

<b>NHS North Cumbria CCG</b>	<b>Agenda Item</b>
<b>3 April 2019</b>	
	<b>7</b>

## Modern Slavery & Human Trafficking Statement 2019/20

<b>Purpose of the Report</b>							
<p>To set out North Cumbria CCG's position in relation to Modern Slavery &amp; Human Trafficking and its commitment for 2019/20.</p> <p>To publish the document on the North Cumbria CCG website with signatures of the CCG's Chair and Chief Officer, endorsing the statement.</p> <p>It is a requirement to review the statement on an annual basis.</p> <p>The principles and commitments in the 2019/20 statement have not been changed.</p>							
<b>Outcome Required:</b>	Approve		Ratify	<b>X</b>	For Discussion		For Information

<b>Recommendation(s):</b>
<p>The Governing Body is asked to acknowledge and endorse the principles as outlined in the attached statement. These principles will in turn be embedded into the commissioning and contractual review and oversight arrangements undertaken by the CCG.</p>

<b>Executive Summary:</b>
<p><b>Key Issues:</b></p> <p>The Modern Slavery Act 2015 introduced changes in UK law focused on increasing transparency in supply chains, to ensure our supply chains are free from modern slavery (that is, slavery, servitude, forced and compulsory labour and human trafficking).</p> <p><b>Key Risks:</b></p> <p>The primary risk is association with NHS Delivery Partners as commissioned by the CCG. There is a need for associated due diligence in all contractual arrangements and reviews of service</p>

delivery.

**Implications/Actions for Public and Patient Engagement:**

The CCG will initially add a provision to its tender documentation which includes the mandatory exclusion of any bidder who has been convicted of an offence under section 1, 2 or 4 of the Modern Slavery Act 2015. The CCG fully supports the Government’s objectives to eradicate modern slavery and human trafficking and will exclude any bidder who has been convicted of an offence under section 1, 2 or 4 of the Modern Slavery Act 2015;

**Financial Impact on the CCG:**

Minimal impact as this can and will be embedded into processes already aligned to ensure compliance with legislative expectations.

<b>Strategic Objective(s) supported by this paper:</b>	<b>Please select (X)</b>
Support quality improvement within existing services including General Practice	X
Commission a range of health services appropriate to Cumbria’s Needs	X
Develop our system leadership role and our effectiveness as a partner	X
Improve our organisation and support our staff to excel	X

<b>Impact assessment:</b> (Including Health, Equality, Diversity and Human Rights)	X
No adverse impacts	

<p><b>Conflicts of Interest</b> Describe any possible Conflicts of interest associated with this paper, and how they will be managed</p>	<p>There are no conflicts of interest for North Cumbria CCG in following the principles as outlined in this statement. It ensures legal compliance with UK immigration and employment legislation.</p> <p>To note: Anna Stabler is currently seconded into NCCCG from NCUHT.</p> <p>This report has been compiled by Safeguarding Professionals in the CCG Nursing and Quality team to ensure no omissions of information pertain to NCUH.</p>
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<b>Lead Director</b>	Anna Stabler, Director of Nursing & Quality, North Cumbria CCG
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<b>Date Report Written</b>	14 March 2019



**North Cumbria**  
Clinical Commissioning Group

# NHS North Cumbria CCG

## Modern Slavery Act and Human Trafficking Statement and Commitment for 2019/20

## Introduction

The Modern Slavery Act 2015 has introduced changes in UK law focused on increasing transparency in supply chains, to ensure our supply chains are free from modern slavery (that is, slavery, servitude, forced and compulsory labour and human trafficking). As both a local leader in commissioning health care services for the population of North Cumbria and as an employer, NHS North Cumbria Clinical Commissioning Group (the CCG) provides the following statement in respect of its commitment to, and efforts in, preventing slavery and human trafficking practices in the supply chain and employment practices.

## 2019 / 20 Statement

NHS North Cumbria Clinical Commissioning Group (the “CCG”) is an NHS organisation set up by the Health and Social Care Act 2012 to organise the delivery of NHS services in England. The CCG:

1. is committed to the highest level of ethical standards and sound governance arrangements and sets high standards of impartiality, integrity and objectivity in relation to the stewardship of public funds and the management of its activities;
2. adopts zero tolerance to corruption and bribery and this policy is endorsed by our CCG Governing Body; and
3. fully supports the Government’s objectives to eradicate modern slavery and human trafficking;
4. calls upon all organisations we engage with to influence their global supply chains by improving transparency and accountability; in order that together we can help the government eradicate the injustice and brutality of modern slavery and human trafficking.

Our Annual Report will provide information to supplement this statement, including details of our activities and supply chains and actions we are taking to support the government.

Signed by:

Chair:

Chief Officer:

Date

Date:

**NHS North Cumbria CCG**

# **MODERN SLAVERY ACT & HUMAN TRAFFICKING COMMITMENT 2019/20**

NHS North Cumbria Clinical Commissioning Group (the “CCG”) is an NHS organisation set up by the Health and Social Care Act 2012 to organise the delivery of NHS services in England. The CCG:

1. engages with a large number of private and public sector organisations in pursuit of its regulatory priorities and investment, procurement and commissioning activities;
2. activities are usually undertaken at arms-length and take place solely in England. The CCG’s priority is to support local Health Providers through effective commissioning using key delivery partners in the public and private sector;
3. also undertakes activities by partnering with local authorities, local Healthwatch and the third sector, and where appropriate, will undertake direct development using approved agencies procured for that purpose.

## **The Due Diligence processes in relation to Modern Slavery and Human Trafficking in the CCG’s Business and Supply Chains**

1. The CCG is committed to ensuring that there is no Modern Slavery or Human Trafficking in its supply chains or in any part of its business.
2. The CCG adheres to the National NHS Employment Checks/Standards. These include checks regarding employees’ UK address, right to work in the UK, and obtaining suitable references.
3. The CCG has in place systems to encourage the reporting of concerns and the protection of whistle blowers. Where possible the CCG builds long standing relationships with its Providers and makes clear its expectations of business behaviour. With regard to national or international supply chains; the CCG expects these entities to have suitable Anti-Slavery and Anti-Human Trafficking policies and processes in place.
4. The CCG’s commissioning powers enable its clients to draw down professional multi-disciplinary services and development expertise. This includes the services of private, public and third sector agencies, along with their associated goods, services and labour-related supply chains.

5. The CCG expects commissioned organisations and other companies it engages with to ensure their goods, materials and labour-related supply chains:
    - Fully comply with the Modern Slavery Act 2015;
    - Are transparent, accountable and auditable; and
    - Are free from ethical ambiguities.
  6. Through this commitment the CCG encourages commissioned organisations and other companies it engages with to read and apply as appropriate the 'Transparency in Supply Chains Consultation Document (Feb 2015) and Government Response (July2015).'
- <https://www.gov.uk/government/consultations/modern-slavery-and-supply-chains>
7. Individuals with evidence of non-compliance with the Modern Slavery Act 2015 in connection with the CCG's supply chains are encouraged to follow the reporting procedure outlined below:

#### **Children and young people under 18 years**

- For concerns about a child or young adult, follow all child protection guidelines and speak to the Designated Safeguarding Lead. Please note that health professionals have a legal obligation to safeguard children who present to them.
- For out of hours, contact the Local Children's Social Services or Police service, specifically highlighting your concern about child trafficking.
- Consider referral to your hospital paediatric team.

Also please ensure Local Safeguarding Children Board Policies are followed where relevant. Follow hyperlink:-

[www.cumbrialscb.com/professionals/policies.asp](http://www.cumbrialscb.com/professionals/policies.asp)

#### **Adults**

- Contact the Salvation Army 24-hour confidential helpline for professional advice and support and referrals on 0300 303 8151, operating 7 days a week.
- Only make referrals if the person is able to give consent and has agreed to the referral.
- Consider using maternity services to admit pregnant women for observation.
- In any circumstance inform the CCGs in the first instance.

## Risk Assessment

The CCG will:

- undertake an assessment using its professional legal, risk and procurement teams to determine its longer term risk exposure;
- establish robust and legal processes that respond to its primary risk associated with NHS Delivery Partners, frameworks of participants and carry out 'due diligence' with any organisation/company with an ambiguous or non-compliant supply chain, if and when needed;
- include the Modern Slavery Act 2015 within its statutory and regulatory Compliance Risk Register to ensure the risk continues to be flagged, assessed and appropriately addressed.

## Risk Mitigation

Contracting with providers is a core function of the CCG. All of its contracting and commissioning staff are suitably qualified and experienced in managing healthcare contracts and will receive appropriate briefing on the requirements of the Modern Slavery Act 2015 (the Act). During 2019/20 the CCG will write to all providers requesting evidence of their plans and arrangements to prevent slavery and human trafficking in their activities and supply chain.

**The CCG will initially:**

- add a provision to its tender documentation which includes the mandatory exclusion of any bidder who has been convicted of an offence under Section 1, 2 or 4 of the Modern Slavery Act 2015. The CCG fully supports the Government's objectives to eradicate modern slavery and human trafficking and will exclude any bidder who has been convicted of an offence under section 1, 2 or 4 of the Modern Slavery Act 2015;
- obtain legal advice and seek to impose in new contracts that it enters into, provisions for termination in the event of a modern slavery or human trafficking compliance breach by the supplier, if and when required.

## Steps to Take – Year 2

1. Management responsibility and general awareness

The CCG will:

- report progress to the Executive Management Team and Governing Body;
- raise awareness of this published statement by notifying organisations that it regularly engages;

- prepare an annual statement.

## 2. Risk assessment

The CCG will commence a review exercise of the statement and commitment against its activities to establish whether the approach the CCG has taken follows emerging best practice by:

- assessing and interpreting any recent or emerging case law and best practice;
- benchmarking its activities against statements and action plans undertaken by similar public and private organisations; and
- re-evaluating the risk of non-compliance as part of its cyclical Compliance Risk Register assessment.

## 3. Risk mitigation

The CCG will:

- act promptly where a compliance breach has been identified or flagged; and
- continue to feed back lessons learned into the compliance risk management process.

**This statement is made pursuant to Section 54 (1) of the Modern Slavery Act 2015 and constitutes the CCG's Modern Slavery and Human Trafficking Statement for the current financial year 2019/20.**

NHS North Cumbria CCG