

## ENFIELD AND HARINGEY OVERVIEW AND SCRUTINY COMMITTEES COMMENTS TO THE FOUNDATION TRUST PUBLIC CONSULTATION AND TRUST RESPONSE

	<b>Haringey OSC Comments</b>	<b>Trust response</b>
1	That the outcomes and issues arising from the Equalities Impact Assessment be addressed in the strategic planning of the Trust	The Equalities Impact Assessment forms part of the Trust's equalities agenda and will be managed within Trust policy.
2	The Trust regularly audits and publishes membership data to ensure that it is fully representative of the community which it serves.	One of Monitor requirements for Foundation Trust (FT) authorisation is establishment and maintenance of a representative membership community. Part of the role of the Board of Governors will be responsibility for the Trust's Membership Strategy.
3	That Trust Membership is refreshed and renewed on a periodic basis.	Trust membership will be refreshed and renewed periodically by asking members to renew membership and update their personal details (Data Protection purposes). A member ceases to be a member if s/she opts out or becomes ineligible. The Trust aims to continue to increase membership year on year.
4	That a dedicated and ongoing programme of engagement, awareness raising and member recruitment amongst hard to reach communities is established.	The Trust is required to ensure that membership is representative it is part of the role of the Board of Governors to monitor this. The Foundation Trust Membership and Communication Strategies addresses this issue. The Board of Governors will take responsibility for overseeing and updating the membership Strategy to ensure hard to reach communities are being engaged appropriately.
5	That the Trust makes explicit reference to the ongoing costs of recruiting and maintaining the Membership within its annual accounts.	Cost of recruiting and maintaining membership will also be accessible via FOI requests.
6	That the Trust promotes the active participation of the Membership and develops methods to monitor this.	The Trust is required to encourage active membership and it is part of the role of the Board of Governors to monitor this. Members take an active role in governance by standing for governor and voting in elections.
7	That the composition of the Board of Governors ensures that Patient and Public Governors are in a majority.	There will be 19 public and patient Governors and 32 Governors in total.

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8	That, as a priority, the Board of Governors should develop the constitution for the Trust in collaboration with the Board of Directors.	The Board of Governors cannot develop the Constitution for the Trust-the Constitution has to be in place at point of Governor elections. Variations to the Constitution will be possible post authorisation.
9	A full programme of training should be prepared for Governors once they are elected/ appointed to ensure that they have the necessary skills and expertise to undertake their responsibilities.	A training programme and Governor Handbook will be in place and available for Governors.
10	The Trust consults with other Foundation Trusts in order to develop a model of governance which is both open and transparent.	The Trust is required to have an open and transparent model of governance. This is reflected in the Trust's governance rationale and Constitution. Significant research has been completed and advice taken from Trust lawyers. Governance arrangements will be set out in the Trust's Constitution and will have to satisfy monitor as part of the Foundation Trust application.
11	There should be regular joint meetings of the Board of Governors and the Board of Directors to ensure that the views and representations of the wider Membership are translated in to executive action.	It is the role of the Board of Governors to inform, influence and advise the Board of Directors. Regular joint meetings are not the preferred mechanism adopted by established FTs. The Trust Chairman will determine, and in consultation with the Board of Governors the most effective way to ensure that the views and representations of the wider Membership are translated in to executive action.
12	That the Trust should continue to ensure that service information (financial, service activity data) essential for effective local commissioning is accessible and provided in a timely fashion to Haringey TPCT.	The Trust remains committed to providing timely service information in the format required by the PCT.
13	That the Trust should be an active and committed partner within the Local Strategic Partnership (LAA).	Most acute Trusts will be FTs within a year. Inherent within the FT arrangements is partnership. Foundation Trust status should not impact negatively on local strategic planning and partnership.
14	That the Trust maintains the current level of financial transparency.	The Trust remains committed to maintaining the current level of financial transparency.

	<b>Haringey OSC Comments</b>	<b>Trust response</b>
15	That disposal of non protected capital assets held by the Trust should only be done so under lease and covenanted for ongoing medical / healthcare usage.	<p>The "Foundation Trust Protection of Assets Guidance" requires the Trust's asset register to separately identify;</p> <ol style="list-style-type: none"> <li>1) Protected Assets</li> <li>2) Non-Protected Assets</li> <li>3) Current Protected Assets, but which are due for disposal within the <u>current financial year</u>.</li> </ol> <p>As an NHS FT the Trust will be required to produce an Annual Plan. Within the plan the Trust will identify any changes to protected properties for the following financial year. Assets which are not required for mandatory goods and services are not protected and may be disposed of by NHS FTs' without the approval of Monitor. It is the role of the Board of Governors to inform, influence and advise the Board of Directors if they are not content with how non protected capital assets are to be handled.</p>

	<b>Enfield OSC Comments</b>	<b>Trust response</b>
1	NMUHT to share with Enfield OSC the response from Monitor that confirms FT authorisation and details of any conditions attached.	The Trust agrees to share this information with the OSC.
2	Enfield OSC to receive copies of actions identified by Monitor in the event of any failings identified in the Healthcare Commission's annual performance ratings.	
3	NMUHT to provide to Enfield OSC a detailed account of all services offered (indicating which are essential); where they are presently undertaken; the levels of each activity, the number and grade of staff required for each specialty (with any vacancy levels).	This will need to be agreed with Monitor through the Integrated business plan (IBP) process and published at that point.
4	It is imperative that the Chairman and all members that will sit on decision-making Boards are democratically elected/appointed and that this is done in an open and supported manner by acknowledged due process.	The North Middlesex University Hospital NHS Foundation Trust Constitution addresses appointments and elections. Process will be followed in accordance with the approved and adopted Constitution.
5	The NMUH Trust should hold public meetings in addition to Board meetings and AGMs. Papers, reports including detailed financial reports must all be in the public domain.	<p>Good practice from established Foundation Trusts recommend that Board meetings are more effective if held in private. Board of Governor and Annual General Meetings will be held in public.</p> <p>In the interest of transparency and openness, the Trust will continue to comply with the requirements of the Freedom of Information Act 2000.</p>
6	The LA LINKs and the Trust will need to explore ways of developing effective and meaningful dialogue to ensure that services provided reflect the needs and wishes of the population.	<p>The Trust would like to nominate a public or patient Governor to be a member of the Haringey, Enfield, Islington and Waltham Forest LINKs to help develop effective dialogue.</p> <p>The needs and wishes of the population will also be reflected via the public Governors, who will have a duty to consult their constituents and act as guardians of the Trust on behalf of the users and constituents.</p>

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