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| To: | Trust Board | | | | | | | | | | |
| From: | Stephen Ward, Director of Corporate & Legal Affairs | | | | | | | | | | |
| Date: | 31 July 2014 | | | | | | | | | | |
| CQC regulation: | N/A | | | | | | | | | | |
| Title: | NHS Trust oversight self certification | | | | | | | | | | |
| Author/Responsible Director: Stephen Ward, Director of Corporate & Legal Affairs Helen Stokes, Senior Trust Administrator | | | | | | | | | | | |
| Purpose of the Report: At the beginning of April 2013, the NHS Trust Development Authority (NTDA) published a single set of systems, policies and processes governing all aspects of its interactions with NHS trusts in the form of ' <i>Delivering High Quality Care for Patients: The Accountability Framework for NHS Trust Boards</i> '. In accordance with the Accountability Framework, the Trust is required to complete two self certifications in relation to the Foundation Trust application process. Copies of the self certifications submitted in June 2014 (May 2014 position) are attached as Appendices A and B. | | | | | | | | | | | |
| The Report is provided to the Board for: | | | | | | | | | | | |
| <table border="1"> <tr> <td>Decision</td> <td>X</td> </tr> <tr> <td>Assurance</td> <td></td> </tr> </table> | | Decision | X | Assurance | | <table border="1"> <tr> <td>Discussion</td> <td>X</td> </tr> <tr> <td>Endorsement</td> <td></td> </tr> </table> | | Discussion | X | Endorsement | |
| Decision | X | | | | | | | | | | |
| Assurance | | | | | | | | | | | |
| Discussion | X | | | | | | | | | | |
| Endorsement | | | | | | | | | | | |
| Summary / Key Points: | | | | | | | | | | | |
| <ul style="list-style-type: none"> Subject to discussion at the July 2014 Trust Board meeting on matters relating to operational and financial performance, it is proposed that the self certifications against Monitor Licensing Requirements (Appendix A) and Trust Board Statements (Appendix B) be updated following the Trust Board meeting to reflect the June 2014 position and submitted to the NHS Trust Development Authority accordingly | | | | | | | | | | | |
| Recommendations: | | | | | | | | | | | |
| The Trust Board is asked to provide the Director of Corporate and Legal Affairs with the delegated authority to agree a form of words with the Chief Executive in respect of this month's submission, with the self certifications then to be updated following the Trust Board meeting and submitted to the NHS Trust Development Authority accordingly. | | | | | | | | | | | |
| Previously considered at another corporate UHL Committee? No | | | | | | | | | | | |
| Strategic Risk Register: No | | Performance KPIs year to date: N/A | | | | | | | | | |
| Resource Implications (eg Financial, HR): No | | | | | | | | | | | |
| Assurance Implications: Yes | | | | | | | | | | | |
| Patient and Public Involvement (PPI) Implications: No | | | | | | | | | | | |
| Stakeholder Engagement Implications: No | | | | | | | | | | | |
| Equality Impact: considered and no impact | | | | | | | | | | | |
| Information exempt from Disclosure: None | | | | | | | | | | | |
| Requirement for further review? All future Trust oversight self certifications will be presented to the Trust Board for approval | | | | | | | | | | | |

NHS TRUST DEVELOPMENT AUTHORITY



OVERSIGHT: Monthly self-certification requirements - Compliance Monitor
Monthly Data.

CONTACT INFORMATION:



Enter Your Name: *

Enter Your Email Address *

Full Telephone Number: *

Tel Extension:

SELF-CERTIFICATION DETAILS:



Select Your Trust: *

University Hospitals Of Leicester NHS Trust

Submission Date: *



Reporting Year: *

2014/15

NHS TRUST DEVELOPMENT AUTHORITY



Select the Month *

April

May

June

July

August

September

October

November

December

January

February

March

COMPLIANCE WITH MONITOR LICENCE REQUIREMENTS FOR NHS TRUSTS:



1. **Condition G4** – Fit and proper persons as Governors and Directors (also applicable to those performing equivalent or similar functions).
2. **Condition G5** – Having regard to monitor Guidance.
3. **Condition G7** – Registration with the Care Quality Commission.
4. **Condition G8** – Patient eligibility and selection criteria.
5. **Condition P1** – Recording of information.
6. **Condition P2** – Provision of information.
7. **Condition P3** – Assurance report on submissions to Monitor.
8. **Condition P4** – Compliance with the National Tariff.
9. **Condition P5** – Constructive engagement concerning local tariff modifications.
10. **Condition C1** – The right of patients to make choices.
11. **Condition C2** – Competition oversight.
12. **Condition IC1** – Provision of integrated care.

Further guidance can be found in Monitor's response to the statutory consultation on the new NHS provider licence: [The new NHS Provider Licence](#)



NHS TRUST DEVELOPMENT AUTHORITY



COMPLIANCE WITH MONITOR LICENCE REQUIREMENTS FOR NHS TRUSTS:



Comment where non-compliant or at risk of non-compliance

1. Condition G4 Yes
Fit and proper persons as Governors and Directors. *

2. Condition G5 Yes
Having regard to monitor Guidance. *

3. Condition G7 Yes
Registration with the Care Quality Commission. *



NHS TRUST DEVELOPMENT AUTHORITY



Comment where non-compliant or at risk of non-compliance

4. Condition G8
Patient eligibility and selection criteria. *

Yes



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Comment where non-compliant or at risk of non-compliance

5. Condition P1 Yes
Recording of information. *

6. Condition P2 Yes
Provision of information. *

7. Condition P3 Yes
Assurance report on submissions to Monitor. *

8. Condition P4 Yes
Compliance with the National Tariff. *



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Comment where non-compliant or at risk of non-compliance

9. Condition P5
Constructive engagement concerning local tariff modifications. ■

Yes



NHS TRUST DEVELOPMENT AUTHORITY



Comment where non-compliant or
at risk of non-compliance

10. Condition C1 Yes
The right of patients to
make choices. *

11. Condition C2 Yes
Competition oversight. *

12. Condition IC1 Yes
Provision of integrated
care. *

NHS TRUST DEVELOPMENT AUTHORITY



OVERSIGHT: Monthly self-certification requirements - Board Statements
Monthly Data.

CONTACT INFORMATION:



Enter Your Name: *

Enter Your Email Address *

Full Telephone Number: *

Tel Extension:

SELF-CERTIFICATION DETAILS:



Select Your Trust: *

University Hospitals Of Leicester NHS Trust

Submission Date: *



Reporting Year: *

2014/15

Select the Month *

April

May

June

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November

December

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February

March

NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



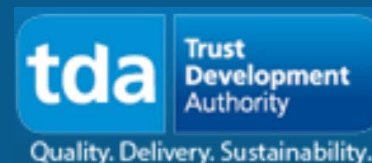
CLINICAL QUALITY
FINANCE
GOVERNANCE

The NHS TDA's role is to ensure, on behalf of the Secretary of State, that aspirant FTs are ready to proceed for assessment by Monitor. As such, the processes outlined here replace those previously undertaken by both SHAs and the Department of Health.

In line with the recommendations of the Mid Staffordshire Public Inquiry, the achievement of FT status will only be possible for NHS Trusts that are delivering the key fundamentals of clinical quality, good patient experience, and national and local standards and targets, within the available financial envelope.



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **CLINICAL QUALITY**, that

1. The Board is satisfied that, to the best of its knowledge and using its own processes and having had regard to the TDA's oversight model (supported by Care Quality Commission information, its own information on serious incidents, patterns of complaints, and including any further metrics it chooses to adopt), the trust has, and will keep in place, effective arrangements for the purpose of monitoring and continually improving the quality of healthcare provided to its patients.

1. CLINICAL QUALITY Yes
Indicate compliance. *



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **CLINICAL QUALITY**, that

2. The board is satisfied that plans in place are sufficient to ensure ongoing compliance with the Care Quality Commission's registration requirements.

2. CLINICAL QUALITY Yes
Indicate compliance. *

Page 4 of 16

22% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **CLINICAL QUALITY**, that

3. The board is satisfied that processes and procedures are in place to ensure all medical practitioners providing care on behalf of the trust have met the relevant registration and revalidation requirements.

3. CLINICAL QUALITY Yes
Indicate compliance.

Page 5 of 16

28% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **FINANCE**, that

4. The board is satisfied that the trust shall at all times remain a going concern, as defined by the most up to date accounting standards in force from time to time.

4. FINANCE
Indicate compliance. ▪

Yes

Page 6 of 16

34% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

5. The board will ensure that the trust remains at all times compliant with the NTDA accountability framework and shows regard to the NHS Constitution at all times.

5. GOVERNANCE
Indicate compliance. *

Yes

Page 7 of 16

40% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

6. All current key risks to compliance with the NTDA's Accountability Framework have been identified (raised either internally or by external audit and assessment bodies) and addressed – or there are appropriate action plans in place to address the issues in a timely manner.

6. GOVERNANCE Risk
Indicate compliance. *

Timescale for compliance: *



RESPONSE:

Comment where non-compliant or at risk of non-compliance *



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

7. The board has considered all likely future risks to compliance with the NTDA Accountability Framework and has reviewed appropriate evidence regarding the level of severity, likelihood of a breach occurring and the plans for mitigation of these risks to ensure continued compliance.

7. GOVERNANCE
Indicate compliance. *

Yes

Page 9 of 16

52% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

8. The necessary planning, performance management and corporate and clinical risk management processes and mitigation plans are in place to deliver the annual operating plan, including that all audit committee recommendations accepted by the board are implemented satisfactorily.

8. GOVERNANCE
Indicate compliance. *

Yes

Page 10 of 16

58% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

9. An Annual Governance Statement is in place, and the trust is compliant with the risk management and assurance framework requirements that support the Statement pursuant to the most up to date guidance from HM Treasury (www.hm-treasury.gov.uk).

9. GOVERNANCE Yes
Indicate compliance. *

Page 11 of 16

64% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

10. The Board is satisfied that plans in place are sufficient to ensure ongoing compliance with all existing targets as set out in the NTDA oversight model; and a commitment to comply with all known targets going forward.

10. GOVERNANCE No
Indicate compliance. *

Timescale for compliance: *

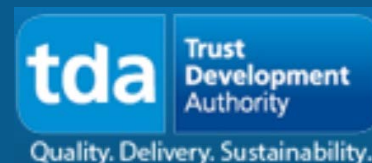


RESPONSE:

Comment where non-compliant or at risk of non-compliance *



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

11. The trust has achieved a minimum of Level 2 performance against the requirements of the Information Governance Toolkit.

11. GOVERNANCE
Indicate compliance. *

Yes

Page 13 of 16

76% Complete

NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

12. The board will ensure that the trust will at all times operate effectively. This includes maintaining its register of interests, ensuring that there are no material conflicts of interest in the board of directors; and that all board positions are filled, or plans are in place to fill any vacancies.

12. GOVERNANCE
Indicate compliance. *

Yes

Page 14 of 16

82% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

13. The board is satisfied that all executive and non-executive directors have the appropriate qualifications, experience and skills to discharge their functions effectively, including setting strategy, monitoring and managing performance and risks, and ensuring management capacity and capability.

13. GOVERNANCE
Indicate compliance. *

Yes

Page 15 of 16

88% Complete



NHS TRUST DEVELOPMENT AUTHORITY



BOARD STATEMENTS:



For **GOVERNANCE**, that

14. The board is satisfied that: the management team has the capacity, capability and experience necessary to deliver the annual operating plan; and the management structure in place is adequate to deliver the annual operating plan.

14. GOVERNANCE
Indicate compliance. *

Yes

Page 16 of 16