

15 September 2015

Ms Jane Tomkinson
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Making the health sector
work for patients

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Dear Jane

Q1 2015/16 monitoring of NHS foundation trusts

Our analysis of your Q1 submissions is now complete. Based on this work, the trust's current ratings are:

- Continuity of services risk rating: 3
- Governance rating: Green

These ratings will be published on Monitor's website later in September.

The trust has been assigned a 'Green' governance rating but has failed to meet the RTT target for incomplete pathways for the second quarter. The trust is forecasting compliance with the target from Q2 2015/16.

Monitor uses the above target (among others) as indicators to assess the quality of governance at foundation trusts. A failure by a foundation trust to achieve the targets applicable to it could indicate that the trust is providing health care services in breach of its licence. Accordingly, in such circumstances, Monitor could consider whether to take any regulatory action under the Health and Social Care Act 2012, taking into account as appropriate its published guidance on the licence and enforcement action including its Enforcement Guidance¹ and the Risk Assessment Framework².

We expect the trust to address the issues leading to the target failures and achieve sustainable compliance with the targets promptly. Monitor does not intend to take any further action at this stage, however should these issues not be addressed promptly and effectively, or should any other relevant circumstances arise, we will consider what if any further regulatory action may be appropriate.

¹ www.monitor-nhsft.gov.uk/node/2622

² www.monitor.gov.uk/raf

A report on the FT sector aggregate performance from Q1 2015/16 will be available in due course on our website (in the News, events and publications section) which I hope you will find of interest.

For your information, we will be issuing a press release in due course setting out a summary of the key findings across the FT sector from the Q1 monitoring cycle.

Monitor is currently reviewing the responses of all NHS foundation trusts to David Bennett's letter dated 3 August 2015 as well as the outcome of the contract dispute resolution process. We will be writing to all NHS foundation trusts in due course to inform them of the outcome of our review. As a result, the content of this letter and our regulatory position only relates to our Q1 2015/16 monitoring process.

If you have any queries relating to the above, please contact me by telephone on 0203 747 0474 or by email (Becky.Chantry@Monitor.gov.uk).

Yours sincerely

A handwritten signature in black ink, appearing to read 'B. Chantry'.

Becky Chantry
Senior Regional Manager

cc: Mr Neil Large, Chairman
Mr David Jago, Deputy Chief Executive / Director of Finance