

# Action Plan in response to the PPO Report into the death of Mr John Williams on 16/01/2022 at HMP Birmingham

Rec No	Recommendation	Accepted / Not accepted	Response Action Taken / Planned	Responsible Owner and Organisation	Target Date
1	The Head of Healthcare should ensure that, in line with national policy, all prisoners are tested for COVID-19 during the reception procedures; and their vaccination status is recorded.	Accepted	National policy does not require testing at reception unless patient is symptomatic. Vaccination status is asked as part of the national reception screening.  Any changes to testing that occur nationally are communicated through NHS England and HMPPS and changes made accordingly	Head of Healthcare  Birmingham and Solihull Mental Health Foundation Trust	Complete
2	The Head of Healthcare should carry out a record keeping audit; ensure that all healthcare staff are aware of the required standard of record keeping; and identify any learning needs.	Accepted	Regular record keeping audits are completed by the various departments in healthcare.  Any issues raised from record keeping audits or raised from staff supervisions are managed through the Governance process and disseminated to staff.  Any individual performance issues are managed locally by operational managers and progress is monitored.  Staff are aware of required standard of record keeping/information governance via mandatory training	Head of Healthcare  Birmingham and Solihull Mental Health Foundation Trust	July 2022



			which complies with the required standard of NMC and GMC. This training completed annually and is in their training matrix.		
3	The Governor should ensure that all staff undertaking and reviewing risk assessments for prisoners admitted to hospital understand the legal position on the use of restraints, that assessments fully take into account the prisoner's health and are based on the actual risk he presents at the time.	Accepted	<p>The prison completes a risk assessment for planned escorts and most unplanned escorts. The risk assessment has a medical update section and a security manager's recommendation. The Duty Governor uses this information to update the overall assessment.</p> <p>The risk assessment includes a question directed to the Duty Governor</p> <p>– "Is the cuffing appropriate linked to healthcare reasons?" Yes/No.</p> <p>Recording the reasons as to how the decision on the use of restraints was reached has been reinforced with senior managers and orderly officers.</p> <p>The Governor acknowledges this is a repeat recommendation and as such Governors who fail to consider the prisoners actual risk (s) at the time and health, and do not evidence a defensible decision (surrounding cuffing arrangements and the Graham Judgement) will be subject to Investigation procedures.</p>	Governor HMPPS	January 2023



			Further training has been provided to Governors regarding the 2007 Graham Judgment regarding appropriateness of cuffing arrangements.		
4	The Governor should ensure that documents are retained, securely stored and promptly provided to the Prisons and Probation Ombudsman following a death in custody, in line with Prison Service Instruction 58/2010.	Accepted	<p>Guidance for staff on the process following a death in custody was reviewed and reissued by the Head of Safety in August 2022. This was also discussed with all senior managers to ensure that all evidence relevant to a death in custody is retained and made available to the Ombudsman.</p> <p>A further update has recently been amended on the contingency plan regarding any other specific requests to retain information which have a retention period including CCTV/Body Worn Camera footage and radio messages.</p> <p>The Safety Hub manager also maintains a log regarding paperwork received and keeps the Ombudsman updated.</p> <p>With immediate effect if a death occurs both the Head of Safer Custody and the Hub Manager will meet in the first 24 hours to confirm what paperwork will be required to be retained, including taking into consideration each individual case and any movements and associated paperwork.</p>	Governor HMPPS	January 2023

