

DARWEN HEALTHCARE
ZERO TOLERANCE POLICY No HR045

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| 1 | 01 July 2018 | Ann Neville | GP Partners | New Policy |
| 2 | 01 April 2019 | Sue Hill | GP Partners | Policy Reviewed |
| 3 | 01 April 2022 | Ann Neville | GP Partners | Policy Reviewed |

INTRODUCTION

The Practice takes it very seriously if a member of staff is treated in an abusive or violent way.

The Practice supports the government's '**Zero Tolerance**' campaign for Health Service Staff. This states that GPs and their staff have a right to care for others without fear of being attacked or abused. To successfully provide these services a mutual respect between all the staff and patients has to be in place.

Our Practice staff aim to be polite, helpful, and sensitive to all patients' individual needs and circumstances. They would respectfully remind patients that very often staff could be confronted with a multitude of varying and sometimes difficult tasks and situations, all at the same time. The staff understand that ill patients do not always act in a reasonable manner and will take this into consideration when trying to deal with a misunderstanding or complaint.

However, aggressive behaviour, be it violent or abusive, will not be tolerated and may result in you being removed from the Practice list and, in extreme cases, the Police being contacted. In order for the practice to maintain good relations with their patients the practice would like to ask all its patients to read and take note of the occasional types of behaviour that would be found unacceptable:

- Using bad language or swearing at practice staff
- Any physical violence towards any member of the Primary Health Care Team or other patients, such as pushing or shoving
- Verbal abuse towards the staff in any form including verbally insulting the staff
- Racial abuse and sexual harassment will not be tolerated within this practice
- Persistent or unrealistic demands that cause stress to staff will not be accepted. Requests will be met wherever possible and explanations given when they cannot
- Causing damage/stealing from the Practice's premises, staff or patients
- Obtaining drugs and/or medical services fraudulently
- We ask you to treat your GPs and their staff courteously at all times.

STATUS

This document and any procedures contained within it are contractual and therefore form part of your contract of employment. Employees will be consulted regarding any modifications or change to the document's status.

The Legal Position

As a responsible employer, the Practice has a duty as a provider of NHS healthcare to protect the health, safety and welfare of staff under the Health & Safety at Work Act. This includes a risk assessment of violence towards staff and taking steps to mitigate this under the Management of Health and Safety at Work Regulations 1999.

Staff members who are victims of violent conduct or assault have the right to sue their employers for compensation if the risk of violence could have been reduced or removed completely, but the employers did not act upon this information.

Examples of security issues:

- Security of grounds and car parking
- Security of premises – incl. storage, “out of hours”
- CCTV
- Cash and staff - storing, handling and transferring
- Security Systems
- Security of equipment – medical devices, computers
- Communication of national security alerts
- Information records
- Contingency planning.
- Security of employees
- Staff working on their own
- (Staff can be lone workers when making domiciliary visits or within a hospital department e.g. out of hours)

This list is not exhaustive.

For example a lone working risk assessment must provide the lone worker full knowledge of the hazards and risks to which he or she is being exposed and what they must need to do will something go wrong. Other responsible persons must know the whereabouts of lone workers and what they are doing;

Violence at Work

The practice acknowledges that there may be instances where violence and / or aggression forms part of a patient’s illness. In these circumstances, the issue will be discussed with the patient and form part of their care planning.

This information will be recorded in the patient’s medical record and flagged to ensure that members of staff are aware. In addition, where deemed necessary, appropriate support will be put in place, e.g. staff members do not see the patient alone.

Definition of Physical and Verbal Abuse and Violence:

Physical and verbal abuse includes:

- Unreasonable and / or offensive remarks or behaviour / rude gestures / innuendoes

- Sexual and racial harassment
- Threatening behaviour (with or without a weapon)
- Actual physical assault (whether or not it results in actual injury) includes being pushed or shoved as well as being hit, punched or attacked with a weapon, or being intentionally struck with bodily fluids or excrement.
- Attacks on partners, members of staff or the public
- Discrimination of any kind
- Damage to an employee's or employer's property

The Practice supports the Zero Tolerance stance adopted by the NHS.

The HSE (Health and Safety Executive) defines work-related violence as:

"Any incident, in which a person is abused, threatened or assaulted in circumstances relating to their work".

Violence and aggression towards a person may also be defined as:

"A physical contact with another person which may or may not result in pain or injury. The contact is uninvited and is an attempt to cause harm, injury or to intimidate. Non-physical aggression includes the use of language which causes offence or threatens the safety of a member of staff".

Under the Health and Safety at Work Act 1974, the practice will also undertake the following measures to ensure a safe work environment:

- Carry out risk assessments to assess and review the duties of employees, identifying any "at risk" situations and taking appropriate steps to reduce or remove the risk to employees, particularly if they are working alone.
- Assess and review the layout of the premises to reduce the risk to employees where physically possible.
- Assess and review the provision of personal safety equipment, such as alarms.
- Develop surgery policies, procedures and guidelines for dealing with physical and verbal abuse.
- Provide support and counselling for victims, or refer to suitably qualified health professionals.
- Make employees aware of risks and ensure employee involvement in suitable training courses.
- Record any incidents on a Significant Event form and take any remedial action to ensure similar incidents are prevented in future.

REMOVAL FROM THE PRACTICE LIST

The removal of patients from our list is an exceptional event and is a last resort in an impaired patient-practice relationship. We value and respect good patient-doctor relationships based on mutual respect and trust. When trust has irretrievably broken down, the practice will consider all factors before removing a patient from their list, and communicate to them that it is in the patient's best interest that they should find a new practice.

Any forms of zero tolerance should be reported to the Practice Manager or Operations Lead who will speak to the individual and details of this will then be discussed at the GP Meeting on either the weekly Tuesday or Friday meeting or a record kept.

In extreme cases the Lead GP for that day will be contacted. The outcome of the GP discussion will then be communicated to the patient either verbally or in writing by the Practice Manager or Operations Lead and a copy of the Zero Tolerance Policy provided. If any further issues of Zero Tolerance occur the matter will be dealt with as follows:

The patient should therefore have a warning within their patient record which can either have been provided verbally or in writing advising them that the practice has a Zero Tolerance Policy which details that a patient risks being removed from the practice list and explains the reasons why. No further warnings are given. If the impaired patient-practice relationship does not improve then the patient will be removed from the practice list under the 8 day rule.

The 8 day rule is defined: as the patient removal form under zero tolerance is completed with relevant details, signed by the named GP and forwarded to PCSE. Once the form has been administered by PCSE the practice will receive confirmation of the date that the patient is being removed.

The practice is still responsible for their care within the 8 day period. It seems reasonable and responsible that the Prescription Team should check what medication the patient is on and ensure that a prescription is completed for up to 28 days to ensure that the patient has time to be registered with another GP Practice.

An exception to this is immediate removal on the grounds of violence where the police have been contacted and incident number obtained. The Patient Removal Zero Tolerance Form should be completed and emailed to PCSE immediately in order that alternative GP services can be provided for the individual.

Removing other members of the household

Because of the possible need to visit patients at home, it may be necessary to terminate responsibility for other members of the family or the entire household to ensure the safety of practice staff.

The prospect of visiting patients that is the residence of a relative who is no longer a patient of the practice, or the risk of being regularly confronted by the removed patient, may make it difficult for the practice to continue to look after the whole family. This is more likely where the removed patient has been violent or displayed threatening behaviour, and keeping the other family members could put doctors or their staff at risk.

Darwen Healthcare will always consider how it would look to outside observers if a family were to be removed from the list, in haste, without explanation, for a single misdemeanour or disagreement with one family member.

RESPONSIBILITY

Responsibility for implementing and monitoring the Policy rests with the Practice Partners/Practice Manager.



We are here to help you

Our staff have the right to
be treated with dignity
and respect at all times
without the risk of
threatening behaviour or
violence.

This behaviour will not be
tolerated towards staff,
and may result in
offenders being asked to
leave, and could be
removed from our patient
list.

www.darwenhealthcare.co.uk

For more information, please go to: