and deficiencies in the existing pharmaceutical services. It was felt that the CAR would have elicited a greater number of responses if the service had been

deemed inadequate by the respondents, and the Committee concluded that the majority of comments related to convenience, rather than gaps or deficiencies.

27.2.5 For Question 7 regarding the methods used to access existing services, the Committee noted that from the 75 responses, 52 travelled by car and a further 17 travelled either by car or by foot, with only two people travelling by foot, cycling or by taxi. The Committee noted from the site visit that the majority of households in Kinnaird had at least one car and concluded that access to the existing pharmaceutical services was not therefore an issue. The Chair also added that all the existing pharmacies had indicated capacity to grow.

27.2.6 The Committee noted that residents who currently needed to see a GP would have to travel in any event, and it was easier to access pharmaceutical services nearby. It was also noted that all the existing pharmacies in the neighbourhood provided delivery service for repeat prescriptions.

27.2.7 The Committee noted that the application was not supported by the Area Pharmaceutical Committee and there was no inadequacy of pharmacy services apparent in the Pharmaceutical Care Services Plan.

27.2.8 The Committee considered the opening hours and noted that the proposed pharmacy did not offer extended opening hours on Saturday afternoons, which was offered by all four of the other existing pharmacies within 2 miles of the proposed pharmacy location.

27.2.9 The Committee considered that no evidence had been provided by Mr Wicks to demonstrate any inadequacy of the existing pharmaceutical services to the defined neighbourhood. When asked by the Chairman, confirmation was received that the Lay Members were ready to vote.

27.2.10 Ms Stewart and Mr Shimmins then withdrew from the hearing in accordance with the procedure on applications contained within Paragraph 6, Schedule 4 of the National Health Service (Pharmaceutical Services) (Scotland) Regulations 2009, as amended and the vote taken.

## 28 **Decision**

28.1 The decision of the Committee for the reasons set out above was that the provision of pharmaceutical services at the proposed premises was neither necessary nor desirable in order to secure adequate provision of pharmaceutical services within the neighbourhood in which the premises were located by persons whose names were included in the pharmaceutical list, and accordingly the application was rejected. The decision was made **not to grant** the application for a new pharmacy contract to Right Medicine Pharmacy Ltd, subject to the right of appeal as specified in Paragraph 4.1, Regulations 2009, as amended

28.2 Ms Stewart and Mr Shimmins returned to the meeting and were advised of the decision of the Committee.