

TRUST BOARD IN PUBLIC	Date: 30 May 2013	
	Agenda Item:	
REPORT TITLE:	Single Operating Model (SOM) Self-Certification	
EXECUTIVE SPONSOR:	Gillian Francis-Musanu Director of Corporate Affairs	
REPORT AUTHOR:	Gillian Francis-Musanu Director of Corporate Affairs	
REPORT DISCUSSED PREVIOUSLY: (name of sub-committee/group & date)	Data submitted has been discussed at performance meetings	
Purpose of the Report and Action Required: (√)		
The SOM is a monthly self-certification submission required for all NHS Trusts by the Trust Development Authority (TDA) who is responsible for overseeing the Accountability Framework work for NHS Trust Boards.	Approval	
	Discussion	
	Information/Assurance	√
Summary: (Key Issues)		
The report details the Trust's self-certification which relates to the Trusts performance for the end of March 2013 and details changes to the Monthly Self Certification process implemented by the TDA from April 2013.		
Relationship to Trust Corporate Objectives & Assurance Framework:		
This report is linked to achievement of all Trust corporate objectives and the Assurance Framework.		
Corporate Impact Assessment:		
Legal and regulatory implications	N/A	
Financial implications	As outlined in the financial risk ratings and risk triggers.	
Patient Experience/Engagement	The quality indicators are linked to patient experience.	
Risk & Performance Management	These are highlighted throughout the report.	
NHS Constitution/Equality & Diversity/Communication	N/A	
Attachments:		
SOM spread sheets for March 2013 and new Self Certification Oversight Board and Monitor's Compliance		

TRUST BOARD REPORT – 30 MAY 2013 SINGLE OPERATING MODEL - SELF CERTIFICATION

1. Introduction

The Single Operating Model (SOM) is a monthly self-certification submission required for all NHS Trusts by the Trust Development Authority (TDA) who is responsible for overseeing the performance and Accountability Framework for NHS Trust Boards from 1st April 2013.

2. Changes to the Self Certification Process

The TDA has confirmed changes to the self-certification process for NHS Trusts from May 2013. The SOM template has been replaced by three self-certification declarations consisting of:

- Monitor Licensing Requirements
- Trust Board Governance Declarations
- Progress Towards Foundation Trust Status (yet to be published)

These self-certification declarations also form part of the TDAs Oversight and Escalation Process as detailed in the previously published Accountability Framework for NHS Trust Boards. In addition, the TDA will also be using submission of daily accident and emergency SitReps.

2.1 Board Governance Declarations

The content of the declaration is the same as the previous template apart from removal of the question relating to financial risk ratings.

The Trust was able to confirm compliance with all the declarations within Board Governance self-certification.

2.2 Monitor's Compliance Monthly Data

The Health and Social Care Act 2012 ('the Act') makes changes to the way NHS service providers are regulated and gives Monitor new duties and powers. The Act states that Monitor's main intention will be to protect and promote the interests of people who use healthcare services. Monitor must do this by promoting the provision of healthcare services which are effective, efficient and economic, and which at least maintain, if not improve, the quality of services.

The changes include the introduction of a Monitor licence which sets out various obligations for providers of NHS services. The Act requires all organisations that provide an NHS healthcare service to hold a licence unless exempt under regulations made by the Department of Health (the exemption regulations). NHS foundation trust's have been licensed from April 2013 and other eligible NHS providers from April 2014.

The standard licence conditions are grouped into seven sections:

	Function	Applicability
Section 1	General conditions	This applies to all licence holders
Section 2	Pricing conditions	This will only affect licence holders who provide services covered by the National Tariff
Section 3	Enabling Integrated Pathways conditions	This applies to all licence holders
Section 4	Safeguarding Choice & Competition	This applies to all licence holders
Section 5	Maintaining Service Continuity Conditions	This applies to licence holders who supply Commissioner Requested Services
Section 6	Foundation Trust Governance Conditions	This applies only to NHS FTs
Section 7	Definitions and Notes to the Licence	This applies to all licence holders

This declaration is based on Monitor's new Provider Licence and requires the Trust to confirm compliance against 12 conditions contained within Monitor's new requirements for provider licence as follows:

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.

The Trust was able to confirm compliance with all 12 requirements for the May 2013 return.

3. Conclusion

From 1st April 2013 the TDA have taken over the monthly self-certification review meetings with the Trust.

The Board is asked to note the changes to the self-certification return and the SOM returns submitted in March 2013.

Gillian Francis-Musanu
Director of Corporate Affairs
May 2013