

2020/21

Please complete the explanatory information in cell E36

**Declarations required by General condition 6 and Continuity of Service condition 7 of the NHS provider licence**

*The board are required to respond "Confirmed" or "Not confirmed" to the following statements (please select 'not confirmed' if confirming another option). Explanatory information should be provided where required.*

**1 & 2 General condition 6 - Systems for compliance with licence conditions (FTs and NHS trusts)**

1 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, 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.

Confirmed

OK

**3 Continuity of services condition 7 - Availability of Resources (FTs designated CRS only)**

**EITHER:**

3a After making enquiries the Directors of the Licensee have a reasonable expectation that the Licensee will have the Required Resources available to it after taking account distributions which might reasonably be expected to be declared or paid for the period of 12 months referred to in this certificate.

Confirmed

Please fill details in cell E22

**OR**

3b After making enquiries the Directors of the Licensee have a reasonable expectation, subject to what is explained below, that the Licensee will have the Required Resources available to it after taking into account in particular (but without limitation) any distribution which might reasonably be expected to be declared or paid for the period of 12 months referred to in this certificate. However, they would like to draw attention to the following factors (as described in the text box below) which may cast doubt on the ability of the Licensee to provide Commissioner Requested Services.

Please Respond

**OR**

3c In the opinion of the Directors of the Licensee, the Licensee will not have the Required Resources available to it for the period of 12 months referred to in this certificate.

Please Respond

**Statement of main factors taken into account in making the above declaration**

In making the above declaration, the main factors which have been taken into account by the Board of Directors are as follows:

After adjusting for the financial impact of Covid-19, the Trust achieved its financial control total in 2020/21, continuing an excellent track record of achieving or doing better than its plan/control total in recent years. Although the Trust remains in deficit, the Board do not consider that this indicates non-compliance with condition G6 on the basis that the Trust took all such precautions as were necessary in order to comply with the conditions of the licence, and the Trust's financial performance was in line with the improvement trajectory set by NHS Improvement. In respect of CoS7, the Trust has prepared its accounts on a going concern basis and has not identified any material uncertainties in respect of its ability to continue as a going concern. Whilst the Covid-19 pandemic has led to changes in the financial regime, the Trust Board is confident that it will have the necessary financial resources over the next 12 months.

Signed on behalf of the board of directors, and, in the case of Foundation Trusts, having regard to the views of the governors

Signature   
\_\_\_\_\_

Name Alison Davies

Capacity Chair

Date 10 June 2021

Signature   
\_\_\_\_\_

Name Professor Joseph Harrison

Capacity Chief Executive

Date 10 June 2021

Further explanatory information should be provided below where the Board has been unable to confirm declarations under G6.