

NEWS FLASH

Protect your NHS contract

It may feel right now that COVID-19 is causing you one challenge after another. The ongoing challenge appears to be the position regarding your NHS contract. By now you should have received communication from NHS England stating they will continue to pay the monthly sums due under the contract (subject to deductions to reflect decreased overheads) but accompanied by certain new obligations on you in return.

Conspicuous by its absence is any specific reference to how any clawback will be dealt with.

The communication from NHS England is a variation to your existing contract with the NHS. NHS England are not entitled to vary your contract without your consent. It is therefore vital that you respond to the correspondence. A failure to respond to the correspondence may legally be deemed as your implied acceptance of the proposed variation.

Here at FTA Law we are keen to protect your NHS contract and your position as practice owners, therefore, we are advising that you write back to NHS England setting out the terms upon which you accept the proposed variation. The notice will have to be carefully worded to protect your position later down the line.

If you would like to instruct our litigation team whom are experienced in dispute resolution, to draft this letter on your behalf, please contact **0113 834 6039** or email sonia.bhachu@fta-law.com