

NHS ENGLAND DELEGATION AGREEMENT – CONTRACTUAL NOTICE

1. Information about this Contractual Notice

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| Title: | Contractual Notice on Delegation and Joint Working Permissions |
| Date of notice: | <i>[insert date notice is served]</i> |
| Effective date: | 1 July 2022 |
| Duration: | Ongoing – until further notice from NHS England. |
| Delegation Agreement: | This Contractual Notice is a national notice given to all ICBs pursuant to the terms of the standard Delegation Agreement entered into by NHS England and each ICB. |
| Purpose: | This Contractual Notice provides additional detail on the permissions of Integrated Care Boards with respect to their ability to further delegate or jointly arrange their delegated Primary Care and Prescribed Dental functions. |

This Contractual Notice is served by NHS England via email to the ICB's email address for notices stated in clause 1 (Particulars) of the Delegation Agreement.

2. Details and requirements

- 2.1. As from the Effective Date, the following provisions apply to the ICB in exercising its delegated functions (the Primary Care and Prescribed Dental Functions).
- 2.2. Delegation to, or joint working with, NHS providers is not permitted.
- 2.3. Delegation to, or joint working with, all other bodies is subject to written prior approval from NHS England's national team.
- 2.4. An exception to 2.3 is for delegation to, or joint working with, other ICBs, which is freely permitted without approval.
- 2.5. Permitting delegations from a body to whom the ICB has already delegated ('triple delegation') is indefinitely prohibited.

3. General provisions

- 3.1. Any terms defined in the Delegation Agreement shall have the same meaning in this Contractual Notice.
- 3.2. This Contractual Notice is given by NHS England pursuant to clause 7.3 of the Delegation Agreement and takes effect as a variation to the Delegation Agreement.

- 3.3. If there is any conflict between the provisions of this Contractual Notice and the terms of the Delegation Agreement, the provisions of this Contractual Notice shall prevail.
- 3.4. Except as expressly varied by this Contractual Notice, the Delegation Agreement shall remain in full force and effect.
- 3.5. As set out in clause 7.1.2 of the Delegation Agreement, the ICB is required to exercise the Delegated Functions in accordance with this Contractual Notice.

Signed for and on behalf of NHS England:

Name:

Position:

Signature: