

## Annex B CONSULTATION QUESTIONNAIRE

Question 1 :

Do you agree that the arrangements that should be in place to support an organisational duty of candour should be outlined in legislation ?

Yes  No

The guidance in relation to this needs to be robust

Question 2:

Do you agree that the organisational duty of candour encompass the requirement that adequate provision be in place to ensure that staff have the support, knowledge and skill required?

Yes  No

Comments

Question 3a: Do you agree with the requirement for organisations to publically report on disclosures that have taken place ?

Yes  No

The group debated this for some time and were mindful of what information, if made public, may have a detrimental impact on, individuals or sections of the public. There needs to be consideration about what level of detail would be included and what consistent thresholds would be agreed and applied. There needs to be caution around confidentiality issues re. patient identification particularly in more rural areas and in very specific disclosure which may make an individual more identifiable.

Question 3b: Do you agree with the proposed requirements to ensure that people harmed are informed ?

Yes  No

Comments

Question 3c: Do you agree with the proposed requirements to ensure that people are appropriately supported ?

Yes  No

Comments

Question 4:

What do you think is an appropriate frequency for such reporting ?

Quarterly  Bi-Annually  Annually  Other  (outline below)

The group presumed this question was in relation to public reporting on disclosures

Question 5:

What staffing and resources that would be required to support effective arrangements for the disclose of instances of harm ?

The group felt that was an ambiguous question, required clarification and therefore difficult to respond to. The group felt that this would need to be considered in the context of the harm caused and therefore could not be specific about staffing and resource other than to say you need highly skilled and experienced staff to support the staff, patients, relatives in tandem with robust agreed arrangements to manage disclosures.

Question 6a:

Do you agree with the disclosable events that are proposed ?

Yes  No

Comments

Question 6b: Will the disclosable events that are proposed be clearly applicable and identifiable in all care settings ?

Yes  No

Comments

Question 6c:

What definition should be used for 'disclosable events' in the context of children's social care?

The group felt unable to respond to this question as it would be better posed to those who work in children's services and who are familiar with what

types of events might occur.

Question 7

What are the main issues that need to be addressed to support effective mechanisms to determine if an instance of disclosable harm has occurred ?

National Guidance. Governance structures within organisations across all health and social care settings.

Question 8:

How do you think the organisational duty of candour should be monitored ?

Self Evaluation using a Nationally agreed and approved Audit Tool. Independent/external evaluation. Role for HIS. Publically appointed evaluation body.

Question 9:

What should the consequences be if it is discovered that a disclosable event has not been disclosed to the relevant person ?

This question needs reworded. Lack of clarity around whether this is related to an event being disclosed or where it is disclosed but not to the relevant person. However, the group felt that there needed to be a consideration around the consequences for the individual and the organisation.

**End of Questionnaire**