



Department  
of Health &  
Social Care



Counter Fraud Authority

# Non-Executive Director - NHS Counter Fraud Authority

Information pack for applicants

**Closing date: Midday on Thursday, 22 May 2025**

**Reference no: VAC-8218**



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# Section 1 – The role

## 1.1 Introduction from the NHS Counter Fraud Authority Interim Chair, Gaon Hart

Thank you for your interest in the role of Non-Executive Director of the NHS Counter Fraud Authority (NHSCFA).

The NHSCFA is a Special Health Authority, tasked to lead the fight against fraud, bribery and corruption in the NHS. We are charged with identifying, investigating and preventing fraud and other economic crime within the NHS and the wider health group. The NHSCFA is independent from other NHS bodies and directly accountable to the Department of Health and Social Care.

We achieve our considerable success by employing experts and leaders in our field, by collaborating and advising with other parts of the NHS, and through empowering all NHS staff to challenge fraud and corruption by putting the interests of the NHS and its patients first.

The NHSCFA works to protect and secure the legitimate use of the NHS budget, which is after all, the public's money. By preventing, protecting and investigating fraud & corruption effectively, we can safeguard the public purse and assist all resources to be used effectively to provide the public with the healthcare they deserve.

Every penny we protect from the hands of criminals, goes directly to the hospitals, nurses and doctors who provide essential services to us all, and Non-Executive Directors play a key role. You will provide sensitive and appropriate check, challenge and support to the organisation and you will be joining an effective and collaborative Board.

We are looking for individuals who can positively contribute and add value to the Board, whatever background, culture, gender, religion, alternative abilities or experience you have. There is no limit to what we feel can add value. For example; as an investigating and intelligence-based organisation we are interested in AI & digital skills; as the employer of an incredibly dedicated staff body, human resources' experience is valuable; and as an Authority that coordinates the fraud response nationally, marketing and communication experience could be beneficial to the Board.

If you believe you have the experience and qualities to contribute to our work and the future development of the NHS Counter Fraud Authority, we very much look forward to hearing from you.

Gaon Hart

Interim Chair of the NHSCFA

## 1.2 Role description and person specification

Ministers are seeking to make 3 appointments to the board of NHSCFA.

### Role description

The Secretary of State wishes to appoint 3 new Non-Executive Directors to the board of the NHS Counter Fraud Authority (NHSCFA).

As a Non-Executive Director of the NHSCFA, you will be responsible for ensuring the sound governance of the NHSCFA, including ensuring robust and effective systems of financial control and risk management are in place. Along with the non-executive team, you will contribute to the development of the strategy and annual objectives.

You will also ensure that the NHSCFA promotes the values of the NHS by setting a high standard for ethics and responsible business. You will build, maintain and enhance the NHSCFA's reputation as an open and independent body that places a high priority upon preventing and detecting fraud and recovering losses where they occur. This will ensure public funds essential to delivering effective patient care, are directed to where they are needed most.

You will play a key role in ensuring that the organisation is focused on providing excellent services and good value for money and enabling the NHSCFA to contribute to the wider aims of the NHS. You will provide appropriate challenge, scrutiny and support at board level, ensuring the NHSCFA is doing all it can to reduce fraud in the NHS and is meeting its obligations related to the [Government Functional Standard GovS 013: Counter Fraud](#).

### Key responsibilities

#### Strategy

- Develop and promote the strategic focus of the NHSCFA through constructive debate and challenge at board level
- Support the maintenance and development of effective relationships with external stakeholders, including member organisations and partner bodies in the health and social care system. Where appropriate, to act as a good ambassador for the NHSCFA
- Help to strengthen the reputation of the NHSCFA through ensuring that it provides timely and relevant expertise to the NHS

#### Performance

- Ensure the board acts in the best interests of the public and other stakeholders and is fully accountable for the services provided and the expenditure of public funds
- Set ambitious targets for all aspects of the NHSCFA's work to ensure that it delivers high quality services, decision making and advice

#### People

- Ensure that the NHSCFA has appropriate policies to promote the interests and training of its staff, so that they can provide an excellent service to customers
- Ensure that the NHSCFA develops and maintains strong working relationships with the Department of Health and Social Care, other health arms-length bodies and other stakeholders at all levels.

## Person specification

The Department of Health and Social Care values and promotes diversity and encourages applications from all sections of the community. The boards of public bodies should reflect the population they are there to serve. Boards also benefit from fresh perspectives, and we are always keen to encourage candidates new to public appointments to consider applying for our roles.

To be considered, you must be able to demonstrate that you have the qualities, skills and experience to meet all the essential criteria for appointment.

### Essential Criteria

- A career record of achievement, with an ability to operate effectively on the board of a high-profile national organisation that operates in a complex system
- An ability to guide the NHSCFA's strategic direction with an ability to analyse complex and sometimes conflicting data and to draw balanced conclusions from information presented to you
- Excellent communication skills with the ability to gain the confidence of senior stakeholders and challenge management recommendations where necessary
- First class team-working skills and the willingness to work in a corporate manner to achieve the NHSCFA's objectives.

### Desirable criteria:

- A data/tech, human resources, legal, counter fraud, investigative or accountancy background.

## Remuneration and status of appointment

The NEDs are remunerated at the standard rate of £7,883 per year.

Remuneration for this role is treated as employment income and will be subject to tax and National Insurance contributions, both of which will be deducted at source under PAYE before you are paid.

You can claim reimbursement for reasonable travel and subsistence costs which are properly and necessarily incurred on official business, in line with the travel and subsistence

policy and rates of the NHSCFA. However, these payments are taxable as earnings and will be subject to tax and national insurance, both of which will be deducted at source under PAYE before you are paid. A copy of the policy and rates can be obtained from the NHSCFA.

This is an office holder appointment and as such it is not subject to the provisions of employment law. You will not be eligible for redundancy pay as you are not an employee. No other arrangements have been made for compensation upon the end of your term of appointment because an office holder who is appointed for a limited duration would have no expectation of serving beyond that period. You will not become a member of the Civil Service and will therefore not attract any benefits under any Civil Service Pension Scheme.

## **Time commitment**

2 to 3 days per month.

## **Location**

Board meetings are held at least six times per annum, scheduled to allow the discharge of all its responsibilities. Meetings are held in London, Coventry, or Newcastle & Virtual.

The location of main office is:

Government Hub  
10 South Colonnade  
Canary Wharf  
London  
E14 4PU

## **Tenure of office**

Ministers will determine the length of the appointment, which will be up to 3 years.

The possibility of re-appointment for a further term is at the discretion of Ministers. There is no automatic presumption of re-appointment and each case is considered on its own merits. Merit will take into account a number of factors including, but not restricted to, the diversity of the current board, the balance of skills and experience it needs in the future, and the performance of an office holder during their first term. Office holders would only serve more than two terms or a total of ten years in post, by exception.

## **Accountability**

NHSCFA NEDs are appointed by the Secretary of State for Health and Social Care and are accountable to the Secretary of State via the NHSCFA Chair for carrying out their duties and for their performance.

## For a discussion about the role

For further information regarding the role of the NHSCFA and the role of a NED please contact:

Name: Georgina Lewis  
Tel: Georgina.Lewis@dhsc.gov.uk  
Email: +447706672658

### 1.3 NHSCFA role and responsibilities

The NHS Counter Fraud Authority (NHSCFA) is a Special Health Authority. NHSCFA was created under section 28 of the National Health Service Act 2006 and established on 1 November 2017, under The NHS Counter Fraud Authority (Establishment, Constitution, and Staff and Other Transfer Provisions) Order 2017. It carries out the Secretary of State's counter fraud functions in respect of the health service in England.

With a resource of around 185 full time staff, for the financial year 2025 to 2026 the arms-length body (ALB) received an indicative non-ringfenced revenue budget allocation of £20.193 million. The NHSCFA Strategic Intelligence Assessment 2024 estimates that the NHS in England is vulnerable to fraud loss of up to £1.316 billion.

The NHSCFA Board is responsible for providing strategic leadership for the organisation and ensuring the NHSCFA can account to Parliament and the public on how it delivers its functions. The NHSCFA published its [Annual report and Accounts 2023 to 2024](#) on the 23 July 2024.

The current NHSCFA strategy covers the period of 2023 to 2026. NHSCFA have begun the process of developing a new strategy which will set out the organisation's priorities for the next 3 years.

# Section 2: The recruitment

## 2.1 Making an application

Thank you for your interest in the appointment of Non-Executive Director.

The Department of Health and Social Care's Public Appointments Team (PAT) is managing this recruitment campaign.

In order to apply you will need to [create an account](#) or [sign in](#) on the "Apply for a public appointment" website. This is a central, online recruitment platform managed by the Cabinet Office, which candidates use to apply for public appointments with any government department or a body which they sponsor.

Once you are logged into your account, click on 'apply for this role' and follow the on-screen instructions.

To apply, all candidates are required to provide:

- a Curriculum Vitae (CV), we ask that you limit your CV to around 2 pages
- a supporting statement (2 page limit) setting out how you meet the criteria for appointment as set out in the person specification for the role
- equality information
- information relating to any outside interests or reputational issues

Guidance on what to include in your CV/supporting statement and tips for applying can be found in the corresponding sections below and on the public appointment website: [Public appointments - GOV.UK](#).

You will be asked to check and confirm your personal details to ensure your application is accurate.

You will also have the opportunity to make a reasonable adjustment request or apply under the Disability Confident Scheme before you submit your application.

You will also be required to make any declarations related to standards in public life and ensuring public confidence in your supporting statement. Further information on this can be found in the relevant section below.

If you are unable to create an account and apply online, or if you have any problems submitting your application online, please contact Ralph Cabrega on 0113 254 5481 or Millie Simpson on 0207 210 5501.

Applications must be received by **midday on Thursday, 22 May 2025**

The Advisory Assessment Panel reserves the right to only consider applications that contain all of the elements you have been asked to provide and which are listed above, and that the applications are received before the published deadline.

In completing an application, please firstly note the following information set out below, in relation to:

- Disqualification from appointment
- Conflicts of interest
- Political activity and social media
- Standards in public life and ensuring public confidence.

## **Disqualification from appointment**

The Cabinet Office sets out the following regarding all public appointments:

In general, you should have the right to work in the UK to be eligible to apply for a public appointment.

The Government expects all holders of public office to work to the highest personal and professional standards. You cannot be considered for a public appointment, which includes this role, if:

- you are disqualified from acting as a company director (under the Company Directors Disqualification Act 1986)
- have an unspent conviction on your criminal record
- your estate has been sequestrated in Scotland or you enter into a debt arrangement programme under Part 1 of the Debt Arrangement and Attachment (Scotland) Act 2002 (asp 17) as the debtor or have, under Scots law, granted a trust deed for creditors.

The Department of Health and Social Care also requires all those appointed by the Secretary of State for Health and Social Care to public appointments, to be a fit and proper person, comparable with the requirements placed on board members in the NHS. As a result, in addition to the above, you must:

- be of good character
- have the qualifications, competence, skills and experience which are necessary for you to carry out your duties
- have not been erased, removed or struck-off any applicable register of professionals maintained by a regulator of healthcare or social work professionals. If you are required to hold a registration with a relevant professional body to carry out your role, you must hold such registration and must have the entitlement to use any professional titles associated with this registration. Where you no longer meet the requirement to hold the registration, and if you are a healthcare professional, social worker or other professional registered with a healthcare or social care regulator, you must inform the regulator in question
- be capable by reason of health of properly performing tasks which are intrinsic to your role, after reasonable adjustments are made
- not be prohibited from holding office (for example, as a result of a directors disqualification order)
- not be on any 'barred' list
- not have been responsible for, contributed to or facilitated any serious misconduct or mismanagement (whether unlawful or not) in the course of carrying on a regulated

activity or providing a service elsewhere which, if provided in England, would be a regulated activity

- within the last five years:
  - not have been convicted of a criminal offence and sentenced to imprisonment of three months or more
  - not have been un-discharged bankrupt nor have been subject to bankruptcy restrictions, or have made arrangement/compositions with creditors and has not discharged

In addition, legislation related to NHSCFA sets out how individuals are disqualified from appointment as a NHSCFA NED, if you:

- work for or hold other certain positions on a health service body or a body which provides services under a commissioning contract, or you are contracted in some capacity to provide services to such a body (health service body means for the purposes of appointing a chairperson: NHSE, a CCG, an NHS Trust, an NHS Foundation Trust, a special health authority, monitor, a combined authority, a combined county authority or local authority in England carrying out functions provided for in the National Health Service Act 2006 (or under arrangements made under sections 13Z, 13ZA, 13ZB, 14Z3A or 75 of it), pursuant to regulations under the Local Democracy, Economic Development and Construction Act 2009 or under the Levelling up and Regeneration Act 2023 or as the case may be, under the Cities and Local Government Devolution Act 2016, CQC, Health Education England, the Health Research Authority, Health and Social Care Information Centre, Human Fertilisation and Embryology Authority, Human Tissue Authority, National Institute for Health and Care Excellence, an executive agency of the Secretary of State for Health and Social Care) or an integrated care board. Health service body for the purposes of appointing a non-officer member other than the chair means all of the above except for an NHS trust or foundation Trust).
- have been dismissed as an employee in the last 5 years (other than by redundancy) from a health service body or a body which provides health services under a commissioning contract.
- had your appointment terminated at any point on certain grounds from other positions on a health service body or from another role on a body which provides health services under a commissioning contract under section 6E of the National health Service Act 2006.
- have been convicted of a criminal offence which constitutes an offence involving fraud, theft, or bribery or have been convicted of any other criminal offence within the previous 5 years and sentenced to imprisonment, or been subject to certain decisions directions by the Competition and Markets Authority under certain sections of the Competition Act 1998 or articles of the Treaty of the Functioning of the European Union or has been a party to an agreement which was the subject of a regulatory or judicial finding or decision.
- are subject to a bankruptcy order or restrictions order.
- are subject to a disqualification order or undertaking in relation to being a company director.

- have been disqualified from being or removed from office as a charity trustee on certain grounds.
- have been refused from inclusion on a list that allows you to provide primary medical, dental, ophthalmic or pharmaceutical services or you have been suspended or removed from such a list on certain grounds.

Also:

- You cannot hold office as a chair or NED of an NHS Trust whilst you are a chair, member, director or employee of the NHS Counter Fraud Authority.
- You cannot hold office as a chair or non-officer member of the NHS Business Services Authority if you are the chair, chief executive or non-officer member of the NHS Counter Fraud Authority.

The above is only intended to act as a summary of the legislation and you should consider the relevant sections of the legislation in full, which are attached for your ease at **Annex A** to this document.

When sending your application online, you will be asked to confirm that the information you have provided is true and correct and that you are eligible to apply for a public appointment. As part of this, you will also confirm that you have read any disqualification criteria for the role, and that you are willing to stand down from any other role/s in order to take up the appointment. If you are currently disqualified from appointment, please provide further details in your supporting letter.

For further advice, please contact Ralph Cabrega on [Ralph.Cabrega@dhsc.gov.uk](mailto:Ralph.Cabrega@dhsc.gov.uk)

## Conflicts of interest

Before you apply you should carefully consider if you or a party related to you have any interests which could lead to a real or perceived conflict of interest if you were to be appointed.

When you apply you will be asked to complete, as part of the 'Outside interests and reputational issues' section, information on the following:

- Financial interests
- Employment, appointments and other outside roles
- Personal interests
- Any other relevant interests or activity.

You should declare anything relevant that you think may call into question your ability to properly discharge the responsibilities of the role you are applying for or may be perceived as having scope to do so by a reasonable member of the public.

Interests may include, (without limitation), any outside personal or business interests, any direct and indirect financial interests (such as shareholdings or share options in individual companies), or any positions of employment, other appointments or other positions of authority, that you or any party related to you have and which may influence your judgement

in performing your public appointment or may be perceived by a reasonable member of the public as having scope to do so. A 'party related to you' could include for example (but without limitation) a spouse/partner, a business partner, a close family member or a person living in the same household as you.

Further help and examples of the types of things which you may need to disclose will be given to you on the relevant pages when you create your account and application on the public appointments application system (gov.uk website).

Many conflicts of interest can be satisfactorily resolved and declaring a potential conflict does not prevent you from being interviewed.

If you are shortlisted, the panel will discuss any potential conflicts with you during your interview, including any proposals you may have to mitigate them, and can record that in their advice to Ministers. If Ministers wish to appoint you, an offer of appointment may be subject to you giving up any unmanageable conflicts of interest.

If offered the role, you will be required to make a Declaration of Interests, which will need to include mitigations approved by the Department, for managing any potential conflicts of interest. Failure to declare a potential conflict of interest may become grounds for withdrawing an offer of appointment.

You will also be required to keep the Declaration up to date throughout the tenure of your appointment. The requirement to declare interests will also be included in your Terms and Conditions of appointment. Failure to disclose an interest, subject to the interest and the circumstances, may become grounds during the tenure of your appointment, for suspension or termination of your appointment.

Subject to the particular interest, you may also be required declare the interest to NHSCFA for inclusion on NHSCFA's published Register of Member Interests.

## **Political activity and social media**

In the same section of your online application, you will also be asked to declare if you have undertaken any political activity for a political party within the last five years and for details of any social media accounts that can be viewed by the public.

### **Political activity**

Political activity information is primarily for monitoring purposes only, however if you are shortlisted for interview, this information will be shared with the Advisory Assessment Panel. The reason for this, is that it is appreciated that such activities may have given you relevant skills, including experience gained from committee work, collective decision-making, resolving conflict and public speaking. If you have had such experience and you consider it relevant to your application for this post, you should also take the opportunity to include it separately in your supporting statement. If possible, you should not, however, identify the relevant political party in your statement.

If you are appointed to this role, please note that any political activity you declare and which meets the criteria for being politically active, as set out in the guidance when applying online,

will be published in accordance with the Governance Code on Public Appointments. Political activity is not a bar to appointment, but it must be declared.

## Social media

You can provide up to five public social media accounts and will be asked for the full URL of each. If you apply for a public appointment and are shortlisted for interview, DHSC will conduct appropriate checks, as part of which we reserve the right to consider anything in the public domain which may relate to your need to meet the requirements of the role to which you have applied and to hold public office. This may include searches of previous public statements and social media, blogs or any other publicly available information. We ask for information about your social media accounts to make sure these checks are carried out accurately.

## Standards in public life and ensuring public confidence

If there are any issues in your personal or professional history that could, if you were appointed, be misconstrued, cause embarrassment to Ministers or NHSCFA or cause public confidence in the appointment to be jeopardised, **it is important that you bring them to the attention of the Advisory Assessment Panel and provide details of the issue/s in your Supporting Statement.**

This should include declaring in your Supporting Statement if:

- you are, or have been, bankrupt or you have made an arrangement with a creditor at any point, including the dates of this
- you are subject to a current police investigation
- there are any previous or pending personal conduct issues where:
  - a complaint/personal conduct issue has either been upheld or partly upheld
  - an investigation that relates at least in part to your personal conduct, is to take place but it is yet to start, or a similar such investigation is underway, but it is yet to conclude
  - a complaint/personal conduct issue is current, but at the time of your application it is yet to be confirmed whether or how it will be investigated further
- there are any possible reputational issues arising from your past actions or public statements that you have made (including through social media and blogs)
- there are any other matters which may mean you may not be able to meet the requirements of the Code of Conduct for Board Members of Public Bodies. You can access this document at: <https://www.gov.uk/government/publications/board-members-of-public-bodies-code-of-conduct>

Alongside your own declaration, we will also conduct due diligence checks, as noted above, on information in the public domain. Your declarations and information from our checks will be shared with the Panel, who may explore any issues with you as part of assessing your application.

Failure to disclose relevant information requested could result in an appointment offer being withdrawn or the appointment being terminated, as the person appointed to this role will be expected to demonstrate the highest standards of corporate and personal conduct and in line with standards set out in the Code of Conduct for Board Members of Public Bodies,

which includes the Seven Principles of Public Life. As part of agreeing to the terms and conditions of appointment you will be expected to agree to meeting the standards set out in this Code.

## CV

We ask that you aim to limit your CV to around 2 pages. Please ensure your CV includes:

- Your full name, title, home address, personal contact telephone numbers (land line and mobile) and personal email address
- Details of your education and qualifications, employment history, directorships, membership of professional bodies and any relevant publications or awards
- Contact details for at least two referees. One referee should be the person to whom you are/were accountable in your current/most recent appointment or position of employment. Please indicate the relationship of each referee to you.
- Brief details of your current or most recent post and the dates you occupied this role, and any past or present Ministerial appointments.

## Supporting Statement

The Supporting Statement is your opportunity to demonstrate how you meet each of the criteria set out in the person specification. You may want to add the essential and/or desirable criteria set out in the role description as subheadings in your statement and provide evidence underneath these. This will help the Advisory Assessment Panel to see how your skills and expertise relate to the role.

Please also set out details regarding any potential reputational issues (see above guidance on Standards in Public life).

Please ensure your full name, the role to which you are applying and the corresponding reference number for the post are clearly noted at the top of your Statement.

Please write all acronyms in full first, **limit your statement to two pages** and type or write clearly in black ink.

**You must inform the department if, during the application and assessment process, your circumstances change in respect to any information that has been or should have been provided by you in your application.**

## Equality Information

You will be asked to complete questions on equality information when completing your application online. If you have previously created an account, the responses from that previous application will be saved. You will have an opportunity to review and edit your responses before you submit an application.

We encourage applications from talented individuals from all backgrounds and across the whole of the United Kingdom. Boards of public bodies are most effective when they reflect the diversity of views of the public they serve.

We collect equality information, including information about applicants' characteristics and educational and professional backgrounds, so that we can make sure we are attracting a broad range of people to these roles and that our recruitment processes are fair for everyone. Without this information, it makes it difficult to see if our outreach is working, if the application process is having an unfair impact on certain groups and whether changes are making a positive difference.

The data you provide is used to produce anonymised management information about the diversity of applicants. You can select "prefer not to say" to any question you do not wish to answer. **The information you provide will not be seen by the Advisory Assessment Panel.**

## **Reasonable adjustments to the application process**

We are committed to making reasonable adjustments to make sure applicants with disabilities, physical or mental health conditions, or other needs are not substantially disadvantaged when applying for public appointments. This can include changing the recruitment process to enable people who wish to apply to do so.

Some examples of adjustments are:

- ensuring that application forms are available in different or accessible formats
- making adaptations to interview locations
- allowing candidates to present their skills and experience in a different way
- giving additional detailed information on the assessment process to allow candidates time to prepare themselves
- allowing support workers to attend interviews, for example sign language interpreters
- making provision for support animals to attend interviews.

When you complete your application online, you will be given the opportunity to tick a box to request reasonable adjustment(s) to the application process at the "check your answers before sending your application" stage.

## **Disability Confident Scheme**

The Department of Health and Social Care values diversity and is committed to equality of opportunity for all and the appointment of disabled people. We are a member of the Disability Confident Scheme, which helps recruit and retain disabled people.

As part of implementing the Scheme, we guarantee an interview to anyone with a disability whose application meets all the essential criteria in the person specification for the role and who has asked that their application is considered under the Scheme. Indicating that you wish your application to be considered under the Scheme will in no way prejudice your application.

### **What do we mean by a disability?**

To be eligible for the Disability Confident Scheme you must have a disability or long-term health condition, which could be physical, sensory or mental and must be expected to last

for at least 12 months. You do not have to be registered as a disabled person to apply under this Scheme.

If you wish to apply under the Scheme, please tick the relevant box at the “check your answers before sending your application” stage of your online application.

## 2.2 The Assessment Process

We will deal with your application as quickly as possible and will advise you of the likely timetable at each stage.

### Planned timetable

- Closing date: Midday on Thursday 22 May 2025
- Shortlisting: Tuesday 17 June
- Interviews: Wednesday 2 and Thursday 3 July

### Advisory Assessment Panel

Advisory Assessment Panels (AAPs) are chosen by Ministers to assist them in their decision-making. Panels include a departmental official and an independent member. For competitions recruiting non-executive members of a board (apart from the Chair), the panel will usually include a representative from the public body concerned, normally the Chair.

AAPs perform a number of functions, including undertaking sifting, carrying out interviews and assessing objectively who meets the published appointment criteria for the role. It is then for the Minister to decide who to appoint to the role.

The panel will include:

- Sean Byrne, Deputy Director, Head of Counter Fraud, as panel chair
- Chair Designate of the NHSCFA
- Catharine Seddon, ARC Chair of the Human Fertilisation and Embryology Authority (HFEA), as an independent panel member

### Assessment

When the advert has closed, we will commission a pre-assessment of candidate applications which will then be provided to the Panel for consideration and to inform the shortlisting process. By applying, you are agreeing to your application being shared with another party for pre-assessment. If they wish to, Ministers can see the full list of candidates and provide their views to the panel ahead of shortlisting.

At the shortlisting meeting the Panel will assess applications against the essential criteria. It is the responsibility of the panel to determine who it believes best meet the criteria for the role, and who should be invited to interview. If you have applied under the Disability Confident Scheme and you meet all the essential criteria, then you will be invited for an interview.

If you apply under the Disability Confident Scheme and you are not shortlisted for interview, we can provide a summary of the assessment of your written application, if you choose to request feedback. However, we regret that due to the volume of applications received, we

are only able to offer feedback to other candidates who have been unsuccessful at the interview stage.

If they wish to, Ministers can see the short list of candidates and provide their views to the panel ahead of interviews.

You will be advised (by e-mail) whether you have been shortlisted. Those shortlisted will be invited to an interview. Interviews will be conducted either face-to-face, normally in central London or by video/teleconference. We will confirm arrangements to shortlisted candidates in due course.

If you are invited to interview and are unable to attend on the set date, then an alternative date can only be offered at the discretion of the Panel.

The Panel will meet again to interview candidates and determine who meets the essential criteria and is therefore appointable to the role. The Panel may share the opening question with you in advance to allow you to prepare your answer. The Panel will go on to question you about your skills and experience, including asking specific questions to assess whether you meet the criteria set out for the post. They will also explore with you any potential conflicts of interest or any other issues arising from your personal and professional history which may impact on an appointment decision (see section 2.1 for further details).

Details of the Panel' assessment of interviewed candidates are provided to Ministers, including whether they have judged a candidate to be appointable to the role. It is then for Ministers to decide who should be appointed.

Ministers may choose to meet with candidates before making a decision. Candidates should therefore be prepared for a short time gap between interview and a final appointment decision being made. Candidates who have been interviewed will be kept informed of progress.

Once the decision on the appointment has been made, interviewed candidates will be advised of the outcome of their application, including whom they may approach for feedback, if they wish. We appreciate it takes a lot of time and effort to apply for roles, and prepare for and attend an interview, and that feedback is a valuable part of the process.

In some circumstances, Ministers may choose not to appoint and to re-run the competition.

## **Offer of appointment**

If you are successful, you will be contacted by officials to inform you of the offer and to ask you to confirm if you would be willing to accept. If you would, then the next steps will be to ask you to complete a Declaration of Interests form, which will be required to be signed-off by you and a senior official. DHSC will also conduct pre-appointment checks.

These checks are conducted on candidates to be appointed, prior to appointment. Your role is only initially offered subject to these checks being satisfactorily completed.

Some of the checks will be run by the department's Public Appointments Team and some will be commissioned by them from the Government Recruitment Service (GRS). Taken as a whole, the checks will include covering the requirements of the fit and proper person test, referred to earlier, and security checks.

The pre-appointment checks cover:

- identity check
- employment history
- references for the last 6 years of your employment
- occupational health assessment (where necessary)
- qualifications
- record of any upheld, ongoing or discontinued disciplinary, complaint, grievance, adverse employee behaviour or whistle-blowing findings
- Disclosure and Barring Service check
- professional registration/revalidation status (where required)
- insolvency check
- declaration of any settlement agreements
- a search of the Companies House register to ensure you are not disqualified as a director
- a search of the Charity Commission's register of removed trustees
- a check with the regulatory body for the NHS and relevant professional bodies where necessary
- social media check
- employment tribunal judgement check
- county court judgement check

### **Identity checks**

The identity checks noted above will require you to initially provide three forms of documentation to verify your identity, and then provide further personal data, by completing an online form. The link to complete this form will be sent separately to you.

### **Rehabilitation of Offenders Act 1974**

This post is subject to an exception order under the provisions of the Rehabilitation of Offenders Act 1974. This stipulates that all previous convictions, including those that are 'spent' must be declared. Previous convictions will not necessarily preclude an individual from appointment but must be declared in writing at the appropriate stage during the recruitment process.

Post holders must hold or be prepared to undergo Security Clearance vetting.

### **References**

We will request two types of references as part of our due diligence process:

- those focused on assessing your fit against the person specification and your ability to meet the requirements of the role. To support that, we require that you provide

contact details for two referees: one from your current or most recent main employer, and one from another suitably qualified person who can make such an assessment. The contact details of both referees should be included in your CV.

- those related to the fit and proper person test. If you are shortlisted, we will ask at that point that you provide the contact details of HR Directors or equivalent for any organisations you have been employed by or have held a Chair or Non-executive Director position with, in the last 6 years. These references will be focused on conduct: we will ask those organisations to confirm if there were or are any misconduct or grievance processes that we should be made aware of. When we request contact details from you, we will share with you the specific questions we will ask of your former employers, and we will seek your permission to approach them.
- Both sets of references described above will only be collected if you have been offered and are willing in principle to accept the role.

### **Occupational Health assessment**

If you are offered an appointment, as part of standard pre-appointment checks, you will be asked a series of questions to ascertain whether you will need to undertake an Occupational Health assessment prior to being appointed. The Occupational Health assessment will determine whether you are fit to deliver the role and if you would need any reasonable adjustments to do so.

### **Appointment**

On completion of your Declaration of Interests and the pre-appointment checks, you will receive a letter from Ministers appointing you as a NED of NHSCFA, which will confirm the terms and conditions on which the appointment is offered.

### **Announcement**

All public appointments are announced on GOV.UK. The announcement is required to include the length of your appointment, the remuneration for the role and whether you have declared any political activity. We will share the draft announcement with you before it is made. A press notice may also be issued.

### **Queries**

For any queries about your application status or the selection process, please contact Ralph Cabrega in DHSC's Public Appointments Team:

Email: [Ralph.Cabrega@dhsc.gov.uk](mailto:Ralph.Cabrega@dhsc.gov.uk)

If you choose to apply, we would like to thank you in advance for your time and effort in making an application.

**You will receive an automated email to confirm your application has been submitted successfully.**

**Following the closing date, you will receive a further email from DHSC's Public Appointments Team confirming next steps in the selection process. If you have not received your application id reference number within 3 working days of the advertised closing date, please contact us quoting reference VAC-8218.**

## **Governance Code on Public Appointments and the Commissioner for Public Appointments**

The Governance Code on Public Appointments, published by the Cabinet Office, sets out the principles that should underpin all public appointments. The Governance Code can be found at:

<https://www.gov.uk/government/publications/governance-code-for-public-appointments>

The regulation of public appointments against the requirements of the Governance Code is carried out by the Commissioner for Public Appointments.

The Commissioner provides independent assurance that public appointments are made in accordance with the principles set out in the Code. The Commissioner is appointed by the Queen and is independent of the Government and the Civil Service. Further information about the role of the Commissioner is available from:

<http://publicappointmentscommissioner.independent.gov.uk>

### **If you are not completely satisfied**

The Department of Health and Social Care will aim to process all applications as quickly as possible and to treat all applicants with courtesy. If you have any complaints about the way your application has been handled, please contact Millie Simpson by emailing [millie.simpson@dhsc.gov.uk](mailto:millie.simpson@dhsc.gov.uk)

If after receiving a comprehensive response from the Department you are still concerned, you can write to the Commissioner for Public Appointments. Please contact:

The Commissioner for Public Appointments  
1 Horse Guards Road  
London SW1A 2HQ  
Tel: 0207 271 8938  
Email: [publicappointments@csc.gov.uk](mailto:publicappointments@csc.gov.uk)

## **2.3 How we will manage your personal information**

Your personal information will be held in accordance with the General Data Protection Regulation. You will not receive unsolicited paper or electronic mail because of sending the Department of Health and Social Care any personal information. No personal information will be passed on to third parties for commercial purposes.

When we ask you for personal information, we promise we will:

- Only ask for what we need, and not collect too much or irrelevant information
- Ensure you know why we need it
- Protect it and insofar as is possible, make sure nobody has access to it who shouldn't
- Ensure you know what choice you have about giving us information
- Make sure we don't keep it longer than necessary
- Only use your information for the purposes you have authorised

We ask that you:

- Provide us with accurate information
- Inform us as soon as possible of any changes, or if you notice mistakes in the information we hold about you

The Department of Health and Social Care will process personal data relating to you in accordance with the Department of Health and Social Care data protection policy at [DHSC privacy notice - GOV.UK \(www.gov.uk\)](#) and the Cabinet Office's data protection policy for public appointments at <https://apply-for-public-appointment.service.gov.uk/privacy>.

If you apply for a post, we will share some of the information you provide with the members of the Advisory Assessment Panel for the post to which you are applying, so that your CV and supporting letter can be assessed.

The equality information you provide will not be used in the selection process and will therefore not be shared with the Advisory Assessment Panel assessing your application at any stage. However, panels may review the political activity response at the interview stage. This in no way acts as a bar to appointment.

The Commissioner for Public Appointments regulates and monitors appointments to public bodies to ensure procedures are fair. The Department of Health and Social Care is required by the Commissioner for Public Appointments to retain information about the people who apply for public appointments within his remit and make this information available to him for audit purposes, if requested to do so. Information you provide in your application may therefore be made available to the Commissioner for Public Appointments and the Commissioner's auditors on a confidential basis to help fulfil either the Commissioner's formal complaints investigation role or for audit purposes.

# Annex A – NHS Counter Fraud Authority Legislation Further Information

## Disqualification

1. A person is disqualified as chair or non-officer member if they hold a position as a chairperson, member, officer, governor or director with, or is employed by, or contracted in any capacity to provide services to:
  - (a) any health service body; or
  - (b) any person or body which is not a health service body but which provides services under a commissioning contract within the meaning of section 6E of the NHS Act 2006.
  
2. A health service body means:
  - (a) NHS England
  - (b) a clinical commissioning group
  - (c) an NHS trust (only relevant for Chair appointments and not for other members)
  - (d) an NHS foundation trust (only relevant for Chair appointments and not for other members)
  - (e) a special health authority
  - (f) Monitor
  - (g) a combined authority, a combined county authority or local authority in England carrying out functions provided for in the NHS Act 2006, pursuant to regulations under the Local Democracy, Economic Development and Construction Act 2009 or under the Levelling up and Regeneration Act 2023 or, as the case may be, an order under the Cities and Local Government Devolution Act 2016 or to arrangements made under section 13Z, 13ZA, 13ZB, 14Z3A or 75 of the NHS Act 2006
  - (h) Care Quality Commission
  - (i) Health Education England
  - (j) Health Research Authority
  - (k) Health and Social Care Information Centre
  - (l) Human Fertilisation and Embryology Authority
  - (m) Human Tissue Authority
  - (n) National Institute for Health and Care Excellence
  - (o) An executive agency of the Secretary of State for Health and Social Care
  - (p) an integrated care board.
  
3. A person will also be disqualified if they:

- (a) Have within the previous five years been convicted in the United Kingdom of any criminal offence not mentioned in sub-paragraph (b) below; and as a consequence of that conviction, been sentenced to a sentence of imprisonment (whether suspended or not); and neither the conviction has been quashed nor the sentence reduced to a sentence other than a sentence of imprisonment (whether suspended or not) on appeal
- (b) Have after attaining the age of 18 years, in respect of acts or omissions occurring on or after the person's attaining the age of 18 years:
  - (i) been convicted in the United Kingdom of any offence or been convicted elsewhere of any offence which, if committed in any part of the United Kingdom would constitute a criminal offence involving fraud, theft or bribery and the conviction has not been quashed on appeal;
  - (ii) been party to an agreement which is the subject of a decision under section 31 of the Competition Act 1998, subject to directions under section 32 or 33 arising from such a decision, including interim directions under section 35 of the Competition and Markets Authority in respect of prohibitions in Chapter 1 or Chapter 2 of Part 1 of the Competition Act 1998, or under Article 101(1) or 102 of the Treaty on the Functioning of the European Union, unless the decision has been successfully appealed under section 46 or 49 (further appeals) of the Competition Act 1998 and appeal proceedings have concluded; or
  - (iii) been subject to, or been party to an agreement which was, the subject of a regulatory or judicial finding or decision, other than one which was successfully reviewed or appealed, in respect of matters similar to those mentioned in para (ii) pursuant to the repealed legislation mentioned in sections 1 and 17 of the Competition Act 1998.
- (c) Are the subject of a bankruptcy order within the meaning of section 381 of the Insolvency Act 1986, or of a bankruptcy restrictions order, or an interim bankruptcy restrictions order under Schedule 4A to the Insolvency Act 1986, or of a debt relief restrictions order, or an interim debt relief restrictions order under Schedule 4ZB to that Act, or is the subject of a bankruptcy restrictions order or an interim bankruptcy restrictions order under Schedule 2A to the Insolvency (Northern Ireland) Order 1989 or sequestration of the person's estate has been awarded and not recalled, or the person is a debtor who has not been discharged within the meaning of the Bankruptcy (Scotland) Act 2016, or is the subject of a bankruptcy restrictions order or interim bankruptcy restrictions order under Part 13 of that Act
- (d) Have been dismissed within the previous five years, otherwise than by reason of redundancy, from any paid employment with a health service body or any person or body which is not a health service body but which provides services under a commissioning contract within the meaning of section 6E of the NHS Act 2006.
- (e) Have had their tenure of office as the chairperson, a member, a director or a governor of a health service body has been terminated on the grounds:

- (i) that it was not in the interests of the health service body or of the health service that the person should continue to hold the office;
  - (ii) of non-attendance at meetings;
  - (iii) of non-disclosure of a pecuniary interest; or
  - (iv) of misbehaviour, misconduct or failure to carry out the duties of the post or position held by the person
- (f) Have had their tenure of office as the chairperson, a member, a director or a governor of any person or body which is not a health service body but which provides services under a commissioning contract within the meaning of section 6E of the NHS Act has been terminated on the grounds of—
  - (i) non-disclosure of a pecuniary interest; or
  - (ii) misbehaviour, misconduct or failure to carry out the duties of the post or position held by the person
- (g) Are subject to a disqualification order or undertaking under the Company Directors Disqualification Act 1986, the Companies (Northern Ireland) Order 1986, the Company Directors Disqualification (Northern Ireland) Order 2002 or to an order made under section 429(2)(b) of the Insolvency Act 1986 (disabilities on revocation of administration order against an individual)
- (h) Have been removed from the office of charity trustee or trustee for a charity by an order made by the Charity Commissioners or the High Court on the grounds of any misconduct or mismanagement in the administration of the charity for which the person was responsible or to which the person was privy, or which was contributed to or facilitated by the person's conduct; or disqualified from being a charity trustee in Scotland pursuant to section 69 of the Charities and Trustee Investment (Scotland) Act 2005;
- (i) Have been refused inclusion in a list maintained pursuant to regulations made under sections 91, 103, 123 or 147A of the NHS Act 2006 by reason of any matter concerning the person's honesty or probity
- (j) Have been included in such a list but that inclusion is suspended or subject to conditions by reason of any matter concerning the person's honesty or probity
- (k) Have been included in such a list but has been removed or contingently removed from that list by reason of any matter concerning the person's honesty or probity
- (l) Have been similarly prevented from providing primary medical, dental ophthalmic or pharmaceutical services elsewhere in the United Kingdom in circumstances corresponding to those set out in paragraphs (i) to (k) in relation to England and in relation to whether a matter concerns the person's honesty or probity, the question, in any case that is disputed by the person concerned, is to be determined by the Secretary of State or, where requested by the Secretary of State in cases not concerning the chairperson's qualification to hold office, the chairperson.

4. An appointee cannot hold simultaneous offices in a number of bodies. These include:

- (a) A person cannot hold office as a chair or non-executive director of an NHS Trust whilst also being a member, director or employee of the NHS Counter Fraud Authority.
- (b) A person cannot hold office as a chair or non-officer member on the board of the NHS Business Services Authority if they are the chair, chief executive or non-officer member of the NHS Counter Fraud Authority

### **Cessation of disqualification**

5. Where a person is disqualified as a result of:

- (a) Having been dismissed within the previous five years, otherwise than by reason of redundancy, from any paid employment with a health service body or any person or body which is not a health service body but which provides services under a commissioning contract within the meaning of section 6E of the NHS Act 2006
- (b) The tenure of office of the person as the chairperson, a member, a director or a governor of a health service body having been terminated on the grounds:
  - i. That it was not in the interests of the health service body or of the health service that the person should continue to hold the office
  - ii. Of non-attendance at meetings
  - iii. Of non-disclosure of a pecuniary interest; or
  - iv. Of misbehaviour, misconduct or failure to carry out the duties of the post or position held by the person.
- (c) The tenure of office of the person as the chairperson, a member, a director, or a governor of any person or body which is not a health service body but which provides services under a commissioning contract within the meaning of section 6E of the NHS Act 2006 has been terminated on the grounds of:
  - i. Non-disclosure of a pecuniary interest; or
  - ii. Misbehaviour, misconduct or failure to carry out the duties of the post or position held by the person
- (d) The person has been removed from the office of charity trustee or trustee for a charity by an order made by the Charity Commissioners or the High Court on the grounds of any misconduct or mismanagement in the administration of the charity for which the person was responsible or to which the person was privy; or which was contributed to or facilitated by the person's conduct or disqualified from being a charity trustee in Scotland pursuant to section 69 of the Charities and Trustees Investment (Scotland) Act 2005;
- (e) The person was
  - i. refused inclusion in a list maintained pursuant to regulations made under sections 91 (persons providing primary medical services), 103 (persons providing primary dental services) 123 (persons performing primary ophthalmic services) or 147A (performers of pharmaceutical services and assistants) of the NHS Act 2006 by reason of any matter concerning the person's honest or probity

- ii. was included in such a list but that inclusion is suspended or subject to conditions by reason of any matter concerning the person's honest or probity
  - iii. was included in such a list but has been removed or contingently from that list by reason of any matter concerning the person's honesty or probity
  - iv. is similarly prevented from providing primary medical, dental, ophthalmic or pharmaceutical services elsewhere in the United Kingdom in circumstances corresponding to those set out in paragraphs (i), (ii), and (iii) in relation to England, and in relation to whether a matter concerns the person's honesty or probity, the question, in any case that is disputed by the person concerned, is to be determined by the Secretary of State or, where requested by the Secretary of State in cases not concerning the chairperson's qualification to hold office, the chairperson.
6. That person may, after the expiry of two years beginning on the date of the dismissal, removal, refusal or suspension (as the case may be), apply in writing to the Secretary of State to remove the disqualification, and the Secretary of State may direct that the disqualification is to cease.
7. Where the Secretary of State refuses an application to remove a disqualification, no further application may be made by that person until the expiry of the period of two years beginning with the date of the application, and this sub-paragraph is to apply to any subsequent application.

### **Notice and Termination**

8. The chairperson or non-officer member may resign by giving notice in writing to the Secretary of State.
9. Where the Secretary of State is of the opinion that it is not in the interests of, or conducive to the good management of, the Authority or of the health service that the chairperson or non-officer member should continue to hold office, the Secretary of State may forthwith terminate the chairperson's or non-officer member's tenure of office by giving the chairperson or that member notice in writing to that effect.
10. If the chairperson or a non-officer member fails to attend three successive meetings of the Authority the Secretary of State must forthwith terminate that person's tenure of office unless satisfied that:
  - (a) the absence was due to a reasonable cause; and
  - (b) the person in question will be able to attend meetings of the Authority within such a period as the Secretary of State considers reasonable.

11. Where a person has been appointed to be the chairperson or a non-officer member, and becomes disqualified for appointment, the chairperson or that member, as the case may be, must notify the Secretary of State in writing of such disqualification.
12. Where it comes to the notice of the Secretary of State that at the time of a person's appointment or later that person was so disqualified, the Secretary of State must forthwith declare that the person in question was not duly appointed and notify that person in writing to that effect, and upon receipt of any such notification, the person's tenure of office, if any, must be terminated, and the person must cease to act as chairperson or member, as the case may be.
13. If the chairman or a member has any pecuniary interest, direct or indirect, in any contract, proposed contract or other matter and is present at any meeting of the Authority at which the contract, proposed contract or other matter is the subject of consideration, they shall at the meeting and as soon as practicable after its commencement, disclose his interest and shall not take part in the consideration or discussion of the contract or other matter or vote on any question with respect to it. If it appears to the Secretary of State that the chairman or a non-officer member has failed to comply with this, they may forthwith terminate that person's tenure of office by giving them notice in writing to that effect.

## **Suspension**

14. The Secretary of State may suspend a chairperson or a non-officer member from office while the Secretary of State considers whether—
  - (a) to remove the appointee from office on the basis:
    - (i) Where the Secretary of State is of the opinion that it is not in the interests of, conducive to the good management of, the Authority or the health service that the chairperson or non-officer member should continue to hold office
    - (ii) If the chairperson or a non-officer member fails to attend three successive meetings of the Authority unless satisfied that the absence was due to a reasonable cause or the person in question will be able to attend meetings of the Authority within such a period as the Secretary of State considers reasonable
    - (iii) If it appears to the Secretary of State that the chairperson or a non-officer member has failed to comply with paragraph 13 above.
  - (b) Or the appointee has become disqualified for appointment as stipulated above at paragraphs 1 to 3, or was so disqualified at the time of appointment, and if so, in the case of disqualification specifically 3(b)(i)(ii) and (iii) whether discretion should be exercised by the Secretary of State that a conviction for an offence of theft or fraud is not to disqualify a person from office if the offence is one it is appropriate to overlook by the reason of the youth of the person at the time of the commission of the offence or the impact of the offence or other mitigating factors.

15. The Secretary of State must give notice in writing to the appointee of the decision to suspend and the suspension takes effect on receipt of such notification.
16. A notice may be delivered in person; in which case the appointee is treated as receiving it when it is delivered; or sent by first class post to the appointee's last known address, in which case the appointee is treated as receiving it on the third day after the day on which it was posted.
17. The initial period of suspension must not exceed 6 months.
18. The Secretary of State may review the appointee's suspension at any time.
19. The Secretary of State must review the appointee's suspension if requested in writing by the appointee to do so, but need not carry out a review less than 3 months after the beginning of the initial period of suspension.
20. A review must take into account any representations made by the appointee.
21. Following a review, the Secretary of State may revoke the suspension; or suspend the appointee for another period of not more than 6 months from the expiry of the current period.
22. The Secretary of State must revoke the suspension if at any time the Secretary of State decides that:
  - (a) there are no grounds to remove the chairperson or non-officer member from office under paragraphs 9, 10, or 13 above
  - (b) there are such grounds but the Secretary of State does not remove the appointee from office as chairperson or non-officer member, as the case may be, under these provisions; or
  - (c) the appointee is not disqualified for appointment under paragraphs 1 to 3 above.

### **Suspension of chairperson and appointment of Vice Chairperson**

23. Where a chairperson is suspended, if a vice chairperson has been appointed that appointment will cease to have effect. The Secretary of State may re-appoint that vice chairman, or another non-officer member to be the vice-chairperson. The appointment of a vice chairperson is to be for a period, not exceeding the shorter of:
  - (a) the period for which the chairperson is suspended; and
  - (b) the remainder of the non-officer member's term as a member of the Authority.
24. When the period for which a person is appointed as vice-chairperson expires, the Secretary of State may re-appoint that person, or appoint another non-officer member as vice-chairperson.

### **Notice of Vice Chairperson**

25. A vice chairperson may at any time resign from the office of vice-chairperson by giving notice in writing to the Secretary of State. Any notice is to take effect on the date specified within the notice or on the date that the notice is received by the Secretary of State.

### **Termination of Vice Chairperson**

26. A person's appointment as vice chairperson may be terminated if it's in the opinion of the Secretary of State that it's in the Authority's best interests for another non-officer member to take up the role.

27. If a vice chairperson resigns or their appointment is terminated the Secretary of State may appoint another non-officer member as vice-chairperson.

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