

Framework for managing performer concerns:

NHS (Performers Lists) (England) Regulations 2013

Annex 6: elements of the framework specifically applicable to dental performers



## **Annex 6: elements of the framework specifically applicable to dental performers**

### **Terminology**

For the purposes of consistency, the terminology used to describe those on the dental performers list will be referred to as:

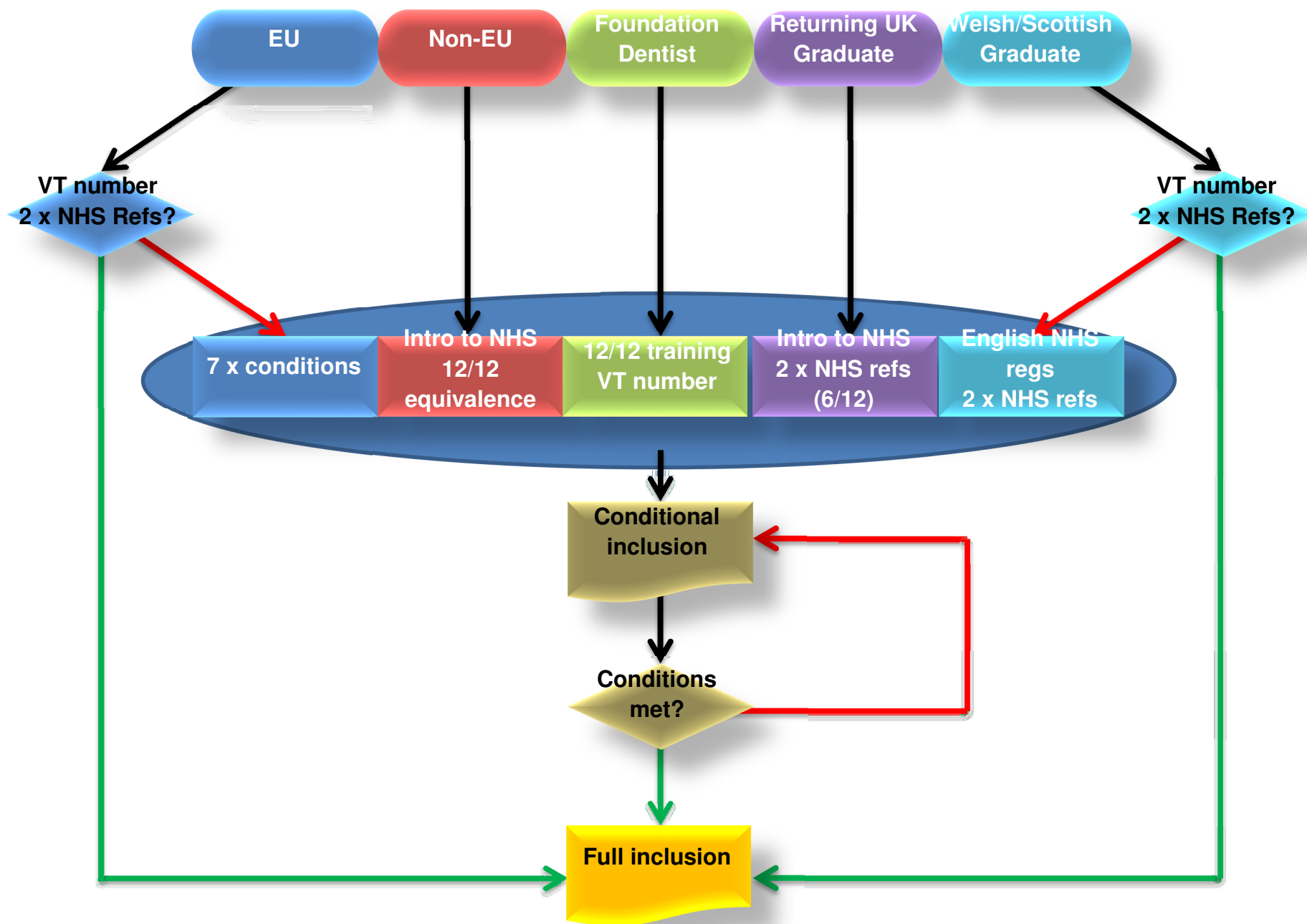
Providers – Providers contract with the NHS to provide a certain amount of care and treatment for patients. Their name is on the contract/agreement as a party and those who are Providers only cannot treat patients. Providers are responsible to the NHS for the treatment and all claims in relation to their patients treatment under the contract/agreement. Providers employ/contract with performers to carry out the work under the contract/agreement. A Provider can also be a Performer.

Performers – Only Performers can treat patients under the NHS on behalf of a provider. Performers must be on the performers lists. Performers cannot make NHS claims and are not in a contract with the NHS. A performer can also be a provider.

### **Submission of 'Claims'**

Claims for courses of NHS treatment are technically not claims, they are confirmation that an amount of work (measured in UDAs) has been carried out. The work has been carried out by a Performer and the Provider has been receiving the contract payments. The Provider receives these on the basis that the agreed amount of UDAs are provided by him over the year. If less than 96% of UDAs have been provided, either because of a shortfall or incorrect confirmations of work carried out, then the provider is in breach of his contract under the GDS (or PDS) Contract/Agreement Regulations. Any action would be taken against the Provider. It is however normal for the Performer to put together the confirmation of work carried out and prepare it for transmission to the BSA. It is sent in under the Provider's contract number (with the Performers number attached). It is the Provider's responsibility to make sure that correct confirmations are sent in his/her name. Performers have a professional responsibility to put correct information as far as they can. They are responsible to the Provider with whom they are in contract.

**Returns/  
Induction**



### *EU Applicant*

Conditions placed upon on EU Graduates are primarily there for the candidate to show that they are competent to practice professionally and clinically, and that they can show adequate communication, leadership and managerial skills to allow them to treat patients safely.

If an applicant cannot demonstrate that they have worked within primary care NHS dentistry the following conditional inclusions may be considered:

1. Participate and produce evidence of completion of an 'Introduction to the NHS course' or equivalent course.
2. After 6 months produce two acceptable NHS competency based references from appropriate clinicians in the current practice, where possible.
3. Provide evidence that they are compliant with GDC mandatory continuing professional development (CPD).
4. Completion of the Clinical Experience Checklist (to be supplied with guidance documentation)
5. An up to date Personal Development Plan with training needs identified for the next 12 months from the Clinical Experience Checklist. Also to include verifiable/non verifiable CPD completed for previous 12 months as well as planned CPD for the next 12 months ( this is to include both Safeguarding Children and Vulnerable Adults training and Information Governance training to level 2 if not covered to this level in Intro to NHS course).
6. Record keeping audit (as currently in use) to be carried out by NHS England for 5 recently completed Band 2 or 3 cases for adults and 2 recently completed Band 2 or 3 cases for adolescent children) after 3 months in practice.
7. Applicants to produce a clinical audit and patient satisfaction survey (with results and recommendations implemented) after a period of 6 months in practice.

### *Non EU applicant*

1. Participate and produce evidence of completion of an 'Introduction to the NHS course' or equivalent course.
2. Must participate and satisfactorily complete an Equivalence scheme. This process is usually for a 12 month duration. It requires the practice to be inspected by Health Education England and a suitable dentist in the practice agrees to be the applicant's mentor for the equivalence period. The applicant following satisfactory completion of the equivalence period is issued with a Foundation Dentist certificate following which the applicant can apply to full inclusion on the national dental performers list.

### *Foundation Dentist applicant*

1. Upon completion of Foundation Training year 1, dentists submit a copy of Foundation Dentist 1 certificate to the Primary Care Support office, processing the application.
2. Status then changed to full inclusion.
3. Dentists advised to stay on Performers List even if going into Secondary care for 12 months as can then do locum work.

### *Returning UK graduate (absence of 4 + years from high street practice)*

1. Participate and produce evidence of completion of an 'Introduction to the NHS course' or equivalent course.
2. After 6 months produce two acceptable NHS competency based references from the clinicians in the current practice, where possible.
3. Provide evidence that they are compliant with GDC mandatory CPD.

### *Welsh/Scottish Applicant*

1. Agree to participate in induction at the practice on 'English NHS Regulations' and provide evidence of satisfactory completion.

2. After 6 months produce two acceptable NHS competency based references from clinicians in the current practice, where possible.

All costs associated with the requirements under the Returners/Induction program are to be met by the applicant.

### **Where Applicants are unable to provide an address from which they will be working**

Applicants must provide evidence that they have been working within the area team locality within 3 months of conditional inclusion to the list.

### **Where Applicants are unable to provide recent clinical references**

Normally two references are provided by appropriate clinicians, referring to recent work history and confirming that they have known the applicant in a professional capacity for a period of three months or if references do not relate to recent posts or for periods of three months an explanation of why this is not possible.

Occasionally an applicant may be unable to provide two recent clinical references. If at least one reference is acceptable then conditional inclusion occurs and the applicant must provide two acceptable, clinical references from appropriate clinicians after completing 3 months in the new practice.

### **Complaints**

All performers should be clear that they must fully comply with the NHS Complaints Procedure and that although the responsibility for managing complaints within dental practice rests with the provider, all performers have equal responsibility to deal with complaints appropriately.

## **Revalidation/appraisal**

In the absence of a formal revalidation/appraisal process, all performers must ensure that they are up to date with their skills and training in line with General Dental Council requirements.

## **Dental Suspensions**

When undertaking the action of suspension in respect of a dentist, this must be carried out in line with the Statutory Determination NHS England The Performers Lists (Suspended Dentists' NHS Earnings) Determination 2013 which can be found at <https://www.gov.uk/government/publications/payments-to-gps-suspended-from-medical-performers-list>.