



# Federations

There are many reasons practices come together to form a federation. Whether your decision to federate is driven by necessity, income growth or pan-population service provision, a federation is a valuable piece of the “primary care at scale” puzzle.

If you are considering a federation or if you have a federation already established Capsticks’ specialist commercial team can provide you with unparalleled, practical legal advice.

## Getting started

When you begin the process of forming a federation you will be faced with a range of corporate structure options. Choosing the best vehicle for your federation is crucial in ensuring that you obtain maximum benefit from the available contracting and sub-contracting routes, maintain eligibility for the NHS Pension scheme and achieve wider stakeholder involvement.

Our lawyers will guide you through the regulatory and commercial issues you need to consider to make sure that the structure you choose is fit for purpose and considers all aspects of your new business including, decision making, voting, eligibility and the distribution of profits and of capital. We can also discuss the incorporation of social enterprise values.

We will be with you throughout the process from an initial meeting through to your inaugural board meeting.

## Ongoing support

Once your federation has been formed, we will advise you on your journey from fledgling organisation to a robust, well governed commercial organisation. We provide federations with continuing support and advice such as:

### 1. Corporate governance

We can provide advice on the appropriate policies and procedures you need to ensure robust governance. We can provide your board with tools and training programmes to enable your board to act as a cohesive unit.

### 2. Commercial contracts

We can advise, negotiate and prepare commercial contracts, whether this is advice on a commissioner contract, putting in place sub-contracts or other supplier contracts.

### 3. NHS Pensions

Having access to the NHS Pension Scheme is an important consideration for a federation. We have extensive experience in navigating federations through this complex area to ensure they are operating within the rules necessary to give them their desired level of access to the scheme.

### 4. Support

As your federation grows, its needs and requirements will change. Capsticks can provide ongoing support dealing with changes to your constitution, the make-up of the membership or the board, joiners and leavers and the federation’s relationships with third parties.

If you would like to find out more then please contact one of the team below:



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