

## VARIATION OF TERMS OF ENFORCEMENT UNDERTAKINGS

### LICENSEE:

Hillingdon Hospitals NHS Foundation Trust (“the Licensee”)  
Pield Heath Road  
Uxbridge  
UB8 3NN

### BACKGROUND:

NHS Improvement has accepted enforcement undertakings from the Licensee in July and October 2018 in relation to A&E performance, finance, governance and quality of care. Although there has been action in response to those undertakings, NHS Improvement continues to have reasonable grounds for suspecting that the Trust is in breach of this licence conditions, specifically those relating to governance and quality (see FT4.5). Most recently, in the context of the continuing outbreak of COVID-19 in England, one of the Trust’s hospitals (Hillingdon Hospital) has been closed to emergency ambulances and emergency admissions, following an incident resulting in a large number of staff being required to self-isolate and a number of those staff testing positive for COVID-19. The incident resulted from a serious failure of the trust’s systems and processes for infection control, indicating a further or continuing breach of the Trust’s licence conditions. NHS Improvement considers that further action is necessary to secure that failures to comply with the relevant requirements of the conditions of the Licence do not continue or recur.

### VARIATION:

In this document, “NHS Improvement” means Monitor.

The Licensee and NHS Improvement have agreed the following variation to the terms of the Enforcement Undertakings accepted from the Licensee by NHS Improvement on 18 July 2018:

For paragraph 9 of the Undertakings, substitute the following paragraph:

“9.1 The Trust will work with a Senior Board Advisor who may be appointed by NHS Improvement:

- (a) to assist the Trust’s board and executive team with:
  - i. the management of its response to COVID-19, particularly with regard to its systems and processes for effective infection prevention and control,
  - ii. ensuring that it has the capacity and capability to address failings at the Trust,
  - iii. such other matters as may be agreed with NHS Improvement; and



(b) to advise the Trust and NHS Improvement on steps which could be taken to improve the management of the Trust.

9.2 The Trust must provide the Senior Board Advisor with the staff and other resources as the Advisor may require to perform their role, and co-operate with any additional personnel from outside the Trust which the Advisor may engage to assist the Advisor in relation to the matters specified in paragraph 9.1

**This variation is agreed pursuant to paragraph 11 of Schedule 11 to the Health and Social Care Act 2012 (variation of terms).**

**All other terms of the original Enforcement Undertakings accepted from the Licensee by NHS Improvement on 18 July 2018 and 26 October 2018 remain unchanged.**

**Signed on behalf of the Licensee**

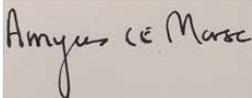
**Signed on behalf of NHS Improvement**

**Name:** Sir Amyas Morse

**Name:** Sir David Sloman

**Position:** Chairman

**Position:** London Regional Director

**Signature:** 

**Signature:** 

**Date:** 20/08/2020

**Date:** 20/08/2020

