

Our Ref: Q3 17 82

23 January 2018

PRIVATE AND CONFIDENTIAL

Dr Somashekar Binnamangala
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Dear Dr Binnamangala

Thank you for your request for information under the Freedom of Information Act 2000.

Further to my acknowledgement letter of 27 December 2017, I note your request and I can confirm that the Trust holds all of the information you have requested and I am able to release it (with exemptions) as follows:

1. *The minutes, records, notes and emails relating to the discussions with HMRC referred to in Pippa Moger's letter of 11 October 2017 to Locum Agencies.*
2. *The in depth review of off-payroll engagements referred to in Pippa Moger's letter of 11 October 2017.*

Following telephone conversations and participation in a webinar session with NHS Improvement and HMRC regarding IR35, Somerset Partnership NHS Foundation Trust explored its medical locum engagements in further detail, identifying the fundamental principles that have to be met in all cases.

Additional discussions were made with HMRC regarding these principles and the Trust subsequently determined the IR35 legislation applied to all medical locums. No minutes, records, notes or e-mails were taken during the Trusts' discussions with HMRC.

If you require further assistance or clarification to any part of this reply please quote the reference number and contact the Corporate Governance Directorate on 01278 432000 or contact Dawn Godfrey, FOI & Complaints Officer, directly on 01278 432084 or via e-mail at FOI@sompar.nhs.uk - I hope this reply is helpful and thank you for your request.

Yours sincerely



PHIL BRICE

Director of Governance and Corporate Development

If you are unsatisfied with this response, you can write to the Chief Executive at the address supplied at the top of the letter; please quote the reference number. If you remain dissatisfied with the response you receive from the Trust you retain the right to progress any complaint under section 50 of the Freedom of Information Act 2000 by writing to the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF.

Chairman: Stephen Ladyman Chief Executive: Peter Lewis

