BMA Law “Locality Pro-Forma PCN” package – what’s included

Expert support in helping you develop your contracts. We offer a package price that covers legal and accountancy support in drawing up pro forma versions of the Network Agreement for adaptation and use in a specific locality (eg covering an LMC, CCG or Federation geography) in connection with the following models:

- a lead practice PCN model; and/or
- a model whereby service delivery is provided by a GP Federation. (“the Models”)

Please note: As a pro forma service, one precedent document will be provided to a locality lead; each individual PCN will need to mould the precedent document(s) and take their own legal and accountancy advice to ensure that the operating model, legal structure and ultimate agreement they create from the pro forma is suitable for their specific needs. This additional service can be provided separately to the individual practices if it is requested.

The specific package we offer is:

(i) **Fact finding.** Issuing and providing reasonable support in answering a questionnaire to draw out:

a. answers to enable us to draw up a pro forma version of the locally determined parts of the Network Agreement (excluding any specifics that will be relevant to individual PCNs) for the Two Models. This will cover:

   i. Decision making and meetings (this includes how decisions are taking, whether there is a board type structure etc.)
   ii. Financial arrangements (including, for instance, the split of liabilities, indemnities, accounts etc.)
   iii. Workforce arrangements
   iv. Dispute resolution
   v. Data sharing
   vi. Exit routes
   vii. Appointment method for clinical directors

   Note: the Network Agreement as a document is split in two. The front end contains those terms that are nationally set which aren’t capable of being changed (albeit many can be supplemented) whilst the back end contains various schedules that will be locally determined.

(ii) **Tax review.** (via accountants we will work with) Considering the pro forma Network Agreement(s) from a VAT, accounting and tax perspective to ensure, to the fullest extent possible when creating a pro forma, that the agreements do not create any tax, accountancy or VAT implications.

(iii) **Drafting.** Draft of the locally determined Network Agreement with a succinct report for circulation to those looking to use and bespoke this to meet their needs. Addressing required changes to the draft Network Agreements to achieve a final form.

The package price we will offer is **£10,000 per pro forma** *(covering tax and accountancy advice in respect of the same). This enables localities to decide whether to establish a pro forma for either one or indeed both of the Models.

* Please note: (i) all prices quoted are BMA member rates (assume at least one member exist within the constituent practices), (ii) all prices are exclusive of VAT and any disbursements, (iii) all prices assume that the service will be handled remotely, and no physical meetings will be required (an additional charge will be applied if any such meetings are required), (iv) the prices quoted will be subject to a limit on the number of hours spent
on the legal aspects and separately on the accountancy aspects equivalent to the price payable, (v) the prices quoted assume that we liaise with, and take instructions from, a central contact, (vi) any support over and above that identified will be hourly rated unless otherwise agreed, (vii) the Models referred to in this document are not to be considered the only options for operating a PCN, other models are available and may (depending on the specific circumstances) be more appropriate for specific PCNs, and (viii) the documents created are to be used in an agreed locality only and not further.