

Regulation 28 – Reports to prevent future deaths

Reports sent to NHS Improvement for response

Background

1. The Coroners and Justice Act 2009 allows a coroner to issue a Regulation 28 Report to an individual, organisations, local authorities or government departments and their agencies where the coroner believes that action should be taken to prevent further deaths.
2. NHS Improvement receives these reports through a number of channels and the level of response is managed in accordance with the request. We receive these reports:
 - a. directly from coroners;
 - b. via the Department of Health (DH);
 - c. via NHS trusts and foundation trusts; and
 - d. via NHS England or other partner organisations.
3. Any full response to a Regulation 28 Report should be made within 56 days of the date of the report. Extensions can be granted at the discretion of the individual coroner who issued the report.

Internal process

4. All reports should be sent to the Medical Directorate's Professional Partnership Support, the central manager for the process via:
 - a. [REDACTED]@nhs.net
5. All reports and requests will be recorded and actioned within 24 hours of receipt. All reports and requests will be shared with:
 - a. regional team;
 - b. patient safety team;
 - c. policy teams, as appropriate;
 - d. legal team; and
 - e. regional communications leads.

6. All letters and reports should be sent to: [REDACTED]@nhs.net. The central manager for these letters and reports will log the request and prepare a formal commission or alert to colleagues within NHS Improvement. We aim to issue either the commission or the alert within 24hours of receipt of the report.

| DAY | WHO | ACTION |
|-------|--|--|
| | | |
| 45-56 | Professional Partnership Support | Final response issued to Coroner and shared with contributors |
| 45 | Executive Medical Director | Final sign off |
| 40 | Professional Partnership Support | Final draft response shared with NHSI's Executive Medical Director |
| 35 | Executive Regional Managing Director and/or National Director for Patient Safety | Sign off or comments provided to [REDACTED]@nhs.net and [REDACTED]@nhs.net |
| 30 | Professional Partnership Support | Final response shared with NHSI's Executive Regional Managing Director |
| 27 | Legal Director | Sign off or comments provided to [REDACTED]@nhs.net and [REDACTED]@nhs.net |
| 22 | Professional Partnership Support | Draft response is shared with NHSI's Legal Director |
| 21 | Professional Partnership Support | Final amendments made to the draft response |
| 20 | Contributors | Comments provided to [REDACTED]@nhs.net and [REDACTED]@nhs.net |
| 18 | Professional Partnership Support | Draft response is shared with contributors |
| 16 | Professional Partnership Support | First draft response is drafted |
| 15 | Contributors | Contributions returned to [REDACTED]@nhs.net and [REDACTED]@nhs.net |
| 2 | Contributors | Contributors prepare their individual contributions to the response |
| 1 | Professional Partnership Support | Report received within NHSI, logged and a commission issued |

7. The circulation list for requests is outlined below but all commissions for contributions will be drafted based on the request. Each request will require different handling and the commission will be drafted accordingly.

| Region | Regional Director | Legal Director | National Patient Safety Team | Comms |
|----------|--|--------------------|------------------------------|---|
| North | lyn.simpson1@nhs.net | ██████████@nhs.net | ██████████@nhs.net | ██████████@nhs.net; ██████████@nhs.net; ██████████@improvement.nhs.uk |
| Midlands | dale.bywater@nhs.net | ██████████@nhs.net | ██████████@nhs.net | ██████████@nhs.net; ██████████@improvement.nhs.uk |
| London | steверussell1@nhs.net | ██████████@nhs.net | ██████████@nhs.net | ██████████@nhs.net; ██████████@improvement.nhs.uk |
| South | anne.eden1@nhs.net | ██████████@nhs.net | ██████████@nhs.net | ██████████@nhs.net; ██████████@improvement.nhs.uk |
| National | n/a | ██████████@nhs.net | ██████████@nhs.net | ██████████@improvement.nhs.uk |

Once the response has been issued:

8. On receipt of a response to Regulation 28 Report, the coroner:
 - a. must send a copy of the response to the report to the Chief Coroner;
 - b. must send a copy to any interested persons who in the coroner's opinion should receive it; and
 - c. may send a copy of the response to any other person who the coroner believes may find it useful or of interest.

9. On receipt of a copy under paragraph (6)(a) the Chief Coroner may:
 - a. publish a copy of the response, or a summary of it, in such manner as the Chief Coroner thinks fit; and
 - b. send a copy of the response to any person who the Chief Coroner believes may find it useful or of interest (other than a person who has been sent a copy of the response under paragraph (6)(b) or (c)).