

DIRECTIONS

NATIONAL HEALTH SERVICE, ENGLAND

The NHS Digital (Establishment of Information Systems for
NHS Services: **Long Length of Stay Discharge Patient
Tracking List** Directions 2019

The National Health Service Commissioning Board (known as NHS England) gives the following Directions to the Health and Social Care Information Centre¹, now known as and hereafter referred to as NHS Digital, in exercise of the powers conferred by section 254(1) and (6), section 260(2)(d), [section 262(3)(a), section 262(5), section 262(7)] section 274(2) and section 304(9), (10) and (12) of the Health and Social Care Act 2012² and Regulation 32 of the National Institute for Health and Care Excellence (Constitution and Functions) and the Health and Social Care Information Centre (Functions) Regulations 2013³.

In accordance with section 254(5) of the Health and Social Care Act 2012, NHS England has consulted NHS Digital before giving these Directions.

Citation, commencement and interpretation

1.—(1) These Directions may be cited as NHS Digital (Long Length of Stay Discharge Patient Tracking List Directions 2019) and come into force the first working day after the date these Directions are signed.

(2) In these Directions—

“**the Act**” means the Health and Social Care Act 2012;

“**the Regulations**” means the National Institute for Health and Care Excellence (Constitution and Functions) and the Health and Social Care Information Centre (Functions) Regulations 2013;

¹ The Health and Social Care Information Centre, now known as NHS Digital, is a body corporate established under section 252(1) of the Health and Social Care Act 2012

² 2012 c.7

³ S.I. 2013/25

“Specification” means the **Long Length of Stay Discharge Patient Tracking List Specification** version 1 approved on **13 May 2019** and issued with these Directions or any subsequent amended version of the same document approved in writing by NHS Digital and by NHS England which supersedes any previous version.

“Relevant Organisation” means All Clinical Commissioning Groups and Acute Trusts in England.

Establishing and Operating Information Systems for “Long Length of Stay Discharge Patient Tracking List” Data

2.—(1) In accordance with sections 254(1) and 254(6) of the 2012 Act, NHS England directs NHS Digital to establish and operate such systems for the collection and analysis of information described in sub-paragraph (2) from Relevant Organisations, such system to be known as **“Long Length of Stay Discharge Patient Tracking List ”** information system.

(2) The information referred to in sub-paragraph (1) is set out in the Specification.

(3) NHS England directs NHS Digital to carry out the activities described in sub-paragraph (1) in accordance with the Specification and generally in such a way as to enable and facilitate the purposes that are described in the Specification.

(4) In accordance with section 260(2)(d) of the 2012 Act NHS England directs NHS Digital not to publish information obtained by compliance with this Direction.

(5) Pursuant to sections 262(3)(a) and 262(7) of the 2012 Act, NHS Digital is directed to disseminate information obtained by compliance with this Direction to NHS England.

(6) Pursuant to section 262(5) of the 2012 Act, NHS Digital is also directed not to exercise its powers under sections 261(1) and (4) of the 2012 Act in relation to information obtained by compliance with this Direction except in relation to dissemination of such information to NHS England.

Systems delivery functions for the Long Length of Stay Discharge Patient Tracking List

3.—(1) In accordance with section 274 of the Act and Regulation 32 of the Regulations, NHS England directs NHS Digital to exercise such systems delivery functions of NHS England as are necessary for it to deliver the **“Long Length of Stay Discharge Patient Tracking List”** information system.

(2) NHS England directs NHS Digital to exercise the functions described in sub-paragraph (1) in accordance with the service levels, support and monitoring requirements, and the reporting and governance requirements notified by NHS England in writing to NHS Digital as at the date these Directions come into force, or as those requirements are amended and notified by NHS England in writing to NHS Digital from time to time.

S254(3) - Requirement for these Directions

4.—In accordance with section 254(3) of the 2012 Act, NHS England confirms that it is necessary or expedient for it to have the information which will be obtained through NHS Digital complying with these Directions in relation to NHS England’s functions in connection with the provision of NHS Services.

Fees and Accounts

6 — Pursuant to sub-section 254(7) of the 2012 Act, NHS Digital is entitled to charge a reasonable fee in respect of the cost of NHS Digital complying with these Directions.

7.— NHS Digital must keep proper accounts, and proper records in relation to the accounts, in connection with the **Long Length of Stay Discharge Patient Tracking List Collection** Information System.

Review of these Directions

8. — These Directions will be reviewed when the Specification is amended. This review will include consultation with NHS Digital as required by section 254(5) of the 2012 Act and any additional consultation which may be necessary under s258 of the 2012 Act.

Signed by authority of NHS England

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**Prof S Powis
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13th May 2019