

## The Talbot Trusts – Appointment of Nominated Trustees

Governing Body Meeting

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14 January 2016

<b>Author(s)</b>	Carol Henderson, Committee Administrator / PA to Director of Finance / Gill Newman, Finance Manager
<b>Sponsor</b>	Tim Furness, Director of Delivery
<b>Is your report for Noting / Approval / Consideration</b>	
This report is for approval.	
<b>Audit Requirement</b>	
<p><b>CCG Objective:</b> 5. Organisational development to ensure the CCG can achieve its aims and objectives and meet national requirements.</p> <p><b>Principal Risk:</b> 5.3 Inadequate adherence to principles of good governance and legal framework leading to breach of regulations and consequent reputational or financial damage.</p> <p><b>Is this an existing or additional control:</b> Existing</p>	
<b><u>Equality impact assessment</u></b>	
<b>Have you carried out an Equality Impact Assessment?</b> No	
<b>If not, why not?</b> Not Applicable	
<b><u>PPE Activity</u></b>	
<b>How does your paper support involving patients, carers and the public?</b> Maintains the accountability and transparency of the CCG.	
<b><u>Recommendations</u></b>	
<p>The Governing Body is asked to:</p> <ul style="list-style-type: none"> <li>• Confirm the re-appointment of Mr Ronald D Jones as a Nominated Trustee for a further one year period until 31 December 2016.</li> <li>• Note that, when the Trustees met on 10 December 2015, Dr Brenda Jackson stood down as Chair. Mr Tim Plant, who is a Trustee nominated by another organisation, agreed to take on this role</li> </ul>	

## **The Talbot Trusts – Appointment of Nominated Trustees**

### **Governing Body Meeting**

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#### **1 Introduction**

- 1.1. This report proposes the renewal of an existing trustee appointment that terminated on 31 December 2015.

#### **2. The Talbot Trusts**

- 2.1. The Talbot Trusts are an independent grant-making charity established in 1928 by Frederick John Talbot, a local steelmaker, and his wife Sarah Talbot. The objective of the organisation is “The purpose of relieving persons who are sick, convalescent, disabled, handicapped or infirm”.
- 2.2. The Trusts support health and social needs for the residents of Sheffield, and its immediate surrounding borders, that are (or should be) supported by the statutory services.
- 2.3. Until 1980 the trusts provided assistance solely to the hospitals in Sheffield with grants distributed by social workers within these establishments.
- 2.4. However, when their income increased, the Trusts received approval from the Charities Commission to extend their grant disbursements to other charitable organisations that also provide support for persons who were sick, disabled, handicapped or infirm.
- 2.5. During the 2014/15 financial year, grants totalling £76,804 were approved by the Trustees. These funds were allocated to benefit the following groups:
  - Services for Children
  - Palliative Care Services
  - Learning Disabilities Services
  - Services for the Elderly
  - Services for the Disabled
  - Other

#### **3. GOVERNANCE**

- 3.1. Since their inception, the Trusts have always maintained close links with hospital services, and increasingly, community services in Sheffield. This relationship with the National Health Service has historically been represented through the Sheffield strategy and commissioning organisation(s) having the authority to nominate three of the six Trustees for terms of four years to serve the Trust. This is currently recorded as NHS Sheffield CCG. The three other Trustees are co-opted by the existing Trustees themselves.

- 3.2. The 1988 Charity Commission Scheme provides for the nominated trustees to be appointed by “Sheffield Health Authority, each for a term of four years, at a meeting convened and held according to the ordinary practice of the Health Authority. The person appointed may be but need not be a member of the Health Authority”.
- 3.3. In July 2003 the Charities Commission made an Order, under the power given to it in Section 26 of the Charities Act 1993, authorising an amendment of the above administrative provisions in the governing document of the Talbot Trusts. This amendment provided for the nominated trustees to be appointed by “the Sheffield Primary Care Trusts acting collaboratively”
- 3.4. In 2013 a further amendment was made, under the 1993 Act, and the Sheffield Primary Care Trusts acting collaboratively were replaced by the Sheffield Primary Care Trust
- 3.5. In September 2013, the NHS Sheffield CCG Governing Body gave approval that, with effect from 1 April 2013, the NHS Sheffield Clinical Commissioning Group would agree to take on the role of appointing the Nominated Trustees to the Talbot Trusts, as was previously undertaken by the former Sheffield Primary Care Trust. There is no need to notify the Charities Commission if the requirements are taken over by the ‘successor body’ to the previous organisation.
- 3.7. The CCG has the ability to nominate three of the six Trustees for terms of four years to serve on the Trusts. It should be noted that the only responsibility for the CCG is to nominate trustees and the CCG has no liability as a result of this nomination process
- 3.8. The trustees themselves bear the responsibility for the work of the Talbot Trusts.
- 3.9. The trustees are responsible for their own actions and as a body to their regulator the Charities Commission.

#### **4 Current Appointments**

The NHS Sheffield CCG Nominated Trustees are currently as follows:

- 4.1. The NHS Sheffield CCG Nominated Trustees are currently as follows:
  - Dr Brenda Jackson Appointed until 29/11/2017
  - Mr Ronald D Jones Appointed until 31/12/2015
  - Dr Zak McMurray Appointed until 09/12/2016
- 4.2. The Trustee in question is Mr Ronald D Jones. Mr Jones has expressed his willingness to continue to serve as a Trustee for **one** year and therefore the CCG is requested to consider the renewal of this appointment to 31 December 2016.
- 4.3. The Governing Body is asked to note that, when the Trustees met on 10 December 2015, Dr Brenda Jackson stood down as Chair. Mr Tim Plant, who is a Trustee nominated by another organisation, agreed to take on this role. The Governing Body has no responsibility to approve this appointment.

## **5 Recommendations**

5.1 The Governing Body is asked to:

- Confirm the re-appointment of Mr Ronald D Jones as a Nominated Trustee for a further one year period until 31 December 2016.
- Note that, when the Trustees met on 10 December 2015, Dr Brenda Jackson stood down as Chair. Mr Tim Plant, who is a Trustee nominated by another organisation, agreed to take on this role

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On behalf of Tim Furness, Director of Delivery

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