

STATES OF JERSEY



DRAFT HEALTH CARE (REGISTRATION) (No. 4) (JERSEY) REGULATIONS 201-

**Lodged au Greffe on 11th September 2012
by the Minister for Health and Social Services**

STATES GREFFE



Jersey

DRAFT HEALTH CARE (REGISTRATION) (No. 4) (JERSEY) REGULATIONS 201-

REPORT

1. In July 2011 an amendment to the primary legislation (Medicines (Amendment No. 3) (Jersey) Law 2011), was adopted by the States Assembly, enabling the Minister for Health and Social Services to specify a wider range of practitioners that may prescribe medicinal products.
2. The principal Law allows an appropriate practitioner (previously, doctor, dentist or veterinary surgeon) to prescribe medicinal products. The Article within the amendment to the Law makes it possible to impose conditions on certain cases of the administration of a medicinal product, and clarifies the power to impose conditions on the supply of those products. The primary legislation makes provision for other professionals allied to medicine, to be considered in future, to prescribe medicines within their scope of practice and as deemed appropriate to the strategic direction of the organisation.
3. The practice of non-medical prescribing brings Jersey in line with most westernised and Anglo-Saxon health systems, including the United Kingdom, where non-medical prescribing has been evidenced as a key strategic practice initiative in modernising and reconfiguring healthcare organisations in delivery of safe, effective and modern medicines management.
4. The Draft Health Care (Registration) (No. 4) (Jersey) Regulations 201- seek to add 3 registrable professions to the Schedule of the Health Care (Registration) (Jersey) Law 1995, enabling Registered Nurses, Registered Midwives and Specialist Community Public Health Nurses to proceed to become legally qualified and locally registered Independent and Supplementary Prescribing Practitioners, individually approved by the Minister for Health and Social Services.
5. The 3 new registrable professions to be added to the Schedule are –
 - **Midwife prescribing practitioner**
 - **Nurse prescribing practitioner**
 - **Specialist community public health nurse prescribing practitioner.**

A person registered in one of these professions will be deemed (alongside doctors, dentists and veterinary surgeons) an appropriate practitioner for the purposes of the Medicines (Jersey) Law 1995. Such a practitioner is, by virtue

of Article 57 of that Law, able to prescribe or administer “prescription only medicines”. The supply or administration of those medicines must be in conformity with the conditions prescribed under that Article.

6. This is consistent with UK practice and regulation from the Nursing and Midwifery Council (NMC), which sets out standards relating to preparation for practice, educational and regulatory requirements for the above 3 registered professional groups, in order to practice.
7. In anticipation of the addition of other professional groups in the future to the Schedule, 2 other supporting Orders, associated with the Draft Health Care (Registration) (No. 4) (Jersey) Regulations 201- will be considered by the Minister for approval. These Orders are –
 - (i) **Health Care (Registration) (Prescribed Qualifications) (Amendment No. 5) (Jersey) Order 201-** The object of this Order is to prescribe the qualifications that a person needs in order to be registered as any of the following under the Health Care (Registration) Jersey Law 1995: Midwife prescribing practitioner, Nurse prescribing practitioner; Specialist community public health prescribing practitioner. In each of these cases there is a requirement to have –
 - an entry on the appropriate UK NMC register;
 - a notation on the entry indicating that the practitioner is able to prescribe prescription only medicines; and
 - a reasonable degree of experience, and of continuing professional development, in prescribing those medicines.
 - (ii) **Medicines (Prescription Only) (Amendment No. 8) (Jersey) Order 201-** This Order defines the 2 components of prescribing practice, being that of “independent prescriber” and “supplementary prescriber”. The Order further defines an appropriate practitioner, adding and detailing the 3 new professional groups of – Nurse, Midwife and Specialist community public health nurse prescribing practitioner. Conditions limiting classes of medicine or procedure for administration are identified. Within the concept of supplementary prescribing, the use of a clinical management plan is identified.
8. In these Draft Regulations and the 2 subsequent proposed Orders, consideration and quality assurance is regulated to ensure that UK prescribing practitioners holding approved prescribing qualifications will also have to satisfy the Minister that they have accessed, updated and understood the specific context of non-medical prescribing, including governance frameworks, which are specific to prescribing practice within the States Jersey.

Financial and manpower implications

9. There are no apparent financial or manpower implications arising from these Draft Regulations.

Explanatory Note

The object of these Regulations is to add the following registrable professions to the Schedule to the Health Care (Registration) (Jersey) Law 1995 –

Midwife prescribing practitioner

Nurse prescribing practitioner

Specialist community public health nurse prescribing practitioner.

A person registered in one of these professions may (alongside doctors, dentists and veterinary surgeons) in future be prescribed as an appropriate practitioner for the purposes of the Medicines (Jersey) Law 1995. Such a practitioner is, by virtue of Article 57 of that Law, able to prescribe or administer “prescription only medicines”. However, the supply or administration of those medicines must be in conformity with the conditions prescribed under that Article.

Article 1 amends the Schedule to the Health Care (Registration) (Jersey) Law 1995 in the manner referred to above.

Article 2 sets out how these Regulations may be referred to and provides for them to come into force 7 days after they are made.



Jersey

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Made [date to be inserted]

Coming into force [date to be inserted]

THE STATES, in pursuance of Article 17 of the Health Care (Registration) (Jersey) Law 1995¹, have made the following Regulations –

1 Schedule amended

In the Schedule to the Health Care (Registration) (Jersey) Law 1995² the following entries are inserted, each in its appropriate alphabetical order –

“Midwife prescribing practitioner”

“Nurse prescribing practitioner”

“Specialist community public health nurse prescribing practitioner”.

2 Citation and commencement

(1) These Regulations may be cited as the Health Care (Registration) (No. 4) (Jersey) Regulations 201-.

(2) These Regulations come into force 7 days after they are made.

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- ¹ *chapter 20.300*
² *chapter 20.300*