

**MINUTES OF A MEETING IN COMMON OF THE BOARDS OF NHS ENGLAND AND
NHS IMPROVEMENT HELD ON THURSDAY 28 MARCH 2019 AT 16.00 AT
SKIPTON HOUSE, 80 LONDON ROAD, LONDON SE1 6LH**

Members:

NHS Improvement

Baroness Dido Harding	Chair
Ian Dalton	Chief Executive
Lord Patrick Carter of Coles	Non-Executive Director and Senior Independent Director
Professor Lord Ara Darzi of Denham	Non-Executive Director
Richard Douglas	Vice Chair
Dr Tim Ferris	Non-Executive Director
Stephen Hay	Executive Director of Regulation/Deputy Chief Executive
Ruth May	Executive Director of Nursing
Sir Andrew Morris	Non-Executive Director
Laura Wade-Gery	Non-Executive Director

NHS England

David Prior	Chair
Simon Stevens	Chief Executive Officer
Ian Dodge	National Director for Strategy & Innovation
Noel Gordon	Non-Executive Member
Emily Lawson	National Director for Transformation & Corporate Development
Ruth May	Chief Nursing Officer
Michelle Mitchell	Non-Executive Member
Professor Stephen Powis	National Medical Director
David Roberts	Vice Chair
Joanne Shaw	Non-Executive Member
Matthew Style	Interim Chief Financial Officer
Matthew Swindells	Deputy Chief Executive

In attendance:

Jessica Dahlstrom	Head of Governance
Julian Kelly	Chief Financial Officer from 1 April 2019

1. Welcome and apologies

- 1.1. Apologies for absence had been received from Wendy Becker (Non-Executive Member), Sir David Behan (Associate Non-Executive Director, NHS Improvement), Professor Dame Glynis Breakwell (Non-Executive Director), Kathy McLean (Executive Medical Director/Chief Operating Officer), Wol Kolade (Non-

Executive Director), Elizabeth O'Mahony (Chief Financial Officer, NHS Improvement), and Professor Sir Munir Pirmohamed (Non-Executive Member).

2. Declarations of interest

2.1. No interests were declared over and above those held on record.

3. NHS England Annual Report

3.1. The NHS England Annual Report was presented to the NHS England Audit and Risk Assurance Committee (ARAC) this month and the Board was asked to provide feedback on the emerging content, and to delegate approval of the final report to ARAC.

3.2. Board members commented that there should be consistency between the NHS Improvement and the NHS England Annual Reports and provided feedback on the structure and tone of the document. The impact of NHS England's work in its key areas of activity should be made clear. Thought should be given to the key messages and to how the organisation's values were communicated.

3.3. A discussion took place on whether the Annual Report should include an overview of high-level statistics regarding the health of the nation in future years.

RESOLVED:

3.4. The NHS England Board resolved to delegate authority for approval of the final report to the NHS England Audit and Risk Assurance Committee.

4. Funding the Clinical Negligence Scheme for General Practice from 2019/20 to 2023/24

4.1. The Board noted the funding proposals for the Clinical Negligence Scheme for General Practice (CNSGP). Associated risks were considered. A discussion took place on the transfer of liabilities and assets. The central case had been presented in the paper and upside and downside cases discussed.

4.2. Board members discussed the point in time from which NHS England was assuming the liability. One of the advantages of NHS England taking over the scheme was the opportunity to gather data on the areas of practice where claims were more likely to arise.

RESOLVED:

4.3. The NHS England Board resolved to agree the five-year funding envelope towards the costs of CNSGP as set out in the paper.

5. NHS pensions scheme changes: transitional arrangements from 1 April 2019

5.1. A report was presented setting out NHS pension scheme changes.

RESOLVED:

5.2. The NHS England Board resolved to:

- a. Approve spending the increased mandate adjustment, which was in addition to the allocations approved by the Board on 31 January 2019; and
- b. Approve delegation to the Chief Financial Officer to make payments to the NHS Business Services Authority.

6. Update on NHS Improvement ownership of supply chain company

6.1. The Board received a paper on the proposed acquisition by NHS Improvement of the Supply Chain Company Limited (SCCL). Several issues had been identified in due diligence and it was deemed that this was not the right time for NHS Improvement to take this business on. The proposals would be brought back in due course and it would be important for the Chief Commercial Officer to be in post when SCCL was acquired.

6.2. In the meantime, it would be important to continue to work closely with SCCL and support the development of the organisation. Further thought should be given to NHS Improvement's representation on the SCCL Board and, after acquisition, the Remuneration Committee should be engaged in any remuneration decisions associated with SCCL.

7. Any other business

7.1. There was no other business.

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