

Duty of Candour Update

Quality, Nursing and Allied Health Professionals

October 2022



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Duty of Candour

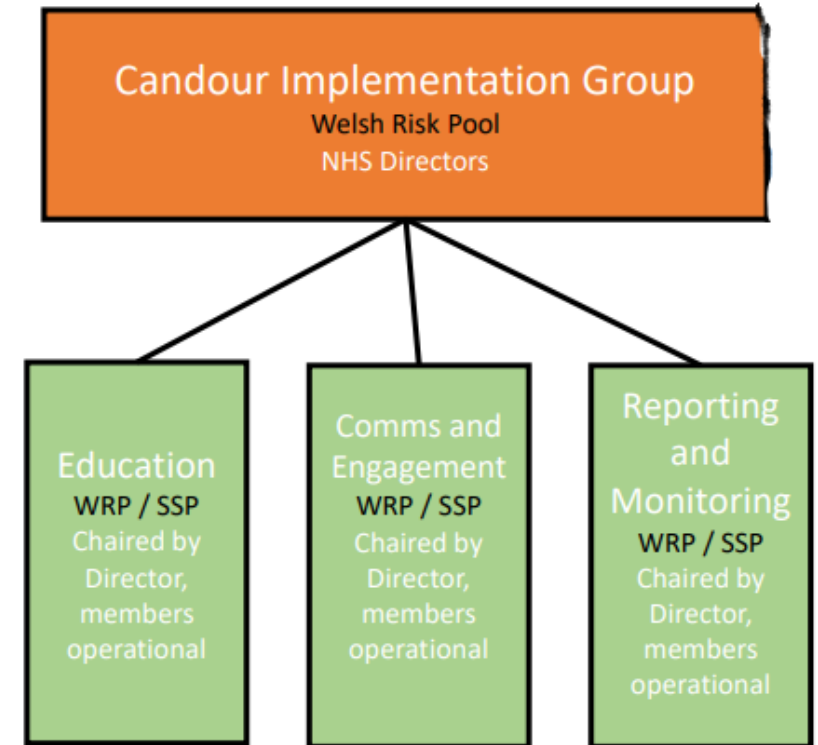
What is the Duty of Candour?

- Introduced as part of the Health & Social Care (Quality and Engagement) (Wales) Act 2020
- The Duty of Candour introduces a new step in improving openness, honesty and transparency in how people are informed if they suffer harm in the NHS
- Strengthen processes and includes telling the person affected that an unintended or unexpected incident has occurred; apologising; offering and involving them in any meetings to understand what happened.
- Positive step forward in improving transparency in health services for the people of Wales with a focus a strong focus on a culture of learning and improvement rather than any blame
- Builds on the current Putting Things Right Regulations
- Scheduled to be implemented in Wales on the 1 April 2023

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Current Position

- Duty of Candour consultation launched on 20 September 2022 for 3 month consultation after some initial delays
- Response due by 13 December 2022 to Welsh Government
- Joint communications for organisations outlining Duty of Candour & Duty of Quality will be arranged after the consultation period
- Implementation plan and internal working group being established to review Duty of Candour Consultation and support organisational implementation
- PHW representation on all Wales Candour Implementation
- Group and sub-groups



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What does the consultation consist of?

- The Duty of Candour consultation asks for responses to four documents contained within:
 - **The Duty of Candour Procedure Regulations**
 - **The Duty of Candour Statutory Guidance**
- In addition, the Duty of Candour will also have implications for the Putting things Right process which are set out in:
 - **The Amendments to Putting Things Right Regulations**
 - **The Amendments to Putting Things Right guidance**
- For the purposes of this consultation, responses are requested in relation to the introduction of the Duty of Candour as far as possible
- A full review of the Putting Things Right process has been committed to by the Minister for Health and Social Services in the future.

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Next steps

- Executive Director for Quality, Nursing and AHP's leading on the implementation of the Duty of Candour working closely with the Director Improvement Cymru, who is leading on the implementation of the duty of quality as the two duties are interdependent.
- Draft Public Health Wales response to consultation
- Board responsibilities to be finalised - Non executive officer and to be identified
- Existing processes and infrastructure to be reviewed and adapted
- Creation of internal task and finish group
- Creation of an implementation plan that includes awareness raising, education and training, communications and engagement
- Policy Revision
- Duty of Candour reporting and monitoring procedures