

Chapter 12A

Annex 1

Application Form

Application in respect of a consolidation onto an existing site

Application in respect of a consolidation onto an existing site in the area of:

....**Torbay HWB**..... (insert name of health and well-being board).

A consolidation application must be in relation to pharmacy premises that are located within the area of a single health and wellbeing board.

This is an application in respect of a consolidation onto an existing site and as such is an excepted application under regulation 26A(1) of the NHS (Pharmaceutical and Local Pharmaceutical Services) Regulations 2013 (the "Regulations").

Please complete this form as legibly as possible.

Applicants should note that information provided in this form may be disclosed where this application is required to be notified to other parties or in response to a request made under the Freedom of Information Act 2000. Applicants are referred to paragraph 21 of Schedule 2 of the Regulations which sets out NHS England's responsibilities in relation to information provided in this application form which an applicant advises is confidential.

1 Information regarding the applicant

1.1 Full name and correspondence address of the applicant (i.e. the contractor who will continue to provide services)

<p>Day Lewis PLC Day Lewis House 2 Peterwood Way Croydon Surrey CR0 4UQ</p> <p>Attn: Catherine Reid</p>

1.2 Applicant's legal entity

I/we am/are applying as a:
(Please tick relevant box. Only one box may be selected. GPhC registration numbers only need to be provided for pharmacy applications.)

Sole trader **My GPhC registration number is**

Partnership

Please list each partner and their GPhC registration number:

Please continue on a separate sheet if necessary.

Corporate Body

**Superintendent's name
and GPhC registration
number is**

Peter Glover 2017345

I am/We are already included in the pharmaceutical list for the health and well-being board in whose area the premises listed in sections 2 and 2a below are located.

Yes No

1.3 Relevant fee

I/we include the relevant fee for this application. **£250**

2 Name of the current owner and address of listed premises site 1 (the continuing site)¹

**Day Lewis PLC
Units 2&3 Pembroke House
266-276 Torquay Road. Preston
Paignton
Devon
TQ3 2EZ**

I/we (the applicant) propose to carry on at site 1, the business in the course of which the above owner is providing pharmaceutical services at the above site.

These premises are currently in my/our possession* Yes No

* by rental, leasehold or freehold

¹ This should be the name and address as it currently appears in the relevant pharmaceutical list.

2a Name of the current owner and address of listed premises site 2¹ * (the closing site)

**Day Lewis PLC
237 Torquay Road
Preston
Paignton
Devon
TQ3 2HW**

I/we confirm that, consequent on the consolidation of the listed chemist premises at site 1, the provision of pharmaceutical services from site 2 will cease. Yes No

If the current owners of listed premises site 1 and 2 are different, I/we confirm that this application is also an application to change the ownership of the listed premises for which I/we are not the owner. **N/A**

Are either or both of the listed premises above distance selling premises or appliance contractor premises²? Yes No

3 Opening hours

3.1 Proposed core opening hours³

Monday	Tuesday	Wed	Thursday	Friday	Sat	Sun	Total
0900-1300 1330-1700	0900-1300 1330-1700	0900-1300 1330-1700	0900-1300 1330-1700	0900-1300 1330-1700	0900-1300	-	41.5

3.2 Proposed total opening hours⁴

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	Total
0830-1830	0830-1830	0830-1830	0830-1830	0830-1830	0830-1300	-	54.5

² NHS England must refuse a consolidation application if either or both sites are distance selling premises or appliance contractor premises.

³ These should be the same as the current core opening hours for site 1.

⁴ The total opening hours includes the core hours and any supplementary opening hours. These should be the same total opening hours as at the current site 1.

3.3 Current core opening hours for Site 1

Monday	Tuesday	Wed	Thursday	Friday	Sat	Sun	Total
0900-1300 1330-1700	0900-1300 1330-1700	0900-1300 1330-1700	0900-1300 1330-1700	0900-1300 1330-1700	0900-1300	-	41.5

3.4 Current total opening hours for Site 1

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	Total
0830-1830	0830-1830	0830-1830	0830-1830	0830-1830	0830-1300	-	54.5

3.5 Current core opening hours for Site 2

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	Total
0900-1700	0900-1700	0900-1700	0900-1700	0900-1700	-	-	40

3.6 Current total opening hours for Site 2

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	Total
0900-1730	0900-1730	0900-1730	0900-1730	0900-1730	0900-1200	-	45.5

4 Pharmaceutical services and premises facilities to be provided at the consolidated premises - Site 1

Essential services (paragraphs 3 to 22, Schedule 4 – pharmacies)

4.1 If you are undertaking to provide appliances, specify the appliances that you undertake to provide (or write 'none' if the pharmacy does not provide appliances).

<p>Appliances listed in Part IX of the Drug Tariff</p>
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4.2 I/We confirm that the current pharmaceutical services provided at site 1 will continue to be provided consequent to the consolidation of the listed chemist premises at site 1.

4.3 Please give details of any advanced and enhanced services that are currently provided from both sites; and the services that you intend to provide from the consolidated site.

Details of NHS Pharmaceutical Services relevant to the applications	Currently Provided at site 1	Currently provided at site 2	To be provided at Site 1 after consolidation
	(Y/N)	(Y/N)	(Y/N)
MURs	Y	Y	Y
NMS	Y	Y	Y
'Flu vaccinations	Y	Y	Y
EHC	Y	Y	Y
Supervised Consumption	Y	N	Y
Needle Exchange	Y	N	Y
Smoking cessation	Y	N	Y
Chlamydia testing	Y	N	Y

Please continue on a separate sheet if necessary.

4.4 These details should include a floor plan showing the consultation area where you propose to offer the services, where relevant. Where a floor plan showing the consultation area cannot be provided please set out the reasons for this.

Floor plan showing consultation area

Please see enclosed

Please continue on a separate sheet if necessary.

4.5 Please give details of any premises facilities that are currently provided from both sites; and the services that you intend to provide from the consolidated site. Examples are listed but include others that are considered relevant.

Details of premises facilities relevant to the applications	Currently Provided at site 1 (Y/N)	Currently provided at site 2 (Y/N)	To be provided at Site 1 after consolidation (Y/N)
Access for wheelchair users	Y	N	Y
Access without steps	Y	N	Y
Toilet for wheelchair user	Y	N	Y
Induction loop	N	N	N
Signing service	Y	N	Y
Translation service	N	N	N
Parking	Y	N	Y
Disabled car parking	N	N	N
Other			

Please continue on a separate sheet if necessary.

5 Information in support of the application

5.1 Please confirm that you are/will be accredited to provide all the services included in section 4 to be provided from site 1 after consolidation where that accreditation is a prerequisite for the provision of the services. Yes No

5.2 Please confirm that the premises are/will be accredited to provide all the services included in section 4 to be provided from site 1 after consolidation where that accreditation is a prerequisite for the provision of the services. Yes No

5.3 Will there be any interruption to service provision? Yes No

5.4 If the answer to question 5.1 or 5.2 is "no" or the answer to question 5.3 is "yes" please give full details in the box below:

N/A

Please continue on a separate sheet if necessary.

5.5 Please use the box below to explain why granting the application would not create a gap in pharmaceutical services provision that could be met by a routine application to meet a current or future need for pharmaceutical services, or to secure improvements or better

access to pharmaceutical services. Applicants may wish to refer to the guidance on determining consolidation applications in Annex 19A of Chapter 12A of the Pharmacy Manual.

The town of Paignton is very well served in respect of pharmacies.

The two pharmacies we propose to consolidate are located within 300m of each other and each serve the same population i.e. that of Preston to the north of the town centre.

In addition to these two Day Lewis pharmacies, there are five other pharmacies located within a mile of the pharmacy we intend to close. These are owned by a variety of pharmacy contractors, namely Boots, Lloyds, Well and Mayfield Pharmacy (small independent group).

The proposed consolidation will not result in a material reduction in choice or access for patients for the following reasons:

Location

The two consolidating pharmacies are essentially in the same location. Preston forms the northern part of the town of Paignton and is largely residential in nature. However, the area around the two pharmacies on Torquay Road comprises a range of shops serving the needs of local residents.

The shopping area of Preston stretches from Brookfield Close in the south (near to Sainsbury's local and the pharmacy we propose to close) to Hollocombe Lane to the north, a distance of around 850m. The pharmacy we intend to retain (and therefore the premises we propose to consolidate into i.e. Site 1) is central within this area being located in the same building as Tesco Express and, most importantly, the only medical centre in the Preston area.

Site 1 is the more accessible of the two pharmacy locations, having some free on-street parking immediately outside unlike the closing pharmacy (Site 2) where there are double yellow lines on both sides of the road. Both locations have bus-stops within 100m of the pharmacy and share the same bus route. They are therefore equally accessible by public transport.

Given the more central location in the shopping area, better parking facilities and equal access to public transport, any patient who is accustomed to using the pharmacy we propose to close will not have any difficulties accessing the pharmacy we propose to retain.

There will therefore be no gap in respect of where the pharmacies are located given that they serve exactly the same area.

Contractors

As the consolidating pharmacies are both owned by Day Lewis there will be no reduction in choice in respect of pharmacy contractors in the area.

Given the number of other pharmacies within a 1 mile radius of the pharmacies, patients will continue to have a wide choice in respect of pharmacy contractors within Paignton.

Demand for Pharmaceutical Services

Dispensing data from December 2017 (the latest available) shows that the pharmacy we are intending to close dispensed just over 7,000 prescription items, slightly below the national average. However, this data is slightly misleading in terms of demand because the pharmacy has been used by Day Lewis as a 'care home & MDS hub' with 80% of these items (approximately 5,600 items per month) for patients resident in care homes or receiving domiciliary MDS trays. This is evidenced by the attached data which shows that prescriptions dispensed by this pharmacy originate from a wide range of medical centres across the area, not just the Pembroke House surgery in Preston.

All the items dispensed for care homes or as part of the MDS service are delivered to patients. In fact, this pharmacy is specifically used as a care home hub due to the very low number of 'walk-in' patients who attend this location given its tertiary trading position. Of the 20% of prescriptions dispensed which are not part of the care home / MDS service, an estimated 70% are for repeat items, many of which are also delivered to patients. This leaves less than 500-600 items per month dispensed to patients who attend the pharmacy in person.

The low number of walk-in patients also applies to other pharmaceutical services. This is evidenced by the relatively low number of MURs provided (less than 200 for the 12 months to Dec 17), NMS interventions (13 over the same period) and 'flu vaccinations (83 this winter). All of these numbers are well below the local averages.

Accommodation of additional items at the remaining pharmacy

We have reached agreement with Pembroke House surgery to take redundant space within the surgery (on the first floor of the building) for a dedicated MDS dispensary. This space was previously used as a consulting room and provides approximately 24m² of additional dispensary space which will be registered with the GPhC.

This additional space is more than adequate to accommodate all the MDS business currently being dispensed at site 2. Furthermore, the large and modern existing pharmacy premises at site can comfortably accommodate the limited 'walk-in' dispensing currently provided at site 2. There is no risk, therefore, that there will be any capacity issues as a result of this proposed consolidation.

Opening hours

The pharmacy at Site 1 opens for longer hours than site 2 from Monday to Saturday. Neither pharmacy opens in Sunday. There will, therefore, be no reduction on the opening hours over which pharmaceutical services are available in Preston as a result of this consolidation.

There is a small difference in core hours between the two pharmacies as the core hours for Site 2 do not include any lunch-time closure whereas those for Site 1 include the facility to close between 13.00 and 13.30. In practice the pharmacy at Site 2 has never closed and lunchtime and we have no intention of amending the supplementary hours in the future to close the pharmacy at lunchtimes.

The consolidation regulations require us to retain the hours at Site 1 after consolidation. However, should NHS England wish to direct us to amend our core hours at Site 1 to provide a contractual obligation to open between 13.00 and 13.30 we would be happy to make this change.

Services

The services provided at site 1 will be the same as those provided across the two pharmacies at present. There will be no reduction in service provision overall.

The general area

To our knowledge there are no relevant changes planned within the area in the foreseeable future. There are no significant housing developments in this area of Paignton and there are no proposals to make any changes to medical services provision within the area as far as we are aware.

Conclusion

In conclusion there is no reason to believe that any gaps will be created as a result of this consolidation for the following reasons:

The two pharmacies we intend to consolidate are located very close together. Patients currently attending the premises at site 2 will not have any difficulty accessing site 1 for the reasons we have provided.

Most of the prescriptions dispensed at site 2 are for care homes and other MDS patients. Equivalent services can easily be provided from site 1 without and reduction in service levels for patients.

There is extensive choice within a 1 mile radius of the pharmacy we are proposing to close.

There will be no reduction in service levels in respect of opening hours or the range of services provided.

Please continue on a separate sheet if necessary.

6 Declaration to be signed by the current owner of site 1

I/we confirm that this application is being made with my/our full knowledge and consent.

If I/we am/are not the applicant I/we will withdraw from the pharmaceutical list in respect of the premises listed in section 2 (site 1) consequent upon the consolidation of the listed chemist premises onto site 1 and the applicant being included in the list at site 1.

Signature
.....

Name: Catherine Reid

Position: Pharmacy Contracts Coordinator

Date: 28 March 2018

On behalf of the company/partnership: Day Lewis plc

6a Declaration to be signed by the current owner of site 2 (only required where the current owner of site 2 is different to the current owner of site 1)

I/we confirm that this application is being made with my/our full knowledge and consent, and that I/we will withdraw from the pharmaceutical list in respect of the premises listed in section 2a (site 2) consequent upon the granting of this application.

I/We undertake to provide at site 1, consequent to this application, the same pharmaceutical services as those that the current owner of site 1 is providing.

SignatureN/A.....
.....

Name
.....

Position
.....

Date
.....

On behalf of the company/partnership
.....

7 Undertakings

By virtue of submitting this application I/we undertake to provide pharmaceutical services at the premises listed at section 2 (site 1):

- that are already listed chemist premises,

I/We also undertake to notify the Commissioner within 7 days of any material changes to the information provided in this application (including any fitness information provided under paragraph 3 or 4, Schedule 2) before:

- the application is withdrawn,
- while the application remains the subject of proceedings, the proceedings relating to the application reach their final outcome and any appeal through the courts has been disposed of, or
- if the application is granted, I/we commence the provision of the services to which this application relates,

whichever is the latest of these events to take place.

I/We also undertake to notify the Commissioner if I/we am/are included, or apply to be included, in any other relevant list before:

- the application is withdrawn,
- while the application remains the subject of proceedings, the proceedings relating to the application reach their final outcome and any appeal through the courts has been disposed of, or
- if the application is granted, I/we commence the provision of the services to which this application relates,

whichever is the latest of these events to take place.

I/We also undertake:

- to comply with all the obligations that are to be my/our terms of service under Regulation 11 if the application is granted, and
- in particular to provide all the services and perform all the activities at the premises listed above that are required under the terms of service to be provided or performed as or in connection with essential services.

The following only applies where the applicant is seeking to provide directed services. I/We:

- undertake to provide the directed services mentioned in this application if they are commissioned within 3 years of the date of grant of this application or, if later, the listing of the premises to which this application relates,
- undertake, if the services are commissioned, to provide the services in accordance with an agreed service specification, and
- agree not to unreasonably withhold my/our agreement to the service specification for each directed service I/we are seeking to provide.

I confirm that to the best of my knowledge the information contained in my/our application is correct.

Signature ...

.....

Name: Catherine Reid

Position: Pharmacy Contracts Coordinator

Date: 28 March 2018

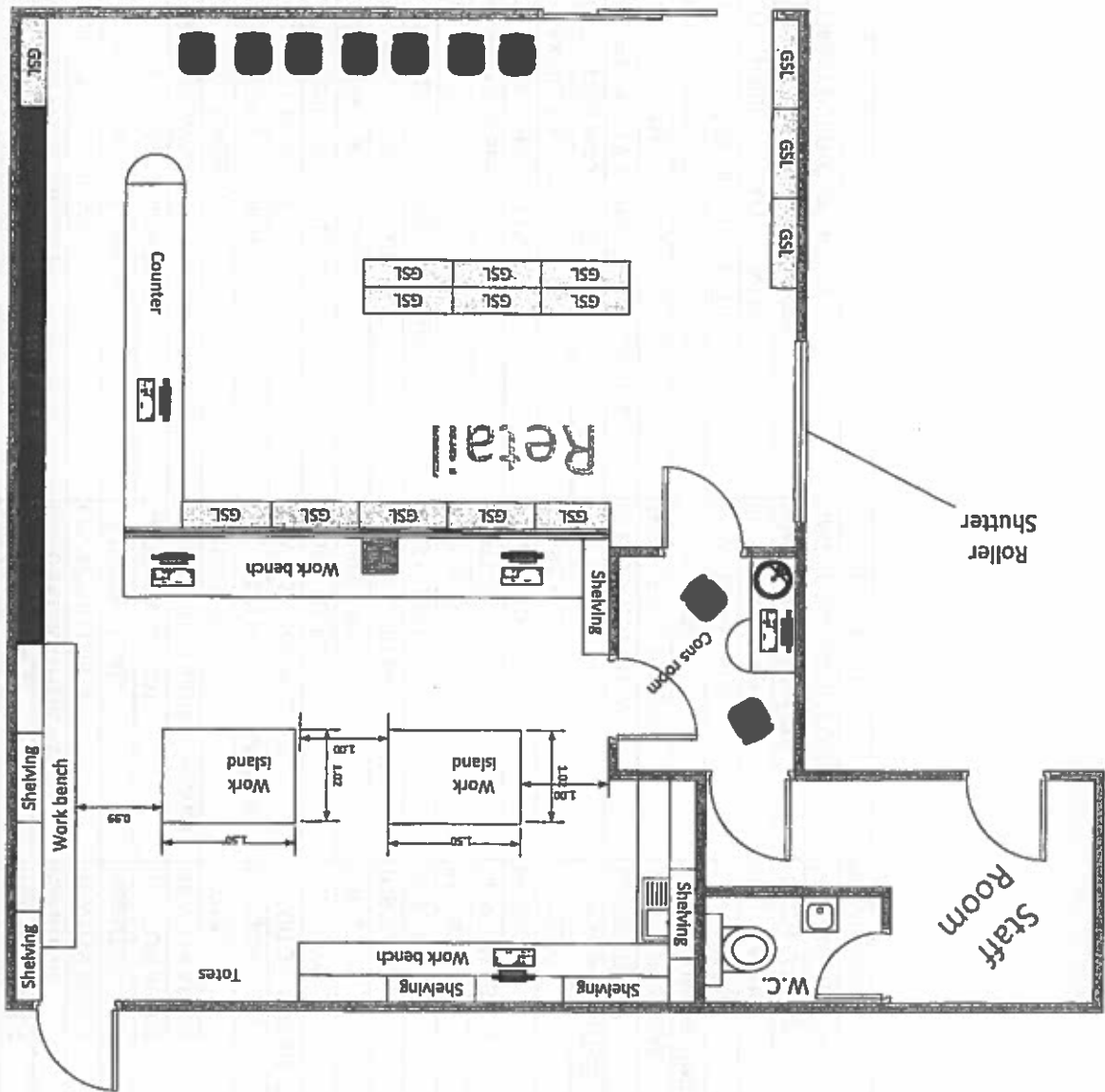
On behalf of the company/partnership: Day Lewis plc





Contact phone number in case of queries:

Contact email number in case of queries:

Registered office

**Day Lewis House
2 Peterwood Way
Croydon
Surrey CR0 4UQ**



Day Lewis Property Department
Day Lewis House 2 Preston Way Croydon Surrey CR0 4UQ
 Day Lewis Pharmacy
   GMP ISO 9001
Property: Preston 1 Branch No: 108 Project: Proposed Date: 11.11.16 Version: 4 Scale: 1:50 @ A3

Source of prescriptions dispensed by Day Lewis, 273 Torquay Road - December 2017

L83131	PEMBROKE HOUSE SURGERY	266 TORQUAY ROAD, PRESTON	PAIGNTON	DEVON	TQ3 2EZ	FTX29	1,998
L83004	KINGSTEIGNTON MEDICAL PRACTICE	KINGSTEIGNTON	NEWTON ABBOT	DEVON	TQ12 3HN	FTX29	1,113
L83103	CORNER PLACE SURGERY	46A DARTMOUTH ROAD	PAIGNTON	DEVON	TQ4 5AH	FTX29	841
L83051	CRICKETFIELD SURGERY	CRICKETFIELD ROAD	NEWTON ABBOT	DEVON	TQ12 2AS	FTX29	495
L83014	MAYFIELD MEDICAL CENTRE	37 TOTNES ROAD	PAIGNTON	DEVON	TQ4 5LA	FTX29	428
L83046	DEVON SQUARE SURGERY	44 DEVON SQUARE	NEWTON ABBOT	DEVON	TQ12 2HH	FTX29	364
L83031	KINGSKERSWELL & IPLEPEN MED PRACTICE	SCHOOL ROAD, KINGSKERSWELL	NEWTON ABBOT	DEVON	TQ12 5DJ	FTX29	335
L83043	LEATSIDE SURGERY	BABBAGE ROAD	TOTNES	DEVON	TQ9 5JA	FTX29	289
L83118	CHELSTON HALL SURGERY	CHELSTON HALL, OLD MILL RD	TORQUAY	DEVON	TQ2 6HW	FTX29	184
L83111	CHILCOTE PRACTICE	DEWERSTONE PRACTICE	HAMPPTON AVENUE, TORQUAY	DEVON	TQ1 3LA	FTX29	169
L83029	SOUTHOVER MEDICAL PRACTICE	BRONSHILL ROAD	TORQUAY	DEVON	TQ1 3HD	FTX29	148
L83027	CROFT HALL MEDICAL PRACTICE	19 CROFT ROAD	TORQUAY	DEVON	TQ2 5UA	FTX29	135
L83013	BRUNEL MEDICAL PRACTICE	ST ALBANS RD, BABBACOMBE	TORQUAY	DEVON	TQ1 3SL	FTX29	105
L83055	COMPASS HOUSE MEDICAL CENTRES	KING STREET	BRIXHAM	DEVON	TQ5 9TF	FTX29	102
L83607	OLD FARM SURGERY	67 FOXHOLE ROAD	PAIGNTON	DEVON	TQ3 3TB	FTX29	89
L83034	ALBANY SURGERY	SCOTT CLOSE	NEWTON ABBOT	DEVON	TQ12 1GJ	FTX29	68
L83078	ST LUKES MEDICAL CENTRE	17 NEW ROAD	BRIXHAM	DEVON	TQ5 8NA	FTX29	38
L83130	PARKHILL MEDICAL PRACTICE	3 PARK HILL ROAD	TORQUAY	DEVON	TQ1 2AR	FTX29	35
L83146	CATHERINE HOUSE SURGERY	NEW WALK	THE PLAINS, TOTNES	DEVON	TQ9 5HA	FTX29	28
L83045	BOVEY TRACEY & CHUDLEIGH PRACTICE	LE MOLAY, LITTRY WAY	BOVEY TRACEY	DEVON	TQ13 9QP	FTX29	10
L83094	DARTMOUTH MEDICAL PRACTICE	THE CLIFTON SURGERY	35 VICTORIA ROAD	DARTMOUTH	TQ6 9RT	FTX29	10
P89017	CHAPEL STREET MEDICAL CENTRE	CHAPEL STREET	ASHTON-UNDER-LYNE	LANCASHIRE	OL6 6EW	FTX29	7
H85682	TUDOR LODGE HEALTH CENTRE	8C VICTORIA DRIVE	WIMBLEDON	LONDON	SW19 6AE	FTX29	3
L83075	SOUTH BRENT HEALTH CENTRE	PLYMOUTH ROAD	SOUTH BRENT	DEVON	TQ10 9HT	FTX29	2
L83084	SOUTH LAWN MEDICAL PRACTICE	HEAVITREE HEALTH CTR	SOUTH LAWN TCE	EXETER, DEVON	EX1 2RX	FTX29	1
L83679	TORBAY PCT OUT OF HOURS	UNIT 10, MANATON COURT	MANATON CLOSE	MATFORD	EX2 8PF	FTX29	1
M85048	CHURCH ROAD SURGERY	90 CHURCH ROAD	BIRMINGHAM		B26 3TP	FTX29	1