

QVH self-certification 2022

NHS foundation trusts are required to self-certify 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.

The standard NHS licence conditions can be found online [here](#) and cover essential requirements such as registration with the Care Quality Commission, financial reporting and good governance processes.

Commissioner requested services are those services identified by commissioners as needing protection of continuity of service in the NHS provider licence, for example because there is no alternative provider close enough. QVH has five specific commissioner requested services related to the Trust's specialist services, in burns, orthopaedics, ophthalmology (adult and paediatric), and paediatric surgery.

On 20 October 2021, following a referral made by the Trust, QVH received a notice of imposition of additional licence conditions from NHS Improvement under section 111 of the Health and Social Care Act 2012. These related to the need for the Council of Governors to implement arrangements to work effectively with the Board and to ensure that the Trust has sufficient and effective Board leadership, capacity and capability. The notice of imposition of additional licence conditions can be found online [here](#).

At its public meeting on 5 May 2022, the QVH Board of Directors confirmed:

- It had complied with the standard and additional NHS provider licence conditions
- It had taken all precautions necessary to comply with the licence, NHS Acts and NHS Constitution (Condition G6(3))
- It had complied with required governance arrangements (Condition FT4(8))
- It had a reasonable expectation that required resources would be available to deliver the designated Commissioner Requested Services (Condition CoS7(3)) over the next financial year but that specific factors may cast doubt on this

The specific factors referred to above are that the burns service does not meet the national specification and that the Trust is in an underlying deficit position. Both these factors are well understood by commissioners and regulators.

After publication, additional evidence of QVH compliance with the NHS provider licence conditions will be located in the 2021/22 Annual Report and Accounts.