

Self-Certification for NHS Trusts – May 2022

Introduction

Although NHS Trusts are exempted from needing a provider licence, directions from the Secretary of State requires NHS Improvement to ensure that NHS Trusts comply with the conditions equivalent to the licence as it deems appropriate. NHS Trusts are also required to confirm that they have complied with governance requirements.

The Single Oversight Framework (SOF) 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 are required to self-certify under these conditions which are set out in the NHS provider licence. The licence 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 to have regard to the NHS Constitution.

Recommendation

The Board is asked to certify compliance with the following conditions which are required by NHS Improvement under the NHS Provider Licence, Health and Social Care Act 2012 and NHS Constitution with regard to:

- Licence Condition G6 (3) - The provider has taken all precautions necessary to comply with conditions similar to condition G6 (3) of the licence, NHS Acts and NHS Constitution.
- Licence Condition FT4 (8) - The provider has complied with required governance arrangements.

The Board is also asked to authorise the Chair to sign the self-certification on behalf of the Board.

	Confirmed	Not Confirmed
NHS provider licence condition:		
Licence Condition G6 (3) – Following a review for the purpose of paragraph 2(b) of licence condition G6, the Directors of the Licensee are satisfied that, in the Financial Year most recently ended (2021/22), the Licensee took all such precautions as were necessary in order to comply with the conditions of the licence, any requirements imposed on it under the NHS Acts and have had regard to the NHS Constitution.	✓	
Condition FT4 (8) – The provider has complied with governance arrangements as set out in this Condition.	✓	

Further detail on confirmation statements provided above is captured within the Annual Governance Statement as part of the Trust Annual Report for 2021/22. The Audit Committee will be meeting in June 2022 to consider the Annual report.

Signed on Behalf of the Board:

Mary Elford (Chair)

Signature:

A handwritten signature in black ink, appearing to read 'Mary Elford', written in a cursive style.

Date:

18 May 2022