

John Hendy QC

From: John Hendy QC
Sent: 02 April 2009 20:01
To: 'consultations@ccpanel.gsi.gov.uk'
Subject: FW: CO-OPERATION AND COMPETITION PANEL consultation

Dear Sirs,
 I wish to respond to the consultation.

Respondent Details (Please provide details of a single point of contact for your response)

Title	Mr
Full Name	John Hendy QC, FRSM
Organisation	
Your Role	
Address (including postcode)	
Email Address	
Phone Contact	

Date of response: 2nd April 2009	Closing date: 30 April 2009 at 5pm
<p>Confidentiality: Information provided in response to this consultation, including personal information, may be published or disclosed in accordance with the access to information regimes (these are primarily the Freedom of Information Act 2000 (FOIA), the Data Protection Act 1998 (DPA) and the Environmental Information Regulations 2004).</p> <p>If you want the information that you provide to be treated as confidential, please be aware that, under the FOIA, there is a statutory Code of Practice with which public authorities must comply and which deals, amongst other things, with obligations of confidence. In view of this, it would be helpful if you could explain to us why you regard the information that you have provided to be confidential. If we receive a request for disclosure of the information we will take full account of your request, but we cannot give an assurance that confidentiality can be maintained. An automatic confidentiality disclaimer generated by your IT system will not, of itself, be regarded as binding on the Department.</p> <p>The Department will process your personal data in accordance with the DPA and, in the majority of circumstances, this will mean that your personal data will not be disclosed to third parties.</p>	

I wish to ensure that:

1. the alternative of a publicly led service is included in consultations about future tenders.
2. competition is eradicated in favour of co-operation since duplication of resources is economically efficient, and the benefits of competition in healthcare are utterly unproven.
3. the tendering process will be fair and transparent, with no discrimination against NHS organisations in favour of either commercial or voluntary bodies or social enterprises.
4. the public will be consulted on an ongoing basis about local tenders e.g. via local involvement networks (LINKs).
5. the Panel will foster co-operation not only between commissioners and providers, but also between providers, a hope expressed by Richard Taylor MP in a debate in Parliament on 24 February.

Yours faithfully,