NHS
The Queen Elizabeth Hospital King's Lynn
NHS Foundation Trust

Request for Urgent Decision under Standing Order 5 Paragraph 5.2

"5.2 Emergency Powers and urgent decisions

The powers which the Board has reserved to itself within these Standing Orders (see Standing Order 2.7) may in emergency or for an urgent decision be exercised by the Chief Executive and the Chairman after having consulted at least two non-executive members. The exercise of such powers by the Chief Executive and Chairman shall be reported to the next formal meeting of the Trust Board for formal noting. In exercising such powers the Chief Executive and Chairman shall be acting as a committee of the Board."

Title: Approval of Short Term Cash Loan for £2.3m

Date of request: 1 November 2018 Authorisation needed by: Mr R Jackson

Request initiated/referred by: Mr R Pearson

1. Summary: The Trust is reliant on loan funding and since existing borrowing facilities have been fully utilised, the Trust needs to apply on a monthly basis for additional loans.
2. Policy Implications: No specific implications on Trust policies.
3. Financial Implications: If this loan is not received the Trust will have to "stretch" creditor payment terms from circa 50 days to circa 64 days to ensure cash availability for payroll and essential clinical supplies.
4. Risk Assessment: Stretching Creditors in excess of 60 days will almost certainly cause a number of suppliers of clinical consumables to cease trading with the Trust as they place our account "on-hold". This means that potentially essential supplies are unavailable or delayed with the consequence of placing patient care at risk.
5. Reason why matter is urgent: The loan documents were issued on the 31st October 2018 and need to be returned immediate to facilitate the drawdown of the loan on the 12th November 2018. The loan documents will only be accepted if they are accompanied with formal confirmation of Board approval and acceptance of the conditions (attached).
6. Consultation No specific consultation

7. Recommendations:

1) Approve the loan request of £2.3 m
2) Approve:
   a. the terms of, and the transactions contemplated by, the finance documents to which it is a party and resolved that it executes the finance documents to which it is a party;
   b. authorise Mr R Jackson or his deputy, Mr R Pearson to execute the finance documents to which it is a party on its behalf; and
   c. authorise Mr R Jackson or his deputy, Mr R Pearson on its behalf to sign and/or dispatch all documents and notices (including, if relevant, any utilisation request and) to be signed and/or dispatched by it under or in connection with the finance documents to which it is party.
   d. Confirm the Trust's (Borrower's) undertaking to comply with the additional terms and conditions (as per Appendix I).

Authorised by:

CEO Mr Jon Green	Signature Date: 5/11/18
Acting Chair Mr David Thomason	Signature Date: 5/11/18

To be reported to the Board on 27th November 2018