

Meeting Committee:	/ Board of Directors	Meeting Date:	27 November 2012
---------------------------	----------------------	----------------------	------------------

This paper is for:	Action/Decision X	Assurance	Information
---------------------------	----------------------	-----------	-------------

Title:	Trust's Constitution
---------------	----------------------

Purpose:	The purpose of this paper is to seek Board approval for an updated trust constitution, which reflects changes as a result of the Health and Social Care Act 2012.
-----------------	---

Summary:	<p>The introduction of the Health and Social Care Act 2012 significantly changes the regulatory and governance landscape for NHS service providers, and has also resulted in changes to the model constitution for NHS Foundation Trusts (FTs).</p> <p>At the September 2012 meeting of the Board of Directors there was a discussion and agreement about a number of changes that impact on the way it and the Council of Governors operates. These were also discussed and agreed at the Council of Governors meeting in October 2012.</p> <p>The trust's constitution has been updated to reflect the outcome of those discussions and the changes introduced to the model constitution.</p> <p>Under the Health and Social Care Act 2012 any changes to an FT's constitution are immediately implemented on their approval by both the Board of Directors and Council of Governors. Monitor is no longer required to approve any changes, but it is expecting to receive a copy of the trust's updated and approved constitution by the end of 2012.</p>
-----------------	--

Prepared By:	Caroline Parnell Company Secretary	Presented By:	Caroline Parnell
---------------------	---------------------------------------	----------------------	------------------

Recommendation:	The Board of Directors is asked to approve the updated constitution and recommend approval to the Council of Governors.
------------------------	---

Implications	Legal X	Financial	Clinical	Strategic	Risk & Assurance
---------------------	------------	-----------	----------	-----------	------------------------

