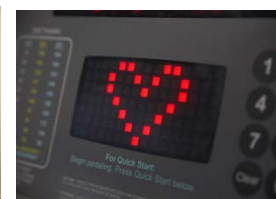
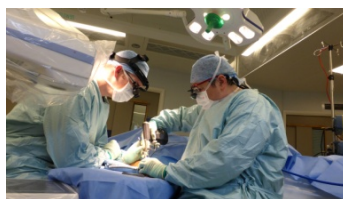


Provider Licence

Tanya Claridge
Director of Governance and Corporate Affairs



What and Why?

- The licence contains important conditions for providers of NHS services.
- These conditions help NHS Improvement to ensure the health sector works for the benefit of patients by:
 - setting prices for NHS-funded care in partnership with NHS England
 - enabling integrated care
 - preventing anti-competitive behaviour that is against the interests of patients
 - supporting NHS commissioners in maintaining service continuity
 - overseeing the way NHS foundation trusts are governed

Conditions

- Section 1 – General Conditions
- Section 2 – Pricing
- Section 3 – Choice and competition
- Section 4 – Integrated care
- Section 5 – Continuity of Services
- Section 6 – NHS foundation trust conditions
- Section 7 – Interpretation and Definitions

Self certification 1

NHS Foundation Trusts are required to self-certify annually whether or not they have complied with the conditions of the NHS provider licence (which itself includes requirements to comply with the National Health Service Act 2006, the Health and Social Care Act 2008, the Health Act 2009, and the Health and Social Care Act 2012, and have regard to the NHS Constitution), have the required resources available if providing commissioner requested services, and have complied with governance requirements.

In addition.....

Self certification 2

- Condition GS6(3) Providers must certify that their Board has taken all precautions necessary to comply with the licence, NHS Act and NHS Constitution. The Foundation Trust is specifically required to publish the declaration for this condition.
- Condition FT4(8) Providers must certify compliance with required governance standards and objectives.
- Section 151(5) of the Health and Social Care Act 2012 Training of Governors Providers must review whether their governors have received enough training and guidance to carry out their roles. It is up to providers how they do this.
- Conditions to support continuity of service (CoS7): allows NHS Improvement to assess whether there is a risk to services and to set out how services will be protected if a provider gets into financial difficulty

Assurance

- Executive Lead for each Condition
- Assurance portfolio presented to Integrated Governance and Risk (April 2019)
- Assurance portfolio and recommended statements reviewed and approved by Board Of Directors (May 2019)