Hints and tips for GOS Contracts

Health Service Body
In GOS forms you may be asked:
"Please can you indicate if you have elected to be a health care body. "

The contract says the following.
"This will ensure that your details are entered onto the correct contract template."

Part 3 of the NHS contract asks whether you are electing to be a health service body. It says:
"The Contractor has not elected to be regarded as a *health service body* for the purposes of section 9 of the *Act*. Accordingly, this Contract is not an *NHS contract*."

Definition of health service body is below
"Where the contract is an *NHS contract*, it is not enforceable in the courts but instead is subject to the dispute resolution procedures set out in Part 18 of the Contract and Part 6 of Schedule 1 to *the Regulations*. Therefore, the Contract must specify
whether or not the Contractor has elected to be regarded as a *health service body*, and if it has, th e Contractor must indicate that the Contract is *an NHScontract."*

Answer received from Sector Bodies:
"If you choose to become a health service body, in the event of a dispute between your practice and the area team, you will be required to use the NHS dispute resolution procedure. If you choose not to become a health service body, you still have this option, but can also pursue a non-NHS dispute resolution procedure. Therefore, we normally advice members against applying to become a health service body. In any case, you are free to change your mind by notifying the area team at any time, after the contact has been agreed. Whichever option you choose, you will still be able to provide GOS."