

To:	Trust Board
From:	Jayne Warner Trust Secretary
Date:	7 May 2019
Essential Standards:	

Title:	Annual Self Certification for NHS Trusts under NHS Provider Licence										
Author/Responsible Director:	Trust Secretary										
Purpose of the Report:	To ask the Board to sign off the self-declaration required by NHS Improvement.										
The Report is provided to the Board for:	<table border="1" style="width: 100%;"> <tr> <td style="width: 50%;">Decision</td> <td style="width: 5%;">X</td> <td style="width: 50%;">Discussion</td> <td style="width: 5%;"></td> </tr> <tr> <td>Assurance</td> <td></td> <td>Information</td> <td></td> </tr> </table>			Decision	X	Discussion		Assurance		Information	
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Assurance		Information									

Summary/Key Points:

The Trust Board are required to provide an annual self-certification that they can meet the obligations set out in the NHS provider licence and show that they have complied with governance requirements.

Whilst NHS Trusts are exempt from meeting the provider licence, directions from the Secretary of State require NHSI to ensure that NHS Trusts comply with conditions equivalent to the licence as it deems appropriate.

The Single Oversight Framework bases its oversight on the NHS provider licence. NHS Trusts are therefore legally subject to the equivalent of certain provider licence conditions (including Condition G6 and condition FT4) and must self-certify under these licence provisions. The CoS conditions do not apply to NHS trusts, so they are not required to self certify under CoS7 condition.

This means that the Trust needs to self-certify for the following conditions after the financial year end.

Condition G6 The provider has taken all precautions necessary to comply with the licence, NHS Acts and Constitution.

Condition FT4 The provider has complied with required governance arrangements.

Providers are able to determine their own process to be assured that they are compliant. NHSI have provided templates for boards to use.

Condition G6 must be signed off by the Board no later than 31 May 2019 and be made public no later than one month following this.

Condition FT4 must be signed off by the board no later than 30 June 2019.

Providers must select confirmed or not confirmed for each declaration. Explanations must be provided for declarations not confirmed.

Recommendations:

To ask the Board to sign the declaration for G6 as “not confirmed” acknowledging the position of the Trust being rated as requires improvement by the CQC and remaining in special measures for quality and finance.

Assurances for the Board to consider in relation to declaration FT4 will be presented at the June meeting.

Strategic Risk Register

Performance KPIs year to date

Resource Implications (e.g. Financial, HR)

Assurance Implications:

Patient and Public Involvement (PPI) Implications.

Equality Impact

Information exempt from Disclosure

Requirement for further review?

