

Presentation to Nottinghamshire County Council

Health Scrutiny Panel

4th November 2013

Regulatory Requirements – Update on Progress

Paul O'Connor, Chief Executive,
Sherwood Forest Hospitals NHS
Foundation Trust

Monitor Interventions:

Sept 2012: “In Significant Breach of its Terms of Authorisation”

April 2013: “In Breach of its licence”

Translates as: “Suspends the freedom of a FT to operate as an autonomous body”

- Key Board positions
- Monthly Monitoring
- Explicit Improvement Criteria

- Carrot: FT Autonomy
Progress required defined in Monitor's
"Discretionary Requirements"
- Stick: "Failure to develop a solution may lead
Monitor to consider whether it is
appropriate to enact its failure regime"
If it does –
Monitor needs to consider how best to
"protect and promote the needs of
those who need to access healthcare"

So what are the “Discretionary Requirements”?

1. Board and Quality Governance

Driver	–	2012/13 governance failure
Defined	–	Oct 2012, by PWC
Target	–	Action Plan completed by 31 Oct 2013
Progress	–	Good at May 2013, but updated for new Board

2. Financial Governance

Driver	–	2012/13 FRR failure
Defined	–	Oct 2012, by KPMG
Target	–	Action Plan completed by 31 Oct 2013
Progress	–	Good at May 2013, but delivery to take months/years, E&Y commissioned to establish cause and PFI premium

3. Keogh Rapid Response Review

Driver	–	HSMR Mortality outlier
Defined	–	July 2013, by RRR Risk Summit
		- Immediate
		- Urgent
		- All risks
Target	–	Immediate & Urgent completed by 31 Oct 2013
Progress	–	On target

4. CQC

Driver	–	Keogh (& CQC reputation . . .)
Defined	–	September 2013, by CQC
Target	–	Warning notice and all Keogh immediate & urgent actions to 31 Oct 2013
Progress	–	On target

“Special Measures”

11 of 14 Keogh Trusts, including Sherwood Forest

5 key actions:

- Each Trust partnered with high performer
- Action Plans published & updated on NHS Choices
- Improvement Director appointed by and accountable to Monitor
- Continued suspension of FT freedoms to operate as autonomous body
- Leadership of each Trust to be reviewed

Target:

Special Measures lifted

How:

CQC re-inspection (like Keogh RRR) Jan – July 2013

Probable areas:

Keogh immediate & urgent
“Not Inadequate Care”
Leadership capability

Monitor Key Checklist/actions

31 October 2013

Improvement Plan

- Answer the exam question?
- Deliverable?
- Risks?

Commissioner Engagement and Support

4 Regulatory Action Plans progress

Quality Governance Framework

- < 4 = success
- 13 at October 2012
- 6 at August 2013
- 3.5 Target at Q2 self assessment 31 Oct 2013