

Annual General Meeting

Subject:	Proposed Amendments to the Constitution		Date: 28th September 2020	
Prepared By:	Shirley A Higginbotham, Director of Corporate Affairs			
Approved By:	Council of Governors and Board of Directors			
Presented By:	Sue Holmes, Lead Governor			
Purpose				
<p>To consider and approve the proposed amendments to the Trusts Constitution as recommended by the Governor Constitution Working Group and as approved by the Council of Governors and Board of Directors</p> <p>To consider and approve the Standing Orders for the Council of Governors and Board of Directors as these documents form part of the constitutional suite of documents for the Trust.</p>			Approval	x
			Assurance	
			Update	
			Consider	
Strategic Objectives				
To provide outstanding care	To promote and support health and wellbeing	To maximise the potential of our workforce	To continuously learn and improve	To achieve better value
x	x	x	x	x
Overall Level of Assurance				
	Significant	Sufficient	Limited	None
		x		
Risks/Issues				
Financial	N/A			
Patient Impact	N/A			
Staff Impact	N/A			
Services	N/A			
Reputational	N/A			
Committees/groups where this item has been presented before				
Approved by Council of Governors 11 th August 2020, Approved by the Board of Directors 3 rd September 2020				
Executive Summary				
<p>The Constitution was last reviewed in 2014, therefore it was agreed to undertake a thorough review of the Constitution to ensure it was fit for purpose in 2020.</p> <p>A working group comprised of seven public and staff governors and the Director of Corporate Affairs was established to take the review forward. The determined changes to be made include:</p> <ul style="list-style-type: none"> The removal of any reference to co-opted governors the view of the group being this had been tried and was not successful and is not a route the governors would wish to pursue in the future, preferring publically elected substantive governors. The public constituencies have also been changed, to incorporate the Derbyshire constituency into the Rest of the East Midlands and increase the number of governor for the Rest of the East Midlands from one to two, the working group thought this appropriate as there was confusion as some areas of Derbyshire were included in the Derbyshire constituency and some in the Rest of East Midlands, it hoped that through combining all of Derbyshire into the Rest of the East Midlands constituency members will have more clarity. 				

- The requirement for two partnership governors was amended to one
- The Volunteer class for staff governors has been removed and replaced with an appointed volunteer governor.
- The number of staff governors for Kings Mill Hospital and Mansfield Community Hospital has been reduced from three to two
- The number of staff governors for Newark Hospital has been reduced from two to one
- A further section 7.13.2.6 has been added to the Roles and Responsibilities of Governors section.

The standing orders for the Council of Governors have been amended to reflect the above changes.

The standing orders for the Board of Directors have been reviewed and updated in some areas but no significant changes.

As the amendments to the Constitution include changes to the constituencies and roles of the Governors, the revised Constitution must be presented to the Annual Members Meeting on 28th September for final approval by the membership.

Changes to the Constitution must be approved by both the Council of Governors and the Board of Directors before presenting to the Annual Members meeting and submitting to NHSI.