

7 February 2018

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██████████  
**By email**  
██

Dear ██████████

### **Request under the Freedom of Information Act 2000 (the “FOI Act”)**

We refer to your email of 11 January 2018 in which you requested information under the FOI Act from NHS Improvement. Since 1 April 2016, Monitor and the NHS Trust Development Authority have been operating as an integrated organisation known as NHS Improvement. For the purposes of this decision, NHS Improvement means Monitor and the TDA.

### **Your request**

You requested the following information:

*“1) Copies of any guidance issued by NHS Improvement to NHS Trusts following publication of Crown Commercial Services Guidance Notes (PPN 05/15 & PPN 03/16) clarifying the statutory disclosure requirements imposed by Regulation 113 (7) of the Public Contracts Regulations 2015?”*

*2) Copies of any/all correspondence received from and replies issued to any NHS Trusts who, in the period from 1 April 2017 to 08 January 2018, contacted NHS Improvement for any form of clarification/guidance regarding disclosure obligations imposed on them by Regulation 113 (7) of the Public Contracts Regulations 2015 an obligation duly confirmed following publication of Crown Commercial Services Guidance Notes PPN 05/15 & PPN 03/16?”*

### **Decision**

NHS Improvement does not hold the information you have requested.

We have not issued any guidance to trusts in furtherance to the CCS guidance. You may want to contact the Crown Commercial Service (CCS) in case they have issued further guidance since their Procurement Policy Notes. Contact information for the CCS can be found in the following link:

<https://www.gov.uk/government/organisations/crown-commercial-service>

## **Review rights**

If you consider that your request for information has not been properly handled or if you are otherwise dissatisfied with the outcome of your request, you can try to resolve this informally with the person who dealt with your request. If you remain dissatisfied, you may seek an internal review within NHS Improvement of the issue or the decision. A senior member of NHS Improvement's staff, who has not previously been involved with your request, will undertake that review.

If you are dissatisfied with the outcome of any internal review, you may complain to the Information Commissioner for a decision on whether your request for information has been dealt with in accordance with the FOI Act.

A request for an internal review should be submitted in writing to FOI Request Reviews, NHS Improvement, Wellington House, 133-155 Waterloo Road, London SE1 8UG or by email to [nhsi.foi@nhs.net](mailto:nhsi.foi@nhs.net).

## **Publication**

Please note that this letter will shortly be published on our website. This is because information disclosed in accordance with the FOI Act is disclosed to the public at large. We will, of course, remove your personal information (e.g. your name and contact details) from the version of the letter published on our website to protect your personal information from general disclosure.

Yours sincerely,

**NHS Improvement**