



Resolution

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December 2023
FOI_6297

The following information was requested on 28 November 2023:

Under the Freedom of Information Act, I would like to request the following information-

1. Number of claims made for 'failure/delay in diagnosis' and/or 'wrong diagnosis' for the following years and by NHS trust:

2022 - 2023
2021 - 2022
2020 - 2021
2019 - 2020
2018 - 2019
2017 - 2018
2016 - 2017
2015 - 2016
2014 - 2015
2013 - 2014

2. Please provide information, year-wise on the incorrect diagnoses received by patients. What conditions were misdiagnosed or experienced delays in detection?

3. Value of claims successfully closed or settled, including periodical payment orders from 2013 to 2023 where the Primary Cause is failure/delay in diagnosis or wrong diagnosis.

4. Please include claims related to mental health between 2013-2023 and their outcomes.

Our Response

Please find attached the requested information we are able to provide. This information only covers England and not the rest of the UK.

Please note: We have recently changed the way we report on our FOIs to align better with our published documents. Streamlining our reporting on FOIs with our annual published reports may mean a variation in snapshot dates. This means this data may not align with previous similar requests and it may not be possible for you to compare this information with a previous request. For further information, please refer to <https://resolution.nhs.uk/resources/understanding-nhs-resolution-data>.

Claims notified/received in any given year will often relate to incidents that have occurred many years prior. Due to the nature of clinical negligence claims and the level of investigation needed to bring them to a resolution, claims received and notified in a

specific year may take years to settle and close. They are not guaranteed to be settled and closed in the same year. As such, there will be a time gap between incident and claim closure.

Due to the way in which data is extracted, it is also possible that the same claim may appear more than once in a dataset, across different year groups e.g. where the case has been closed (as nil damages payment), challenged, reopened and closed again at conclusion.

Please also note that the data shows a variation in the number of claims received during this period. This is a reflection of the nature of individual claims received by NHS Resolution, which can vary significantly. As such, these fluctuations cannot be interpreted as trends.

The data shows variation in numbers of cases closed per year and costs attributed to those claims. This is a reflection of the nature of individual claims received and resolved by NHS Resolution, which can vary significantly. As such, these fluctuations cannot be interpreted as trends.

Table 1 shows: - Number of Clinical Claims and Incidents received between financial years 2013/14 and 2022/23 where the Primary cause is '**Failure/Delay Diagnosis**' or '**Wrong Diagnosis**', broken down by year.

Table 2 shows: - Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is '**Failure/Delay Diagnosis**' or '**Wrong Diagnosis**', broken down by Year. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

Table 3 shows: - Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is '**Failure/Delay Diagnosis**' or '**Wrong Diagnosis**', broken down by Organisation (with 5 or more claims). The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

Please note Claims recorded against the Department of Health and Social Care (showing as Department of Health) include liabilities arising from defunct NHS organisations, which transferred to the Secretary of State for Health and Social Care when those organisations were abolished. These also include NHS clinical negligence claims made against current and former GP members of medical defence organisations (currently MDDUS and MPS only) in respect of liabilities incurred before 1 April 2019. These are managed under ELSGP. Please see our website for details ([Existing Liabilities Scheme for General Practice - NHS Resolution](#)).

Please note: this table should not be interpreted as a league table. Larger member organisations and those which provide more complex treatments may receive more claims than smaller organisations or those providing low risk care. Inevitably, different institutions face different levels of risk because of the variations in the nature and complexity of the procedures they perform.

Table 4 shows: - Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is '**Failure/Delay Diagnosis**' or '**Wrong Diagnosis**', broken down by Primary Injury. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

Table 5 shows: - Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with **NIL** damages paid, where the Primary cause is '**Failure/Delay Diagnosis**' or '**Wrong Diagnosis**'.

Table 6 shows: - Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or '**Wrong Diagnosis**' and Specialty is ' **Psychiatry/Mental Health**' or '**Community Mental Health Services**'.

Table 7 shows: - Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with **NIL** damages paid, where the Primary cause is '**Failure/Delay Diagnosis**' or '**Wrong Diagnosis**' and Specialty is ' **Psychiatry/Mental Health** or '**Community Mental Health Services**'.

PPOs

The information disclosed includes damages and costs paid up to the end of the settlement year (in Periodical payment order (PPO) cases) and up to the end of the closure year in non-PPO cases.

PPOs are an agreement between the parties, to pay an initial lump sum and regular future payments (PPO damages) related to the injured party's ongoing needs, usually care for life i.e., a percentage of the full value of the claim is paid at the point of settlement (lump sum damages) with the balance paid at regular intervals over subsequent years. The information disclosed includes lump sum damages, costs and any PPO damages paid up to the end of the year of settlement. It does not include PPO damages, which have been committed to but due to be paid after the settlement year.

Low figures

We have not provided the information for low figures involved or the names of Trusts with fewer than 5 claims, as we believe that disclosure of information with this level of

granularity is exempt under Section 40(2) by virtue of section 40(3A)(a) of the FOI Act, where disclosure to a member of the public would contravene one or more of the data protection principles. The data protection principles are set out in Article 5 of the General Data Protection Regulation. We take the view that it would not be fair or lawful (given the sensitive and confidential nature of the information held) to disclose such information and any disclosure would therefore contravene the first data protection principle.

In some instances, the low numbers of claims (fewer than 5) in each category, the likelihood exists that individuals who are the subject of this information may be identified either from this information alone, or in combination with other available information. In addition to this, as this information is considered to be sensitive personal data (the data subjects' medical condition); NHS Resolution believes it has a greater responsibility to protect those individuals' identities, as disclosure could potentially cause damage and/or distress to those involved.

In terms of **Q2** of your request: *Please provide information, year-wise on the incorrect diagnoses received by patients. What conditions were misdiagnosed or experienced delays in detection?*

We are unable to provide this with information without manually interrogating individual claims files. Therefore, we estimate that the cost of complying with the request in its entirety would exceed the 'appropriate limit'. Section 12(1) of the FOIA is a provision which allows a public authority to refuse to comply with a request for information where the cost of compliance is estimated to exceed a set limit (known as the 'appropriate limit'). The 'appropriate limit' for NHS Resolution is £450. This equates to 18 hours of work at the rate of £25 per hour set out in the 'Fees Regulations'.

We have also included in the attached table 4 which shows the primary injury of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis'. We hope this meets part of Q2.

Further to our obligations to provide advice and assistance, you may find it helpful to review the work of the [Getting It Right First Time team](#) with whom NHS Resolution has been working with to undertake in-depth analysis of our claims data. They have produced a number of [reports](#) from analysing our claims data, which has been shared following approval of the confidentiality advisory group to the use of confidential patient information for this purpose.

Please refer to [Understanding NHS Resolution data](#) guidance for further details on how our Claims database is categorised.

This concludes our response to your request.

If you are not satisfied with the service that you have received in response to your information request, it is open to you to make a complaint and request a formal review of our decisions. If you choose to do this, you should write to [Tinku Mitra](#), Deputy Director of Corporate and Information Governance, Data Protection Officer for NHS Resolution, within 28 days of your receipt of this reply. Reviews of decisions made in relation to information requests are carried out by a person who was not involved in the original decision-making about the request.

If you are not content with the outcome of your complaint, you may apply directly to the Information Commissioner for a review of the decision. Generally, the Information Commissioner will not make a decision unless you have exhausted the local complaints procedure. The address of the Information Commissioner's Office is:

Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

<https://ico.org.uk/>

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NB: Number of claims fewer than 5 (and any associated values, within the same row) are masked with a "#" (in accordance with Data Protection guidelines). Accordingly, some total values may also be approximated to prevent masked values to be deduced through reverse calculation.

Table 1: Number of Clinical Claims and Incidents received between financial years 2013/14 and 2022/23 where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Year.

Table 2: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Year. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

Table 3: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Organisation. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

Table 4: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Primary Injury. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

Table 5: Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis'.

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NB: Number of claims fewer than 5 (and any associated values, within the same row) are masked with a "#" (in accordance with Data Protection guidelines). Accordingly, some total values may also be approximated to prevent masked values to be deduced through reverse calculation.

Table 6: Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis' and Specialty is ' Psychiatry/Mental Health or 'Comm Mental Servs'.

Table 7: Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis' and Specialty is ' Psychiatry/Mental Health or 'Comm Mental Servs'.

Table 1: Number of Clinical Claims and Incidents received between financial years 2013/14 and 2022/23 where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Year.

FOI View Clinical	Notified Clinical
Primary Cause	
-----Notification Year	No. of Claims
Failure/Delay Diagnosis	19,888
2013/14	1,899
2014/15	1,785
2015/16	1,795
2016/17	1,729
2017/18	1,756
2018/19	1,818
2019/20	2,010
2020/21	2,541
2021/22	2,343
2022/23	2,212
Wrong Diagnosis	1,434
2013/14	197
2014/15	139
2015/16	157
2016/17	154
2017/18	148
2018/19	127
2019/20	119
2020/21	116
2021/22	128
2022/23	149
Grand Total	21,322

Table 2: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Year. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	Damages Paid

Primary Cause -----Year of Closure (Settlement Year for PPOs)	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Failure/Delay Diagnosis	11,974	1,699,699,119	186,542,618	740,433,294	2,626,675,031
2013/14	1,016	145,277,874	13,745,404	56,268,269	215,291,547
2014/15	1,023	130,192,938	13,201,496	51,816,134	195,210,568
2015/16	989	114,875,919	14,198,916	60,441,747	189,516,582
2016/17	1,226	124,054,962	17,361,243	78,023,694	219,439,898
2017/18	1,189	155,732,630	19,450,985	83,462,901	258,646,516
2018/19	1,105	181,992,874	17,728,367	73,313,024	273,034,265
2019/20	1,338	183,499,107	20,599,395	77,152,148	281,250,651
2020/21	1,143	152,529,974	18,029,422	62,877,818	233,437,214
2021/22	1,447	229,796,035	25,232,019	93,782,940	348,810,994
2022/23	1,498	281,746,806	26,995,370	103,294,620	412,036,796
Wrong Diagnosis	997	80,713,019	8,775,886	38,724,123	128,213,028
2013/14	113	4,712,978	709,285	3,203,475	8,625,738
2014/15	128	10,660,992	853,039	3,461,024	14,975,055
2015/16	90	6,885,280	631,993	3,240,882	10,758,155
2016/17	129	6,329,988	841,122	4,703,883	11,874,994
2017/18	120	5,992,223	990,245	4,521,367	11,503,836
2018/19	85	9,878,473	1,030,721	4,066,107	14,975,301
2019/20	91	4,889,815	603,357	2,648,718	8,141,889
2020/21	79	7,573,209	929,748	3,453,681	11,956,638
2021/22	84	10,657,097	1,208,510	5,082,889	16,948,495
2022/23	78	13,132,964	977,866	4,342,096	18,452,927
Grand Total	12,971	1,780,412,138	195,318,504	779,157,417	2,754,888,059

Table 3: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Organisation. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

FOI View Clinical Claim Outcome	Closed Settled Clinical Damages Paid				
Primary Cause -----Organisation	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Failure/Delay Diagnosis					
Fewer than 5 claims (106 Organisations)	192	21,093,797	2,541,369	9,599,818	34,795,528
Department of Health					
ELSGP	334	29,342,280	4,498,130	16,918,027	50,758,438
DH CL	141	35,084,202	4,113,973	13,236,427	52,434,603
CNST	#	#	#	#	#
ELS	#	#	#	#	#
United Lincolnshire Hospitals NHS Trust	205	16,897,433	2,262,912	9,041,283	28,201,628
Pennine Acute Hospitals NHS Trust (The)	200	21,537,464	2,391,096	9,612,404	33,540,963
Nottingham University Hospitals NHS Trust	198	40,640,799	3,889,834	11,160,526	55,691,158
Mid Yorkshire Hospitals NHS Trust (The)	197	19,393,822	2,475,045	11,216,136	33,085,002
County Durham and Darlington NHS Foundation Trust	195	13,504,355	2,562,189	10,849,220	26,915,764
University Hospitals Birmingham NHS Foundation Trust	183	24,426,888	3,107,481	9,900,831	37,435,200
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	182	20,599,741	1,681,519	8,244,509	30,525,769
Barts Health NHS Trust	158	28,579,385	2,855,147	11,708,275	43,142,807
University Hospitals of Leicester NHS Trust	136	23,388,590	2,586,062	8,344,299	34,318,951
Barking, Havering and Redbridge University Hospitals NHS Trust	131	11,327,580	2,186,855	8,388,225	21,902,660
The Leeds Teaching Hospitals NHS Trust	130	10,980,877	1,741,558	7,337,358	20,059,792
Worcestershire Acute Hospitals NHS Trust	130	23,720,136	1,987,153	7,648,133	33,355,422
Sandwell & West Birmingham Hospitals NHS Trust	125	8,478,616	1,728,900	7,089,998	17,297,513
East Kent Hospitals University NHS Foundation Trust	124	10,983,635	1,473,911	6,974,667	19,432,212
Barnsley Hospital NHS Foundation Trust	124	16,376,464	2,155,827	8,027,873	26,560,164
NHS Commissioning Board	123	5,644,697	1,076,964	4,729,009	11,450,669
Lewisham & Greenwich NHS Trust	122	22,220,890	2,500,285	8,390,868	33,112,043
Royal Free London NHS Foundation Trust	121	30,184,599	2,569,448	10,171,074	42,925,122
Royal Cornwall Hospitals NHS Trust	118	12,738,059	1,687,225	6,398,331	20,823,615
University Hospitals Coventry & Warwickshire NHS Trust	117	18,358,961	1,449,124	5,810,548	25,618,633
Calderdale & Huddersfield NHS Foundation Trust	116	10,654,439	1,049,841	5,122,231	16,826,511
Hull & East Yorkshire Hospitals NHS Trust	116	6,626,221	900,755	4,329,856	11,856,832
University Hospitals of Derby and Burton NHS Foundation Trust	113	14,578,738	1,530,336	5,507,195	21,616,269
King's College Hospital NHS Foundation Trust	113	24,944,194	3,247,421	13,393,457	41,585,072
Heart of England NHS Foundation Trust	107	5,986,351	914,612	4,415,667	11,316,630
Shrewsbury and Telford Hospital NHS Trust	103	12,580,561	1,647,675	6,595,100	20,823,336
South Tees Hospitals NHS Foundation Trust	100	10,081,149	1,514,982	6,064,438	17,660,569
East and North Hertfordshire NHS Trust	99	23,383,041	2,122,930	8,189,022	33,694,993
Blackpool Teaching Hospitals NHS Foundation Trust	99	11,860,539	1,297,442	5,262,356	18,420,337
University Hospitals of North Midlands NHS Trust	99	12,097,012	1,667,631	5,457,472	19,222,115
East Lancashire Hospitals NHS Trust	98	18,336,729	1,670,687	5,987,342	25,994,758
Manchester University NHS Foundation Trust	97	13,809,524	1,105,339	5,183,127	20,097,989
Norfolk & Norwich University Hospitals NHS Foundation Trust	95	8,158,915	882,843	4,146,267	13,188,026
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	94	22,412,516	2,169,927	7,892,098	32,474,541
University Hospitals of Morecambe Bay NHS Foundation Trust	92	8,036,236	1,149,354	4,813,222	13,998,812
Mid and South Essex NHS Foundation Trust	92	15,484,960	1,798,215	7,017,094	24,300,269
Warrington and Halton Hospitals NHS Foundation Trust	92	6,082,712	850,208	3,793,176	10,726,096
St Helens and Knowsley Teaching Hospitals NHS Trust	91	10,726,866	1,452,027	4,628,347	16,807,240
Northampton General Hospital NHS Trust	91	17,528,775	1,675,930	8,365,584	27,570,289
Portsmouth Hospitals NHS Trust	91	22,864,446	1,542,317	7,889,442	32,296,204
North West Anglia NHS Foundation Trust	90	15,552,471	1,273,643	5,105,111	21,931,225
York Teaching Hospital NHS Foundation Trust	90	13,243,072	1,174,476	4,859,993	19,277,542
Northumbria Healthcare NHS Foundation Trust	89	8,140,486	1,011,969	4,268,611	13,421,066
Sherwood Forest Hospitals NHS Foundation Trust	86	17,527,726	1,627,989	5,686,895	24,842,609
Doncaster and Bassetlaw Teaching Hospitals NHS Foundation Trust	86	7,274,767	971,142	4,789,077	13,034,985
Brighton & Sussex University Hospitals NHS Trust	86	14,460,403	1,189,601	5,981,584	21,631,588
Frimley Health NHS Foundation Trust	84	22,317,391	1,503,072	5,705,911	29,526,374
Gloucestershire Hospitals NHS Foundation Trust	84	9,713,842	815,784	3,997,681	14,527,307
Chelsea & Westminster Hospital NHS Foundation Trust	84	24,233,069	1,984,383	6,151,219	32,368,671
Bolton Hospitals NHS Foundation Trust	83	15,072,582	919,534	3,854,047	19,846,162
East Sussex Healthcare NHS Trust	82	16,522,499	1,631,604	5,152,348	23,306,452
University Hospital Southampton NHS Foundation Trust	82	11,004,902	901,798	4,538,899	16,445,599
Bradford Teaching Hospitals NHS Foundation Trust	82	8,967,772	893,798	4,056,021	13,917,591
Wirral University Teaching Hospital NHS Foundation Trust	79	6,415,104	687,553	3,567,671	10,670,328
Sheffield Teaching Hospitals NHS Foundation Trust	78	15,689,245	1,631,134	5,963,649	23,284,029
Walsall Healthcare NHS Trust	77	7,410,650	983,308	3,271,031	11,664,989
Lancashire Teaching Hospitals NHS Foundation Trust	77	10,855,449	1,001,475	4,706,682	16,563,606
Kettering General Hospital NHS Foundation Trust	76	8,318,053	913,024	3,593,193	12,824,270
Buckinghamshire Healthcare NHS Trust	75	15,531,318	1,459,806	6,219,742	23,210,866
Medway NHS Foundation Trust	75	13,859,677	1,454,491	6,845,850	22,160,018
Countess of Chester Hospital NHS Foundation Trust	74	14,166,334	1,159,108	4,717,151	20,042,593

Table 3: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Organisation. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	Damages Paid

Primary Cause -----Organisation	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Maidstone and Tunbridge Wells NHS Trust	73	15,812,733	1,444,653	4,949,732	22,207,118
Hull University Teaching Hospitals NHS Trust	73	12,441,889	1,260,302	4,919,641	18,621,831
Northern Care Alliance NHS Foundation Trust	73	14,862,053	1,652,285	5,447,239	21,961,577
Basildon and Thurrock University Hospitals NHS Foundation Trust	69	6,646,951	1,134,706	4,660,467	12,442,125
Ashford & St Peter's Hospitals NHS Foundation Trust	69	7,484,682	917,918	4,269,323	12,671,922
Dartford and Gravesham NHS Trust	68	7,401,092	827,114	4,197,498	12,425,705
George Eliot Hospital NHS Trust	67	8,409,205	1,013,979	3,838,049	13,261,234
Mid Cheshire Hospitals NHS Foundation Trust	67	4,058,469	842,812	3,350,707	8,251,988
Aintree University Hospitals NHS Foundation Trust	66	4,914,256	605,782	2,705,325	8,225,363
Hampshire Hospitals NHS Foundation Trust	66	9,977,536	1,047,152	4,548,978	15,573,666
Western Sussex Hospitals NHS Trust	66	6,201,970	711,938	3,250,485	10,164,394
Liverpool University Hospitals NHS Foundation Trust	65	7,403,673	937,510	3,700,812	12,041,995
The Rotherham NHS Foundation Trust	64	6,891,208	1,040,547	4,134,712	12,066,467
Gateshead Health NHS Foundation Trust	63	8,013,271	907,712	3,848,416	12,769,399
Tameside and Glossop Integrated Care NHS Foundation Trust	63	3,769,478	504,906	2,503,465	6,777,849
West Hertfordshire Hospitals NHS Trust	62	9,923,122	1,216,632	4,730,069	15,869,823
Royal Wolverhampton NHS Trust (The)	62	9,090,720	919,983	3,988,176	13,998,879
North Bristol NHS Trust	61	8,677,493	1,102,354	5,057,625	14,837,472
Mid Essex Hospital Services NHS Trust	61	8,272,420	826,722	4,025,677	13,124,819
Oxford University Hospitals NHS Foundation Trust	60	4,857,023	810,001	3,557,885	9,224,909
Doncaster and Bassetlaw Hospitals NHS Foundation Trust	59	6,528,423	751,827	3,731,180	11,011,429
Cambridge University Hospitals NHS Foundation Trust	59	16,161,343	988,767	5,353,725	22,503,835
Chesterfield Royal Hospital NHS Foundation Trust	59	9,177,455	945,836	3,300,568	13,423,859
Salisbury NHS Foundation Trust	56	3,564,776	669,356	2,458,236	6,692,368
Dudley Group NHS Foundation Trust (The)	56	5,829,128	1,148,060	3,733,869	10,711,058
South Tyneside and Sunderland NHS Foundation Trust	56	3,857,086	655,346	2,502,452	7,014,884
Royal Surrey County Hospital NHS Foundation Trust (The)	55	11,218,323	1,095,889	5,236,377	17,550,589
Hillingdon Hospitals NHS Foundation Trust (The)	55	5,605,686	738,989	2,939,195	9,283,871
City Hospitals Sunderland NHS Foundation Trust	55	3,527,623	487,579	2,483,323	6,498,525
Epsom and St Helier University Hospitals NHS Trust	54	8,576,347	758,833	3,416,622	12,751,802
University College London Hospitals NHS Foundation Trust	54	14,785,615	1,372,498	6,072,486	22,230,599
Stockport NHS Foundation Trust	54	5,686,370	824,691	2,625,701	9,136,761
Imperial College Healthcare NHS Trust	54	18,980,114	1,212,071	5,192,059	25,384,244
James Paget University Hospitals NHS Foundation Trust	53	8,231,347	854,826	2,971,725	12,057,898
Southport and Ormskirk Hospital NHS Trust	53	2,024,317	525,385	2,106,122	4,655,824
Princess Alexandra Hospital NHS Trust (The)	52	11,563,971	1,085,291	4,441,371	17,090,633
Wrightington, Wigan and Leigh NHS Foundation Trust	52	11,337,380	1,148,959	4,610,199	17,096,537
Royal Berkshire NHS Foundation Trust	52	13,454,441	1,743,676	5,326,832	20,524,949
East Cheshire NHS Trust	47	9,795,790	801,381	3,000,130	13,597,301
University Hospitals Sussex NHS Foundation Trust	46	17,016,771	1,995,944	5,152,010	24,164,725
Royal Devon and Exeter NHS Foundation Trust	46	2,902,048	635,165	2,881,964	6,419,177
Croydon Health Services NHS Trust	44	6,595,312	943,834	3,388,961	10,928,108
Milton Keynes Hospital NHS Foundation Trust	44	3,413,779	594,551	2,513,610	6,521,939
North Middlesex University Hospital NHS Trust	42	5,105,260	692,922	3,098,958	8,897,140
Southend University Hospital NHS Foundation Trust	42	5,097,292	520,056	2,975,014	8,592,363
Great Western Hospitals NHS Foundation Trust	41	2,640,081	313,747	1,735,422	4,689,249
Salford Royal NHS Foundation Trust	40	3,787,411	717,194	2,504,853	7,009,458
Surrey and Sussex Healthcare NHS Trust	39	13,232,335	701,578	3,867,779	17,801,692
Guy's and St Thomas' NHS Foundation Trust	39	4,141,127	667,562	3,068,383	7,877,072
North Tees & Hartlepool NHS Foundation Trust	38	3,793,249	533,264	2,139,545	6,466,058
Dorset County Hospital NHS Foundation Trust	38	4,576,846	657,721	2,418,716	7,653,284
West Suffolk NHS Foundation Trust	36	1,363,093	204,461	1,067,348	2,634,902
St George's University Hospitals NHS Foundation Trust	36	12,001,608	1,090,710	4,263,167	17,355,484
Torbay & South Devon NHS Foundation Trust	36	#	605,419	2,161,483	1,206,357
North Cumbria University Hospitals NHS Trust	36	3,511,856	574,708	1,500,647	5,587,211
South Warwickshire NHS Foundation Trust	35	4,053,397	666,851	1,814,745	6,534,992
Royal United Hospitals Bath NHS Foundation Trust	35	12,743,168	1,065,750	4,619,289	18,428,207
Royal Liverpool And Broadgreen University Hospitals NHS Trust (The)	34	5,716,104	715,941	2,843,165	9,275,211
Harrogate & District NHS Foundation Trust	34	2,240,872	403,066	1,480,694	4,124,631
Wye Valley NHS Trust	34	5,944,124	568,471	2,276,242	8,788,837
Derby Teaching Hospitals NHS Foundation Trust	33	3,039,709	457,237	2,104,558	5,601,505
Bedfordshire Hospitals NHS Foundation Trust	33	2,113,789	442,277	2,167,393	4,723,459
Central Manchester University Hospitals NHS Foundation Trust	32	6,844,948	705,552	2,412,279	9,962,778
Kingston Hospital NHS Trust	32	3,458,549	451,365	2,502,588	6,412,503
University Hospitals Bristol & Weston NHS Foundation Trust	32	8,797,148	664,538	2,150,241	11,611,927
York and Scarborough Teaching Hospitals NHS Foundation Trust	31	3,036,854	303,106	1,612,266	4,952,226
Colchester Hospital University NHS Foundation Trust	31	2,949,897	416,867	2,615,092	5,981,856
University Hospital of South Manchester NHS Foundation Trust	31	2,976,144	280,248	1,292,987	4,549,379

Table 3: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Organisation. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	Damages Paid

Primary Cause -----Organisation	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Northern Devon Healthcare NHS Trust	31	7,810,921	770,849	2,563,010	11,144,780
The London North West Health Care NHS Trust	31	4,043,656	577,413	2,206,170	6,827,239
South Tyneside NHS Foundation Trust	30	983,493	243,365	795,575	2,022,432
University Hospitals Bristol NHS Foundation Trust	30	7,264,486	635,960	2,917,145	10,817,591
Plymouth Hospitals NHS Trust	28	3,166,781	987,759	2,631,511	6,786,050
East Suffolk North Essex NHS Foundation Trust	28	1,588,079	414,168	1,935,200	3,937,446
Liverpool Women's Hospital NHS Foundation Trust	28	1,807,634	280,980	1,158,515	3,247,129
Bedford Hospital NHS Trust	27	3,723,787	465,017	2,010,308	6,199,111
Peterborough & Stamford Hospitals NHS Foundation Trust	27	2,570,134	272,743	1,152,227	3,995,104
Homerton University Hospital NHS Foundation Trust	27	2,670,176	734,287	1,995,520	5,399,983
Luton and Dunstable University Hospital NHS Foundation Trust	26	6,985,628	554,260	1,828,630	9,368,518
Yeovil District Hospital NHS Foundation Trust	26	1,392,373	243,400	884,398	2,520,171
University Plymouth Hospitals NHS Trust	25	3,023,103	389,997	1,792,061	5,205,162
Poole Hospital NHS Foundation Trust	24	5,460,123	387,532	1,604,663	7,452,318
Alder Hey Children's NHS Foundation Trust	24	12,321,248	700,028	2,068,880	15,090,156
London North West University Healthcare NHS Trust	24	5,326,718	656,294	2,275,429	8,258,441
Birmingham Women's and Children's NHS Foundation Trust	23	16,663,514	853,774	2,203,193	19,720,481
Ipswich Hospital NHS Trust (The)	21	645,567	107,732	787,286	1,540,585
Whittington Hospital NHS Trust (The)	21	1,652,607	214,571	1,150,901	3,018,080
Airedale NHS Foundation Trust	21	1,603,283	156,408	818,346	2,578,037
Tameside Hospital NHS Foundation Trust	20	1,175,996	207,916	856,723	2,240,635
University Hospitals Dorset NHS Foundation Trust	19	5,339,353	264,434	1,238,848	6,842,635
East Suffolk and North Essex NHS Foundation Trust	19	9,211,290	400,763	1,815,073	11,427,126
North Cumbria Integrated Care NHS Foundation Trust	19	1,764,266	224,806	1,114,500	3,103,572
Isle of Wight NHS Trust	18	1,909,070	252,525	736,075	2,897,669
Taunton and Somerset NHS Foundation Trust	17	6,190,720	650,638	2,411,207	9,252,564
Burton Hospitals NHS Foundation Trust	17	295,373	62,802	440,941	799,117
Derby Hospitals NHS Foundation Trust	16	1,796,799	220,939	863,000	2,880,738
Royal Bournemouth and Christchurch Hospitals NHS Foundation Trust (The)	16	978,784	198,678	1,102,867	2,280,329
Southern Health NHS Foundation Trust	15	3,611,898	196,870	999,384	4,808,151
Royal Devon University Healthcare NHS Foundation Trust	15	3,461,145	218,062	895,459	4,574,665
The Queen Elizabeth Hospital King's Lynn NHS Foundation Trust	15	2,568,746	198,252	1,000,270	3,767,268
Whittington Health NHS Trust	14	1,735,092	510,025	1,560,533	3,805,650
Great Ormond Street Hospital for Children NHS Foundation Trust	14	9,449,172	642,337	2,309,604	12,401,113
South Devon Healthcare NHS Foundation Trust	13	416,706	43,316	387,378	847,399
St George's Healthcare NHS Trust	13	5,612,150	400,346	1,743,558	7,756,054
Mid Staffordshire NHS Foundation Trust	13	121,000	35,905	251,200	408,105
Dudley Group of Hospitals NHS Foundation Trust (The)	13	2,802,250	159,755	779,173	3,741,178
Oxford University Hospitals NHS Trust	13	2,204,678	183,668	632,848	3,021,194
Ramsay Healthcare	13	811,971	115,236	464,243	1,391,450
Sussex Community NHS Foundation Trust	12	319,979	118,128	441,054	879,161
Heatherwood & Wexham Park Hospitals NHS Foundation Trust	12	1,341,389	165,984	722,211	2,229,584
Somerset NHS Foundation Trust	11	3,862,211	166,160	1,039,250	5,067,621
Birmingham Women's NHS Foundation Trust	11	200,807	60,930	495,972	757,709
South Western Ambulance Service NHS Foundation Trust	11	451,082	223,590	949,125	1,623,797
Weston Area Health NHS Trust	10	164,214	52,645	247,425	464,285
Derbyshire Community Health Services	10	303,574	108,969	427,300	839,843
Bolton NHS Foundation Trust	9	5,161,672	252,992	1,115,403	6,530,067
Oxford Health NHS Foundation Trust	9	101,000	22,527	112,661	236,188
Walton Centre NHS Foundation Trust (The)	9	2,082,174	328,991	843,764	3,254,929
Barnet and Chase Farm Hospitals NHS Trust	8	4,207,559	227,109	1,076,619	5,511,286
Kent Community Health NHS Foundation Trust	8	184,993	165,323	457,287	807,604
Bridgewater Community Healthcare NHS Trust	8	691,285	79,902	320,338	1,091,525
Royal Marsden NHS Foundation Trust (The)	8	1,348,676	118,331	1,266,195	2,733,202
North East London NHS Foundation Trust	7	2,153,012	131,791	538,500	2,823,303
Hounslow and Richmond Community NHS Trust	7	567,721	71,005	332,188	970,913
Nottinghamshire Healthcare NHS Foundation Trust	7	193,273	61,896	221,629	476,798
South London Healthcare NHS Trust	7	755,772	172,944	636,597	1,565,313
North West Ambulance NHS Trust	7	1,288,921	182,125	580,750	2,051,796
West Middlesex University Hospital NHS Trust	7	112,719	19,819	92,408	224,946
Birmingham Children's Hospital NHS Foundation Trust	7	804,610	165,658	229,750	1,200,018
East London NHS Foundation Trust	7	106,247	71,240	136,790	314,277
Hinchingbrooke Health Care NHS Trust	7	696,035	100,003	404,665	1,200,703
Leicestershire Partnership NHS Trust	7	241,016	114,616	295,425	651,057
Central London Community Healthcare	7	78,000	29,640	189,000	296,640
Practice Plus Group	7	169,225	25,693	157,750	352,668
Liverpool Heart and Chest Hospital NHS Foundation Trust	6	698,004	100,775	371,219	1,169,999
Care UK	6	101,770	18,047	108,475	228,292

Table 3: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Organisation. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	Damages Paid

Primary Cause -----Organisation	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
University Hospital Of North Staffordshire NHS Trust	6	99,413	19,195	55,015	173,624
Northamptonshire Healthcare NHS Foundation Trust	6	516,389	80,433	354,940	951,761
Cheshire & Wirral Partnership NHS Foundation Trust	5	126,453	59,556	157,500	343,509
Essex Partnership University NHS Foundation Trust	5	304,149	46,661	239,717	590,526
Western Sussex Hospitals NHS Foundation Trust	5	359,976	27,716	210,000	597,692
North West London Hospitals NHS Trust (The)	5	740,624	199,101	496,457	1,436,182
The Royal Orthopaedic Hospital NHS Foundation Trust	5	3,034,100	207,527	500,234	3,741,861
South Central Ambulance NHS Foundation Trust	5	4,089,106	229,300	408,433	4,726,839
Royal Brompton & Harefield NHS Foundation Trust	5	389,501	85,480	349,831	824,812
Mersey Care NHS Foundation Trust	5	95,702	24,011	148,500	268,213
Yorkshire Ambulance Service NHS Trust	5	371,000	31,017	183,430	585,447
East of England Ambulance NHS Trust	5	554,848	24,115	180,600	759,563
Frimley Park Hospital NHS Foundation Trust	5	104,438	31,692	144,088	280,218
Berkshire Healthcare NHS Foundation Trust	5	207,000	36,666	118,150	361,816
Moorfields Eye Hospital NHS Foundation Trust	5	786,647	79,229	328,750	1,194,626
Wrong Diagnosis					
Fewer than 5 claims (136 Organisations)	285	30,405,512	2,747,115	12,921,152	46,073,779
Liverpool Women's Hospital NHS Foundation Trust	145	7,814,440	607,580	2,246,283	10,668,303
University Hospitals of Leicester NHS Trust	27	1,977,550	378,413	604,912	2,960,874
Wrightington, Wigan and Leigh NHS Foundation Trust	19	377,651	118,089	523,925	1,019,665
Pennine Acute Hospitals NHS Trust (The)	18	775,470	88,330	546,923	1,410,723
Department of Health					
DH CL	14	2,527,265	150,784	485,366	3,163,415
ELSGP	#	#	#	#	#
CNST	#	#	#	#	#
Shrewsbury and Telford Hospital NHS Trust	17	579,258	124,563	498,674	1,202,496
Sheffield Teaching Hospitals NHS Foundation Trust	15	3,875,017	428,639	1,237,903	5,541,559
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	15	193,269	30,486	224,522	448,277
County Durham and Darlington NHS Foundation Trust	13	249,546	86,431	438,815	774,792
Barts Health NHS Trust	13	1,022,500	80,271	736,638	1,839,409
University Hospitals of North Midlands NHS Trust	13	1,323,501	175,515	792,150	2,291,166
United Lincolnshire Hospitals NHS Trust	12	333,702	113,015	235,400	682,117
South Tees Hospitals NHS Foundation Trust	11	539,526	95,599	401,172	1,036,297
Hull & East Yorkshire Hospitals NHS Trust	11	2,169,952	243,102	648,075	3,061,129
East Lancashire Hospitals NHS Trust	11	426,723	98,188	440,350	965,261
Hampshire Hospitals NHS Foundation Trust	10	667,372	155,043	553,250	1,375,665
University Hospitals Birmingham NHS Foundation Trust	10	491,312	66,321	330,100	887,732
Liverpool University Hospitals NHS Foundation Trust	9	254,261	72,643	317,181	644,086
Brighton & Sussex University Hospitals NHS Trust	9	289,028	103,918	245,050	637,995
Sherwood Forest Hospitals NHS Foundation Trust	9	538,286	121,624	347,323	1,007,234
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	9	476,428	64,232	278,115	818,775
University Hospitals of Morecambe Bay NHS Foundation Trust	8	80,860	12,068	89,250	182,177
Surrey and Sussex Healthcare NHS Trust	8	254,755	120,742	450,300	825,797
East Kent Hospitals University NHS Foundation Trust	8	618,164	44,901	253,664	916,729
Dorset County Hospital NHS Foundation Trust	8	681,981	66,426	462,479	1,210,886
Bolton Hospitals NHS Foundation Trust	8	375,631	17,563	230,800	623,994
Mid and South Essex NHS Foundation Trust	8	747,977	84,213	381,796	1,213,987
Somerset NHS Foundation Trust	8	400,877	53,010	381,337	835,224
Stockport NHS Foundation Trust	8	538,257	78,317	188,650	805,224
Princess Alexandra Hospital NHS Trust (The)	7	573,611	70,977	355,389	999,976
Imperial College Healthcare NHS Trust	7	213,783	84,215	328,974	626,972
Mid Cheshire Hospitals NHS Foundation Trust	7	174,415	37,161	252,320	463,896
King's College Hospital NHS Foundation Trust	7	534,750	185,795	450,541	1,171,086
Salford Royal NHS Foundation Trust	7	245,750	21,971	229,612	497,333
Norfolk & Norwich University Hospitals NHS Foundation Trust	7	441,417	17,063	146,554	605,034
Dudley Group NHS Foundation Trust (The)	6	113,178	15,605	149,225	278,008
Epsom and St Helier University Hospitals NHS Trust	6	355,166	35,798	280,741	671,705
Chesterfield Royal Hospital NHS Foundation Trust	6	245,678	28,248	144,550	418,477
Frimley Health NHS Foundation Trust	6	92,833	29,531	300,007	422,372
Doncaster and Bassetlaw Hospitals NHS Foundation Trust	6	133,915	28,105	265,115	427,135
Northumbria Healthcare NHS Foundation Trust	6	71,887	17,702	130,438	220,027
The London North West Health Care NHS Trust	6	402,200	60,437	154,091	616,728
Gloucestershire Hospitals NHS Foundation Trust	6	1,068,625	35,456	286,973	1,391,054
Dartford and Gravesham NHS Trust	6	411,925	49,831	277,000	738,756
Portsmouth Hospitals NHS Trust	6	203,649	15,034	199,490	418,173
Barking, Havering and Redbridge University Hospitals NHS Trust	6	948,178	95,925	447,178	1,491,281
Lewisham & Greenwich NHS Trust	6	68,566	23,427	137,299	229,292
University Hospital Southampton NHS Foundation Trust	5	121,817	11,724	72,150	205,691

Table 3: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Organisation. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	Damages Paid

Primary Cause -----Organisation	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Salisbury NHS Foundation Trust	5	396,600	44,993	209,001	650,595
Royal Wolverhampton NHS Trust (The)	5	94,500	21,736	80,850	197,086
Papworth Hospital NHS Foundation Trust	5	354,500	67,885	239,000	661,385
Northampton General Hospital NHS Trust	5	165,200	39,926	291,014	496,141
Doncaster and Bassetlaw Teaching Hospitals NHS Foundation Trust	5	67,415	31,645	150,000	249,060
Guy's and St Thomas' NHS Foundation Trust	5	646,505	93,267	338,354	1,078,126
Cambridge University Hospitals NHS Foundation Trust	5	90,488	13,821	162,928	267,237
Northern Care Alliance NHS Foundation Trust	5	122,170	85,611	299,250	507,031
Lancashire Teaching Hospitals NHS Foundation Trust	5	207,600	31,808	129,500	368,908
The Leeds Teaching Hospitals NHS Trust	5	82,904	17,591	156,575	257,070
North Middlesex University Hospital NHS Trust	5	4,980,207	138,648	973,500	6,092,355
Maidstone and Tunbridge Wells NHS Trust	5	588,333	90,030	617,264	1,295,628
Southend University Hospital NHS Foundation Trust	5	289,174	75,853	260,886	625,912
Manchester University NHS Foundation Trust	5	388,750	39,483	279,500	707,733
St George's University Hospitals NHS Foundation Trust	5	378,137	62,436	321,000	761,573
University Hospitals Coventry & Warwickshire NHS Trust	5	2,174,500	141,348	508,558	2,824,405
St Helens and Knowsley Teaching Hospitals NHS Trust	5	137,667	28,459	173,252	339,377
East Suffolk North Essex NHS Foundation Trust	5	307,600	59,892	250,720	618,213
Northern Devon Healthcare NHS Trust	5	727,647	46,553	227,100	1,001,300
Walton Centre NHS Foundation Trust (The)	5	833,250	84,005	426,000	1,343,255
East and North Hertfordshire NHS Trust	5	120,200	35,944	356,150	512,294
Taunton and Somerset NHS Foundation Trust	5	40,750	8,890	71,410	121,050
North Tees & Hartlepool NHS Foundation Trust	5	25,508	16,479	53,416	95,403

Table 4: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Primary Injury. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	Damages Paid

Primary Cause -----Primary Injury	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Failure/Delay Diagnosis	11,974	1,699,699,119	186,542,618	740,433,294	2,626,675,031
Fewer than 5 claims (26 Primary Injuries)	52	21,451,718	1,449,602	5,033,839	27,935,159
Unnecessary Pain	2,259	74,161,708	14,964,113	71,977,196	161,103,018
Fatality	1,257	137,530,447	19,278,274	79,759,148	236,567,870
Adtnl/unnecessary Operation(s)	1,003	65,410,666	11,293,527	50,300,062	127,004,255
Cancer	785	86,074,007	10,345,477	47,567,116	143,986,600
Fracture	715	16,186,229	3,973,351	19,717,976	39,877,557
Poor Outcome - Fractures Etc.	670	32,891,635	6,334,914	27,729,739	66,956,289
Advanced Stage Cancer	526	55,082,809	7,040,588	32,035,540	94,158,937
Bowel Damage/ Dysfunction	269	55,126,961	6,894,520	28,069,893	90,091,374
Nerve Damage	257	70,306,354	8,055,761	29,417,703	107,779,817
Tendon Damage	232	5,473,874	1,316,323	6,578,157	13,368,355
Brain Damage	226	289,633,342	18,209,015	52,729,918	360,572,275
Other Visual Problems	211	26,995,675	3,256,841	11,681,600	41,934,116
Amputation - Lower	204	116,914,007	8,294,782	27,120,348	152,329,137
Spinal Damage	176	77,710,631	7,516,768	25,874,199	111,101,599
Psychiatric/Psychological Dmge	170	7,933,197	1,765,156	8,155,368	17,853,722
Joint Damage	143	17,977,101	2,329,447	8,845,891	29,152,439
Blindness	143	41,295,104	3,576,746	12,270,579	57,142,429
Removal Of Testicle	132	2,861,832	386,062	3,281,680	6,529,573
Thrombosis/Embolism	125	6,910,201	1,391,308	5,698,288	13,999,797
Other	114	5,100,131	835,953	4,189,718	10,125,802
Cardiac Arrest	110	15,890,938	2,006,280	8,411,382	26,308,600
Other Infection	102	6,864,559	1,307,700	4,805,680	12,977,939
Perforation	100	8,557,952	1,172,735	6,022,933	15,753,620
Stroke	97	36,569,838	3,925,205	11,192,488	51,687,531
Rupture	89	2,291,583	523,301	2,737,685	5,552,568
Dislocation	87	6,982,240	789,681	3,714,114	11,486,035
Renal Damage/ Failure	82	8,485,566	1,557,736	6,011,270	16,054,572
Bladder Damage	78	16,029,555	1,829,120	6,653,133	24,511,808
Scarring	77	3,814,546	854,939	3,647,731	8,317,216
Removal Of Fallopian Tube	75	972,358	310,575	1,855,628	3,138,560
Reduced Life Expectancy	68	6,791,838	680,975	3,182,154	10,654,967
Peritonitis	67	4,970,889	743,433	3,782,740	9,497,062
Pressure Sores	63	4,559,089	549,235	2,791,848	7,900,172
Cardiovascular Condition	62	3,858,869	756,818	3,623,422	8,239,110
Paraplegia	59	58,366,333	3,595,893	12,599,225	74,561,451
Infertility	56	6,869,736	777,468	3,600,546	11,247,750
Malignant Tumour	56	5,927,144	1,024,997	3,664,501	10,616,642
Stillborn	54	2,043,044	325,929	2,551,449	4,920,423
Incontinence	51	17,740,054	1,537,586	6,511,715	25,789,355
Compartment Syndrome	50	10,428,169	1,288,381	4,846,068	16,562,617
Tissue Damage	47	6,242,294	652,319	3,145,446	10,040,059
Respiratory Disorder/ Failure	46	3,079,151	867,415	3,109,406	7,055,973
Partial Paralysis	45	23,064,987	2,663,434	9,632,585	35,361,006
Aneurysm	44	5,105,021	794,143	3,150,364	9,049,527
Limb Deformity	35	2,889,485	653,926	2,325,629	5,869,040
Amputation - Upper	35	23,070,446	989,722	3,702,291	27,762,460
Loss Of Kidney	29	4,457,004	489,796	1,807,563	6,754,363
Multiple Injuries	29	3,801,554	630,496	2,630,014	7,062,064
Foot Drop	27	8,049,481	893,529	2,778,869	11,721,879
Fistula	26	4,793,888	480,943	2,155,602	7,430,433
Deafness	24	6,707,518	598,816	1,911,955	9,218,290
Infectious Diseases	24	2,971,527	327,373	1,442,919	4,741,819
Tuberculosis	22	9,375,925	764,455	2,456,344	12,596,723
Loss Of Baby	22	841,395	177,556	950,819	1,969,770
Multiple Disabilities	21	13,689,064	1,212,000	3,192,316	18,093,380
Meningitis	19	31,170,802	1,675,659	4,686,668	37,533,129
Benign Tumour	19	2,299,171	324,446	891,500	3,515,118
Cerebral Palsy	17	38,588,444	1,934,550	4,770,165	45,293,159
Liver Damage	17	2,204,785	542,808	1,065,090	3,812,684
Tetraplegia/ Quadriplegia	16	20,918,643	972,000	5,481,054	27,371,698

Table 4: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis', broken down by Primary Injury. The data includes the damages and legal costs paid up until the end of each relevant financial year of closure, or for PPO matters, year of settlement.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	Damages Paid

Primary Cause -----Primary Injury	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Arterial Damage	16	1,893,943	182,518	819,633	2,896,094
Cosmetic Disfigurement	16	1,147,149	241,355	893,289	2,281,793
Hernia	15	545,306	203,058	644,800	1,393,164
Sepsis	15	711,692	102,654	504,640	1,318,986
Developmental Delay	15	2,842,341	476,618	1,433,007	4,751,965
Partial Hearing Loss	15	4,759,377	260,181	1,004,517	6,024,074
Dental Damage	13	184,680	68,581	340,232	593,493
Cystic Growth	13	769,344	91,525	744,564	1,605,434
Bile Duct Damage	12	935,462	177,160	987,170	2,099,792
Lung Disease	12	562,334	68,144	349,237	979,715
Loss Of/Damage To Breast	11	1,261,808	181,199	647,327	2,090,333
Wrongful Birth	10	10,784,311	360,914	1,196,000	12,341,224
Anal Fissure	10	2,785,508	210,962	865,250	3,861,720
Infection (bacterial)	10	620,943	90,709	480,317	1,191,969
Epilepsy	10	4,669,699	613,405	2,435,500	7,718,604
Foetal Abnormality	9	2,558,194	377,754	1,311,619	4,247,567
Loss Of Sexual Function	8	2,546,750	233,693	996,619	3,777,062
Hospital Acquired Infection	8	378,000	44,953	285,410	708,364
Not Specified	8	120,942	27,427	102,823	251,192
Osteoporosis	6	572,500	137,703	480,050	1,190,253
H.I.V.	6	972,807	278,946	984,914	2,236,668
Erb's Palsy	5	3,269,000	240,510	625,000	4,134,510
Viral Infection	5	296,959	90,993	410,000	797,952
Removal Of Cervix	5	81,000	55,115	197,600	333,715
Anaphylact Shock/Allergic Shock/allergy	5	66,560	14,638	167,503	248,701
Wrong Diagnosis	997	80,713,019	8,775,886	38,724,123	128,213,028
Fewer than 5 claims (43 Primary Injuries)	71	23,728,414	1,188,650	5,781,643	30,698,707
Unnecessary Pain	187	7,874,884	1,514,631	5,905,966	15,295,482
Psychiatric/Psychological Dmge	153	4,420,519	812,159	3,856,326	9,089,003
Adtnl/unnecessary Operation(s)	139	6,411,103	1,085,726	5,260,643	12,757,472
Bladder Damage	132	7,366,727	645,783	2,104,459	10,116,969
Fatality	47	4,658,116	667,271	2,591,363	7,916,750
Cancer	47	3,845,416	374,044	2,224,305	6,443,765
Fracture	42	917,815	265,788	1,348,459	2,532,062
Other	20	1,015,217	208,783	861,606	2,085,607
Poor Outcome - Fractures Etc.	15	1,456,810	198,712	758,431	2,413,952
Advanced Stage Cancer	14	2,978,408	224,951	961,735	4,165,094
Nerve Damage	14	3,315,941	340,044	1,051,148	4,707,133
Loss Of Baby	13	251,502	60,925	383,797	696,225
Bowel Damage/ Dysfunction	10	627,647	68,699	586,045	1,282,391
Brain Damage	9	1,968,950	176,707	786,230	2,931,887
Other Visual Problems	8	624,893	32,997	256,450	914,340
Tendon Damage	8	103,856	27,631	189,530	321,018
Removal Of Testicle	7	158,387	18,575	112,300	289,262
Rupture	7	151,600	27,757	132,565	311,921
Scarring	6	338,910	40,341	425,800	805,051
Incontinence	6	1,280,500	53,265	236,277	1,570,042
Other Infection	6	1,179,830	150,026	746,150	2,076,006
Thrombosis/Embolism	6	318,171	83,838	289,485	691,494
Blindness	5	3,265,600	169,791	535,938	3,971,329
Spinal Damage	5	596,176	75,155	237,899	909,229
Stroke	5	494,044	92,439	338,650	925,133
Reduced Life Expectancy	5	198,584	9,200	154,750	362,535
Thyroid Condition	5	1,025,000	145,628	467,780	1,638,408
Removal Of Fallopian Tube	5	140,000	16,371	138,392	294,763
Grand Total	12,971	1,780,412,138	195,318,504	779,157,417	2,754,888,059

Table 5: Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis'.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	NIL Damages

Primary cause	
-----Year of Closure	No. of Claims
Failure/Delay Diagnosis	8,788
2013/14	732
2014/15	748
2015/16	795
2016/17	827
2017/18	730
2018/19	768
2019/20	758
2020/21	995
2021/22	1,211
2022/23	1,224
Wrong Diagnosis	748
2013/14	99
2014/15	104
2015/16	75
2016/17	84
2017/18	88
2018/19	59
2019/20	60
2020/21	51
2021/22	62
2022/23	66
Grand Total	9,536

Table 6: Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with a damages payment, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis' and Specialty is ' Psychiatry/Mental Health or 'Comm Mental Servs'.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	Damages Paid

Primary Cause -----Specialty	No. of Claims
Failure/Delay Diagnosis	
Psychiatry/ Mental Health	43
Comm Mental Servs	8
Wrong Diagnosis	
Psychiatry/ Mental Health	13
Comm Mental Servs	#

Table 7: Number of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid, where the Primary cause is 'Failure/Delay Diagnosis' or 'Wrong Diagnosis' and Specialty is ' Psychiatry/Mental Health or 'Comm Mental Servs'.

FOI View	Closed Settled
Clinical	Clinical
Claim Outcome	NIL Damages

Primary Cause -----Specialty	No. of Claims
Failure/Delay Diagnosis	85
Psychiatry/ Mental Health	74
Comm Mental Servs	11
Wrong Diagnosis	57
Psychiatry/ Mental Health	45
Comm Mental Servs	12
Grand Total	142