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Key words	Questions regarding Brooksons/+us
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Attachments	No

Freedom of Information Act Disclosure log - Reply Extract

You asked

Following the announcement from HMRC requiring VAT be paid on agency doctors supplied to the trust by Brooksons/+us, can you confirm;

1. **Whether agency doctors are still being, (a) mandated to or, (b) requested to work through the Brooksons/+us shell arrangement?**

Yes – requested.

2. **Whether the trust intends to seek compensation for breach of contract by Brooksons/+us and /or rely on any indemnity provided by Brooksons/+us should HMRC seek to recover backdated taxes?**

The Trust will take legal advice on this point at a later date if necessary.

3. **Whether nationally procured contracts endorsed by NHS Improvement and HM Treasury will now be used by locum services from one or more agencies or a neutral vendor?**

The Trust is currently investigating and considering its options.

4. **Whether the trust intends to use a newly modified service with the same provider to try to continue to avoid or mitigate VAT, and please share any legal and tax advice that you have sought?**

The Trust is currently investigating and considering its options.

5. **Whether the trust considers the contract with this provider is void on the basis that the contract specification can no longer be met and any changes proposed to the supply model would be so material as to render it void?**

The Trust is currently in discussions with the current provider on this point.

Attachments included: No