

**NATIONAL HEALTH SERVICE
ENGLAND**

The NHS Walsall Clinical Commissioning Group Directions 2016

The National Health Service Commissioning Board ("the Board"), in exercise of powers conferred by section 14Z21 of the National Health Service Act 2006 gives the following Directions.

Citation, commencement and application

- (1) These Directions are given to NHS Walsall Clinical Commissioning Group ("Walsall CCG").
- (2) These Directions may be cited as the Walsall CCG Directions 2016 and come into force on 1 September 2016.
- (3) These Directions apply until they are varied or revoked by the Board.

Senior Appointments

- (4) The Board directs that:
 - (a) Walsall CCG shall:
 - i. nominate an Accountable Officer to the Board; and
 - ii. appoint a Chief Operating Officer.
 - (b) The Board will determine the process to be followed to make such a nomination and appointment.
 - (c) The nomination of the Accountable Officer and the appointment of the Chief Operating Officer will be subject to prior approval by the Board.
 - (d) Walsall CCG shall co-operate with the Board regarding the appointment of any Accountable Officer, including but not limited to the prompt provision of information requested by the Board and making senior officers available to meet with the Board.

Exercise of functions

(5) The Board directs that:

- (a) Walsall CCG will will produce a credible financial recovery plan (“Financial Recovery Plan”) which includes but is not limited to:
 - i. how Walsall CCG shall ensure that in the financial year 2016/17 it achieves an in-year deficit of no more than £1.22m and how it will remain in recurrent balance thereafter;
 - ii. confirmation that all facts, figures and projections within the Financial Recovery Plan have been subjected to independent scrutiny by an organisation approved by the Board;
 - iii. a complete analysis of the causes of the current underlying financial position and the reasons for the deterioration in the financial position;
 - iv. a demonstration of clear links to internal budgets, reporting, activity plans, cash plans and contracting;
 - v. a clear risk assessment of the Financial Recovery Plan; and
 - vi. any other requirements stipulated by the Board;
- (b) the Financial Recovery Plan will be subject to the Board’s approval;
- (c) Walsall CCG will implement the Financial Recovery Plan;
- (d) Walsall CCG will co-operate with the Board regarding the implementation of the Financial Recovery Plan including but not limited to the prompt provision of information requested by the Board and making senior officers available to meet with the Board to discuss the Financial Recovery Plan, the implementation and the progress of the same; and
- (e) it may direct Walsall CCG in any other matters relating to the Financial Recovery Plan.

(6) The Board further directs that:-

- (a) A capability and capacity review will be commissioned, the terms of which shall be approved in advance by the Board (“the Capability and Capacity Review”) and which shall include, but shall not be limited to, consideration of future commissioning options for Walsall CCG ;

- (b) Walsall CCG will develop an action plan to be known as the Capability and Capacity Action Plan which shall be approved by the Board and will then:-
 - i. Implement the recommendations in accordance with the Board's instructions; and
 - ii. promptly provide any information, documents and records requested by the Board and make senior officers available to meet with the Board to discuss the Capability and Capacity Action Plan.
- (c) It may direct Walsall CCG in any other matters relating to the Capability and Capacity Action Plan and any variation to it.

(7) The Board further directs that:

- (a) Walsall CCG shall within 6 weeks of the date of these Directions complete the review of its governance arrangements ("the Governance Review") having first obtained the Board's approval of the specification for the review;
- (b) Walsall CCG will implement the recommendations of the Governance Review;
- (c) Walsall CCG will co-operate with the Board regarding the implementation of the Governance Review including but not limited to the prompt provision of information requested by the Board and making senior officers available to meet with the Board to discuss the Governance Review, the implementation of its recommendations and the progress of the same; and
- (d) it may direct Walsall CCG in any other matters relating to the Governance Review.

(8) The Board further directs that:

- (a) Walsall CCG produce a credible performance recovery plan ("the Recovery Plan") in respect of the contract between Walsall CCG and Walsall Healthcare NHS Trust in particular, but not limited to, the referral to treatment; Accident and Emergency and 62 day Cancer and Diagnostics national standards:

- (b) The Board will oversee and supervise Walsall CCG in the production of the CCG's elements of the Recovery Plan which will include, but shall not be limited to, a system improvement plan for Accident and Emergency and CCG plans for demand management, referral management and increased patient choice;
- (c) Walsall CCG will lead the development of the Recovery Plan which shall be provided for approval by the Board by no later than 30th September 2016;
- (d) The Recovery Plan will be subject to the Board's approval;
- (e) Walsall CCG will implement the Recovery Plan and the Board will oversee and supervise such implementation;
- (f) Walsall CCG will co-operate with the Board regarding the Recovery Plan in accordance with this paragraph 8, including but not limited to the prompt provision of information, documents and records requested by the Board and making senior officers available to meet with the Board;
- (g) The Board may direct Walsall CCG in any other matters relating to the Recovery Plan

Executive Team and Senior Appointments

(9) The Board directs that:

- (a) Walsall CCG will notify the Board of the need to make any appointments to its Executive Team or its next tier of management;
- (b) where it considers it necessary to do so, the Board will determine the process to be followed by Walsall CCG in making appointments as referred to in paragraph 9(a).
- (c) the appointment of any person to a position referred to in paragraph 9(a) and the terms of such appointment will be subject to prior approval by the Board; and
- (d) Walsall CCG will co-operate with the Board regarding the appointment of any person in accordance with paragraph 9(a), including but not limited to the prompt provision of information, documents and records requested by the Board and making senior officers available to meet with the Board.

Compliance with these directions

(10) The Board directs that Walsall CCG shall co-operate with the Board regarding the Board's oversight of Walsall CCG's compliance with these Directions, including but not limited to the prompt provision of information requested by the Board and making senior officers available to meet with the Board.

A handwritten signature in black ink, appearing to read 'Simon Stevens', with a horizontal line underneath the name.

Simon Stevens

Chief Executive

NHS Commissioning Board