

Continuity of Service condition 7 (CoS7): Availability of Resources

Details of Condition

1. The Licensee shall at all times act in a manner calculated to secure that it has, or has access to, the Required Resources*.
2. The Licensee shall not enter into any agreement or undertake any activity which creates a material risk that the Required Resources will not be available to the Licensee.
3. The Licensee, not later than two months from the end of each Financial Year, shall submit to NHS England a certificate as to the availability of the Required Resources for the period of 12 months commencing on the date of the certificate, in one of the following forms:
 - a) “After making enquiries the Directors of the Licensee have a reasonable expectation that the Licensee will have the Required Resources available to it after taking account distributions which might reasonably be expected to be declared or paid for the period of 12 months referred to in this certificate.”
 - b) “After making enquiries the Directors of the Licensee have a reasonable expectation, subject to what is explained below, that the Licensee will have the Required Resources available to it after taking into account in particular (but without limitation) any distribution which might reasonably be expected to be declared or paid for the period of 12 months referred to in this certificate. However, they would like to draw attention to the following factors which may cast doubt on the ability of the Licensee to have access to the required resources”.
 - c) “In the opinion of the Directors of the Licensee, the Licensee will not have the Required Resources available to it for the period of 12 months referred to in this certificate”.

** “Required Resources” means such management resources including clinical leadership / appropriate and accurate information pertinent to the governance of quality / financial resources and financial facilities / personnel / physical and other assets including rights, licences and consents relating to their use / subcontracts / working capital as reasonably would be regarded as sufficient for a Hard to Replace Provider and/or to enable the Licensee at all times to provide the Commissioner Requested Services.*

Self-certification

After making enquiries the Directors of the Licensee have a reasonable expectation that the Licensee will have the Required Resources available to it after taking account distributions which might reasonably be expected to be declared or paid for the period of 12 months referred to in this certificate.

CONFIRMED

Assurance and Evidence

- Going Concern Statement within draft Annual Report and Accounts 2023/24 agreed by consideration by Audit Committee of Going Concern Concept paper on 18 March 2024
- Final Financial Plan 2024/25 approved by Board of Directors 30 April 2024
- Five Year Capital Plan approved by Board of Directors 29 March 2022
- Annual Governance Statement 2023/24 and Board Committee Term of Reference and Annual Reports outlining governance and reporting structure
- External Well-led Review Report 2022
- Management Arrangements describing leadership arrangements (Trust Executive Group, Management Board / Clinical Management Board)
- Quality Governance Policy confirming quality governance arrangements
- Board Assurance Framework
- Board Composition and Skills Audit
- Safer Nursing Care Tool and Care Hours Per Patient Day
- Robust Responsible Officer arrangements for Medical Staff
- Mandatory and Statutory training compliance reporting to Board
- Trust patient services contract(s)

This self-certification is signed by Annette Laban, Chair of Sheffield Teaching Hospitals NHS Foundation Trust on behalf of the Board of Directors

Signed	
Dated	21 May 2024