
STATUTORY INSTRUMENTS

2015 No. 921

The Local Authorities (Public Health Functions and Entry to Premises by Local Healthwatch Representatives) and Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) (Amendment) Regulations 2015

Universal health visitor reviews

2. After regulation 5 of the principal Regulations (conduct of health checks), insert—

“Universal health visitor reviews

5A.—(1) In the exercise of its functions under section 2B of the Act (functions of local authorities and Secretary of State as to improvement of public health)⁽¹⁾, each local authority must, so far as reasonably practicable, provide or make arrangements to secure the provision of a universal health visitor review to be offered to or in respect of an eligible person in accordance with paragraphs (2) and (3).

(2) A universal health visitor review which is offered pursuant to paragraph (1) must, so far as reasonably practicable, be provided to the eligible person when the eligible person is—

- (a) a woman who is more than 28 weeks pregnant;
- (b) a child who is aged between one day and two weeks;
- (c) a child who is aged between six and eight weeks;
- (d) a child who is aged between nine and 15 months; or
- (e) a child who is aged between 24 months (two years) and 30 months (two years and six months).

(3) The review must be provided once in each of the periods described in paragraph (2) (a) to (e).

(4) In this regulation and regulation 5B—

- (a) an eligible person is a pregnant woman or child aged under five years in a local authority’s area; and
- (b) “universal health visitor review” means—
 - (i) an assessment of the health and development of an eligible person; and
 - (ii) a review of the eligible person’s health and development;as set out in the Healthy Child Programme.

⁽¹⁾ Section 2B was inserted by section 12 of the Health and Social Care Act 2012.

(5) In this regulation, “the Healthy Child Programme” means the programme of that name, described in a policy guidance paper published by the Department of Health on 27th October 2009(2), that—

- (a) is intended for the benefit of pregnant women, children aged under five years and the families of such pregnant women and children;
- (b) provides for health and development assessments and reviews, screening tests, immunisations and health promotion guidance and support tailored to the needs of the pregnant woman, child, or their family at specified stages of development of the pregnant woman or child; and
- (c) assists the identification of families in need of additional health or well-being support and children who are at risk of suffering poor health or well-being.

(6) In discharging the requirements under paragraph (1), a local authority must act with a view to securing continuous improvement in the percentage of eligible persons participating in universal health visitor reviews.

Persons who are to carry out universal health visitor reviews

5B.—(1) A universal health visitor review must be carried out by a health visitor, or—

- (a) in the circumstances described in paragraph (2), a suitably qualified health professional or nursery nurse; or
- (b) in the circumstances described in paragraph (3)(a), (b) or (c), the family nurse referred to respectively in paragraph (3)(a), (b) or (c).

(2) The circumstances mentioned in paragraph (1)(a) are that—

- (a) a health visitor has decided that a suitably qualified health professional or nursery nurse may carry out a universal health visitor review with guidance from, and supervised by, the health visitor; and
- (b) the suitably qualified health professional or nursery nurse has agreed to carry out the review with delegated accountability to the health visitor.

(3) The circumstances mentioned in paragraph (1)(b) are that—

- (a) the eligible person is an FNP beneficiary who is regularly visited by a family nurse under the terms of the FNP;
- (b) the eligible person is a child who is—
 - (i) aged between 24 months (two years) and 30 months (two years and six months); and
 - (ii) a former FNP beneficiary who was regularly visited by a family nurse under the terms of the FNP; or
- (c) the eligible person is a—
 - (i) pregnant woman who is a former FNP beneficiary who was regularly visited by a family nurse under the terms of the FNP; or
 - (ii) child whose mother is a former FNP beneficiary who was regularly visited by a family nurse under the terms of the FNP.

(4) In this regulation—

(2) The Healthy Child Programme policy guidance paper can be found at <https://www.gov.uk/government/publications/healthy-child-programme-pregnancy-and-the-first-5-years-of-life>. A copy of the policy guidance paper can be obtained from or inspected at Social Care, Local Government and Care Partnerships Directorate, the Department of Health, Richmond House, 79 Whitehall, London SW1A 2NS.

“family nurse” means a registered nurse or midwife⁽³⁾ who is employed or contracted to provide services set out in the FNP;

“the FNP” means the Family Nurse Partnership, being a programme—

(a) described in a licence dated 1st April 2009 between the Regents of the University of Colorado, Denver, of 1800 Grant Street, 8th Floor, Denver CO, 80203 United States, and the Secretary of State for Health of 79 Whitehall, London SW1A 2NS together with—

(i) a variation to that licence entitled “Variation No. 1 To Agreement” dated 28th May 2012 agreed between the parties; and

(ii) a further variation entitled “Variation No. 2 To Agreement” dated 30th April 2013⁽⁴⁾;

(b) for the benefit of pregnant women aged 19 and under at the time of conception who will be first time mothers, children aged under two years, the father or prospective father or the mother of such a child and, in certain circumstances, the families of such a pregnant woman or child, living in certain areas of England⁽⁵⁾;

“FNP beneficiary” means a pregnant woman or child aged under two years in a local authority’s area who is receiving services under the FNP;

“former FNP beneficiary” means a person who was formerly an FNP beneficiary;

“health professional” has the same meaning as in regulation 5;

“health visitor” means a registered nurse or midwife who is also registered as a Specialist Community Public Health Nurse or Health Visitor;

“nursery nurse” means a person who is trained in child health and development who is not a health professional; and

“suitably qualified health professional” means a health professional who is—

(a) trained in child health and development; and

(b) not a family nurse.

Review

5C.—(1) The Secretary of State may carry out a review of the operation of regulations 5A and 5B.

(2) Where the Secretary of State carries out the review described in paragraph (1) during the review period, the Secretary of State must arrange for—

(a) the conclusions of the review to be set out in a report; and

(b) the report to be published.

(3) The report must be published before the end of the review period and must in particular—

(a) set out the objectives intended to be achieved by regulations 5A and 5B;

(b) assess the extent to which those objectives are achieved; and

(c) assess whether those objectives remain appropriate, and if so, the extent to which they could be achieved with less regulation.

(3) By article 5(5) of the Nursing and Midwifery Order 2001, [S.I. 2001/253](#), “registered” in relation to a nurse or midwife means registered in the register maintained under that article by virtue of qualifications in nursing or midwifery as the case may be.

(4) A copy of the Family Nurse Partnership licence and two variations can be obtained from or inspected at the Health and Well-being Directorate, Public Health England, Skipton House, 80 London Road, London SE1 6LH.

(5) Further information about the FNP can be found at <http://fnp.nhs.uk/>.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(4) “Review period” in this regulation means the period that begins on 1st October 2015 and ends on 30th March 2017.”