

To:	Trust Board
From:	INTERIM CHIEF EXECUTIVE
Date:	30 AUGUST 2012
CQC regulation:	ALL

Title:	MONTHLY UPDATE REPORT – AUGUST 2012		
Author/Responsible Director: Interim Chief Executive			
Purpose of the Report: To update the Trust Board on topical issues.			
The Report is provided to the Board for:			
Decision			Discussion
Assurance		√	Endorsement
Summary / Key Points:			
The report updates the Board on a number of topical issues, including:-			
<ul style="list-style-type: none"> • key issues this month; • Monitor consultations; • Department of Health consultations; • East Midlands Academic Health Science Network. 			
Recommendations:			
The Trust Board is invited to receive and note this report.			
Strategic Risk Register		Performance KPIs year to date	
N/A		N/A	
Resource Implications (eg Financial, HR)			
N/A			
Assurance Implications			
The report aims to assure the Trust Board on a number of topical issues.			
Patient and Public Involvement (PPI) Implications			
N/A			
Equality Impact			
N/A			
Information exempt from Disclosure			
N/A			
Requirement for further review ? Monthly report to each Trust Board meeting.			

UNIVERSITY HOSPITALS OF LEICESTER NHS TRUST

REPORT TO: TRUST BOARD

DATE: 30 AUGUST 2012

REPORT BY: INTERIM CHIEF EXECUTIVE

SUBJECT: MONTHLY UPDATE REPORT – AUGUST 2012

1. KEY ISSUES

1.1 Key issues to highlight to the Trust Board this month are as follows:-

- the outcome of the Trust's clinical and legal review of the 'Safe and Sustainable' review concerning the future configuration of Children's Congenital Heart Services;
- the progress of ongoing work to update the Trust's Strategic Direction having regard also to the Trust's preparation for its NHS Foundation Trust application;
- the findings of the CQC following their recent unannounced inspection at Leicester Royal Infirmary at the end of June 2012;
- progress on the Trust's preparation for its application for NHS Foundation Trust status.

1.2 Reports on each of the issues identified above feature elsewhere on this agenda.

2. MONITOR CONSULTATIONS

2.1 Monitor's role will change significantly when it takes on a number of new responsibilities as the sector regulator for healthcare.

2.2 Monitor has recently published a number of consultation and guidance documents about different aspects of its future role including:-

- (a) **The New NHS Provider Licence** : the licence will be Monitor's key tool for regulating providers of NHS services. It will set out various conditions providers must meet including those relating to: pricing; preventing anti-competitive behaviour which is against the interests of patients; enabling integrated care; supporting commissioners to maintain service continuity; and the governance of foundation trusts.
- (b) **Guidance for Commissioners on ensuring Continuity of Services : designating Commissioner Requested Services and Protected Services** : this consultation focuses on the draft guidance and sets out

the process Monitor is proposing that Commissioners should follow when deciding which services should be designated as Commissioner Requested Services and protected Services. Monitor's future role includes powers to protect patient services and enable them to continue should a provider become financially unviable. Through the licence, Monitor will keep under review the financial health of providers and take appropriate action if there are warning signs of a provider getting into difficulty. However, Commissioners will have the main responsibility for ensuring the continuity of services in their local area.

- 2.3 The Trust will keep abreast of responses to the consultations via the NHS Confederation and FT Network, respectively.

3. DEPARTMENT OF HEALTH CONSULTATIONS

- 3.1 The Department of Health is also consulting on some areas relating to the new role of Monitor. The Department of Health has issued a consultation entitled 'Protecting and Promoting Patients' Interests – Licensing Providers of NHS Services'.

- 3.2 The issues covered by the proposals include:-

- who will be required to hold a licence from Monitor?
- how can providers challenge proposed changes to licence conditions?
- what is the maximum fine that Monitor could impose for breach of licence conditions?

- 3.3 In addition, the Department of Health has launched a consultation on 'securing best value for NHS patients – requirements for Commissioners to adhere to good procurement practice and protect patient choice'.

- 3.4 The consultation sets out proposals for requirements to:-

- ensure good procurement practice by Commissioners including requirements to act transparently, avoid discrimination and purchase services from the providers best placed to meet patients' needs;
- ensure that Commissioners enable patients to exercise their right to choose as set out in the NHS Constitution;
- prohibit Commissioners from taking actions that restrict competition where this is against patients' interests;
- ensure that Commissioners manage conflicts of interest and that particular interests do not influence their decision-making.

- 3.5 Again, the Trust shall keep abreast of responses to the consultations

and how the proposals develop thereafter through the NHS Confederation and FT Network, respectively.

4. EAST MIDLANDS ACADEMIC HEALTH SCIENCE NETWORK

- 4.1 The Trust Board was briefed at its meeting held on 26th July 2012 (Minute 215/12 refers) on the Trust's participation with a range of other NHS and academic organisations across the East Midlands to register its interest in the creation of an East Midlands Academic Health Science Network.
- 4.2 The East Midlands Academic Health Science Network's expression of interest was submitted on 20th July. This has passed the first hurdle and the emerging Network has been asked to develop and submit a prospectus to further outline its intentions by 30th September 2012.
- 4.3 Representatives from the Trust are involved in the development of the next stage of the application and further details of the application's progress will be reported to the Trust Board in due course.

5. RECOMMENDATION

- 5.1 The Trust Board is invited to receive and note this report.

Jim Birrell
Interim Chief Executive

17th August 2012