

REPORT TO:	BOARD OF DIRECTORS
DATE:	8 SEPTEMBER 2017
SUBJECT:	CHAIR'S ACTIONS
BOARD SPONSOR:	CHAIRMAN
PAPER AUTHOR:	ASSISTANT TRUST SECRETARY
PURPOSE:	TO NOTE
APPENDICES:	NONE

BACKGROUND AND EXECUTIVE SUMMARY

There have been no decisions taken by the Chair since the August 2017 Board of Directors meeting.

The Board of Directors have made the following decisions outside of the Board meeting cycle:

Working Capital Facility

NHS Improvement (NHSI) has been considering the form of working capital support that it is willing to provide the Trust over the last few months. NHSI determined the Trust is no longer able to draw on the current working capital facility and will be required to obtain future cash support via an 'uncommitted single currency interim revenue support facility agreement' (ISUCL).

Due to the manner of the changes of support, for governance purposes the Board of Directors was required to authorise the loan support and agree the roles of the Chief Executive Officer and Finance Department in signing documentation, drawing down and paying back these loans. The loan amounts are only agreed on an individual draw down basis, although the Trust wishes to agree through the Board a borrowing requirement that will support it for the foreseeable future.

On the basis set out above, the Board of Directors undertook a virtual sign off process to confirm the following:

- A. Approve the application for the uncommitted interim revenue support facility and associated terms included in, the 'Uncommitted Single Currency Interim Revenue Support Facility Agreement';
- B. Authorise The Chief Executive or Finance Director to execute the Finance Documents for this and further borrowings on its behalf up to a limit of £40M;
- C. Authorise the Finance Director or, Deputy Director of Finance as well as one of the Assistant Directors of Finance to draw down or pay back cash on behalf of the Trust Board; and
- D. Confirm the Trust undertakes to comply with the 'Additional Terms and Conditions'.

A response to NHSI was required by the 6 September 2017. All Board members submitted their support to the recommendations set out above. Queries raised by Board members during this process were clarified by the Finance Department. The Trust's Finance and Performance Committee also considered the detail and implications at its meeting held on 5 September 2017.

One Board member did not approve the loan agreement clause 2. The Trust is required to demonstrate its need for cash support by submitting 13 week daily forecasts to the Department of Health (DH) (via NHSI). It is DH that approves the drawdowns and this has been the case for the last 15 months.

It was noted at the Finance and Performance Committee that the FPC and the Board of Directors will have sight of specific amounts being drawn down on a monthly basis through the finance report.

IDENTIFIED RISKS AND MANAGEMENT ACTIONS:	<ul style="list-style-type: none"> ▪ The Trust will require additional funding from borrowing over the coming year. ▪ The Strategic and Transformation funding for 2017/18 is conditional ▪ Delivery of cash releasing CIPs for 2017/18 is a risk ▪ Agreement and timing of Income receivable from main Commissioners 	
LINKS TO STRATEGIC OBJECTIVES:	Provision: Provide the services people need and do it well.	
LINKS TO STRATEGIC OR CORPORATE RISK REGISTER	By ensuring continuation of supply of essential goods and services.	
RESOURCE IMPLICATIONS:	N/A	
COMMITTEES WHO HAVE CONSIDERED THIS REPORT	N/A	
PRIVACY IMPACT ASSESSMENT: NO		EQUALITY IMPACT ASSESSMENT: NO

RECOMMENDATIONS AND ACTION REQUIRED:
To Note:

- The virtual approval by the Board of Directors of the working capital facility.