

COUNCIL OF GOVERNORS' MEETING

11 MAY 2017

Paper Title:	Register of Governor Interests
Lead Director:	Paul Hogg, Trust Secretary
Paper Author:	Stella Jackson, Deputy Trust Secretary
Agenda Item:	14
Presented For:	Information

1. PURPOSE OF THIS PAPER:

Governors are asked to:

- Note the Register of Governor Interests;
- Declare any further interests that are relevant and material to the Council of Governors;
- Inform the Council of Governors if any of the recorded interests are no longer applicable or require updating; and
- Inform the Trust Secretary if they do not meet the requirements of the Fit and Proper Person test.

2. REGISTER OF INTERESTS

Governors are required to comply with the Trust's standards of business conduct and to declare interests that are relevant and material to the Council. Governors were recently provided with a copy of the Register and asked to inform the Deputy Trust Secretary of any changes to their interests. The Register (attached at Annex A) has been updated to reflect responses to this request.

Interests regarded as relevant and material are:

- Directorships, including non-executive directorships held in private companies or PLCs (with the exception of those of dormant companies);
- Ownership or part-ownership of private companies, businesses or consultancies likely or possibly seeking to do business with the NHS;
- Employment with any private company, business or consultancy;
- Significant share holdings (more than 5%) in organisations likely or possibly seeking to do business with the NHS;
- A position of authority in a charity or voluntary organisation in the field of health and social care; or
- Any connection with a voluntary or other organisation contracting for NHS services.

If a Governor has any doubt about the relevance of an interest, they should discuss it with the Chairman who will advise them whether or not to disclose the interest.

The Register of Interests is available for inspection by members of the public and will be reviewed annually by the Council of Governors.

2.1 DECLARATION OF INTERESTS – PROCEDURE TO BE FOLLOWED

The Standing Orders of the Council of Governors provide that the following procedure should be followed:

- At the time Governors' interests are declared, these will be recorded in the Council minutes and entered on a Register of Interests of Governors which is maintained by the Trust Secretary. Any changes in interests should be declared at the next Council meeting following the change occurring.
- During the course of a Council meeting, if a conflict of interest is established, the Governor concerned shall, unless two thirds of those Governors present agree, otherwise withdraw from the meeting and play no part in the relevant discussion or decision.

If Governors hold directorships of companies likely or possibly seeking to do business with the NHS, this information will be published in the Trust's annual report.

There is no requirement for the interests of Governors' spouses or partners to be declared except where a Governor is cohabiting with his spouse or partner, whereby any interest of a spouse or partner in a contract shall be declared.

3. FIT AND PROPER PERSON

The Trust's Licence requires all Governors to be fit and proper in order to hold a public office.

Governors should inform the Trust Secretary immediately should any of the following apply, which may disqualify them from being or continuing to be a Governor:

- You have been adjudged bankrupt or your estate has been sequestrated and (in either case), you have not been discharged.
- You have made a composition or arrangement with, or granted a trust deed for, any creditors and not been discharged in respect of it.
- You are a person who, within the preceding five years, has been convicted of any offence if a sentence of imprisonment (whether suspended or not) for a period of not less than three months (without the option of a fine) was imposed on you.
- You are subject to an unexpired disqualification order made under the Company Directors Disqualification Act 1986.

4. RECOMMENDATIONS:

That the Council of Governors:

- Notes the Register of Governor Interests;
- Declares any further interests which are relevant and material;
- Inform the Council of Governors if any of the recorded interests are no longer applicable or require updating; and
- Informs the Trust Secretary if they do not meet the Fit and Proper Person requirements.