



Resolution

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January 2024
FOI_6351

The following information was requested on 4 January 2024:

*1. The total number of clinical negligence claims settled where the primary cause was a **failure to interpret x-rays** and the total sum of settlement amounts relating to these claims.*

Please provide this information for claims settled in the financial year 2022-23 and the nine previous years.

Please provide this data broken down by financial year and also by individual NHS trust.

*2. The total number of clinical negligence claims settled where the primary cause was a **failure to act on abnormal test results** and the total sum of settlement amounts relating to these claims.*

Please provide this information for claims settled in the financial year 2022-23 and the nine previous years.

Please provide this data broken down by financial year and also by individual NHS trust.

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 closed and costs attributed to them during this period. This is a reflection of the nature of individual claims received by NHS Resolution, which can vary significantly. In some cases, this can be affected by an adverse issue involving a number of patients. As such, these fluctuations cannot be interpreted as trends.

Table 1 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 To Interpret X-Ray'. 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 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 To Interpret X-Ray'. 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. Breakdown by Member.

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 3 shows: - Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with **NIL** damages paid where the Primary Cause is 'Failure To Interpret X-Ray'. The data includes the legal costs paid up until the end of each relevant financial year of closure.

Table 4 shows: - Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with **NIL** damages paid where the Primary Cause is 'Failure To Interpret X-Ray'. The data includes the legal costs paid up until the end of each relevant financial year of closure. Breakdown by Member.

Table 5 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 'Fail To Act On Abnormal Test Res'. 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 6 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 'Fail To Act On Abnormal Test Res'. 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. Breakdown by Member.

Table 7 shows: - Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with **NIL** damages paid where the Primary Cause is 'Fail To Act On Abnormal Test Res'. The data includes the legal costs paid up until the end of each relevant financial year of closure.

Table 8 shows: - Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with **NIL** damages paid where the Primary Cause is 'Fail To Act On Abnormal Test Res'. The data includes the legal costs paid up until the end of each relevant financial year of closure. Breakdown by Member.

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.

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 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 To Interpret X-Ray'. 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. Breakdown by Year of Closure/Settlement for PPOs.

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 To Interpret X-Ray'. 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. Breakdown by Latest Trust Name (Breakdown by Scheme for Department of Health).

Table 3: Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid where the Primary Cause is 'Failure To Interpret X-Ray'. The data includes the legal costs paid up until the end of each relevant financial year of closure. Breakdown by Year of Closure.

Table 4: Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid where the Primary Cause is 'Failure To Interpret X-Ray'. The data includes the legal costs paid up until the end of each relevant financial year of closure. Breakdown by Latest Trust Name(Breakdown by Scheme for Department of Health).

Table 5: 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 'Fail To Act On Abnorm Test Res'. 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. Breakdown by Year of Closure/Settlement for PPOs.

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FOI View	Closed Settled
Claim_Outcome	Successful
Cause1L1	Failure To Interpret X-Ray

Year of Closure (Settlement Year for PPOs)	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2013/14	138	8,893,453	669,707	4,114,523	13,677,683
2014/15	139	3,953,281	487,314	3,393,258	7,833,853
2015/16	167	10,913,535	1,167,713	5,788,299	17,869,546
2016/17	184	9,388,140	1,410,919	7,141,556	17,940,614
2017/18	193	16,025,490	1,643,365	8,216,917	25,885,772
2018/19	207	20,811,334	2,135,306	8,101,431	31,048,071
2019/20	239	27,564,954	2,152,762	10,446,831	40,164,547
2020/21	168	13,148,324	1,450,744	5,716,057	20,315,125
2021/22	206	20,831,449	2,544,770	10,306,774	33,682,992
2022/23	201	16,813,505	1,832,774	9,242,242	27,888,521
Grand Total	1,842	148,343,465	15,495,371	72,467,888	236,306,724

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 To Interpret X-Ray'. 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. Breakdown by Latest Trust Name (Breakdown by Scheme for Department of Health).

Latest Trust Name	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Mid and South Essex NHS Foundation Trust	63	2,498,951	449,473	2,417,911	5,366,334
University Hospitals Sussex NHS Foundation Trust	62	5,011,158	485,759	2,137,658	7,634,575
32 Trusts with less than 5 claims	56	14,946,522	1,070,291	2,883,784	18,760,015
Manchester University NHS Foundation Trust	46	1,441,263	302,438	1,662,295	3,405,996
Doncaster and Bassetlaw Teaching Hospitals NHS Foundation Trust	37	877,070	140,521	933,047	1,950,638
Hull University Teaching Hospitals NHS Trust	35	2,251,424	336,048	1,190,008	3,777,480
United Lincolnshire Hospitals NHS Trust	34	2,407,226	305,504	1,452,583	4,165,313
Bedfordshire Hospitals NHS Foundation Trust	34	3,532,005	376,089	1,645,370	5,553,464
Northern Care Alliance NHS Foundation Trust	33	1,954,746	216,578	1,000,229	3,171,553
Oxford University Hospitals NHS Foundation Trust	29	11,294,474	568,930	1,475,398	13,338,802
East Kent Hospitals University NHS Foundation Trust	29	2,908,128	315,756	1,709,500	4,933,383
York and Scarborough Teaching Hospitals NHS Foundation Trust	29	4,371,856	231,886	1,251,750	5,855,492
University Hospitals Birmingham NHS Foundation Trust	28	1,044,820	193,640	889,467	2,127,927
Calderdale & Huddersfield NHS Foundation Trust	27	1,081,555	197,818	720,265	1,999,638
Gloucestershire Hospitals NHS Foundation Trust	26	1,167,782	108,608	607,494	1,883,885
University Hospitals of Leicester NHS Trust	25	1,051,087	180,282	753,756	1,985,125
University Hospitals Coventry & Warwickshire NHS Trust	24	1,481,018	229,110	949,025	2,659,153
Mid Yorkshire Hospitals NHS Trust (The)	22	2,909,077	254,450	1,005,473	4,168,999
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	21	3,658,894	217,639	778,965	4,655,498
University Hospitals of North Midlands NHS Trust	21	456,294	118,133	531,968	1,106,394
Barking, Havering and Redbridge University Hospitals NHS Trust	21	943,121	179,548	957,455	2,080,123
South Tyneside and Sunderland NHS Foundation Trust	21	663,329	81,815	464,871	1,210,015
The Leeds Teaching Hospitals NHS Trust	21	762,145	81,431	470,409	1,313,985
Maidstone and Tunbridge Wells NHS Trust	21	1,547,469	176,941	810,608	2,535,018
Lancashire Teaching Hospitals NHS Foundation Trust	20	466,659	141,703	474,571	1,082,933
County Durham and Darlington NHS Foundation Trust	19	787,575	73,534	699,966	1,561,076
Southport and Ormskirk Hospital NHS Trust	19	1,325,797	118,292	618,964	2,063,053
Lewisham & Greenwich NHS Trust	19	2,405,671	231,154	1,205,165	3,841,990
East Suffolk and North Essex NHS Foundation Trust	19	774,133	91,312	566,651	1,432,096
North Tees & Hartlepool NHS Foundation Trust	19	1,347,181	148,761	783,932	2,279,875
Frimley Health NHS Foundation Trust	18	2,935,610	141,240	764,127	3,840,978
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	18	1,031,615	144,200	679,061	1,854,876
King's College Hospital NHS Foundation Trust	18	1,118,974	200,675	670,677	1,990,327
East Lancashire Hospitals NHS Trust	17	1,136,843	96,407	594,681	1,827,930
Royal Free London NHS Foundation Trust	17	1,106,543	164,804	1,192,390	2,463,737
Worcestershire Acute Hospitals NHS Trust	17	1,237,031	310,872	726,356	2,274,258
University Hospital Southampton NHS Foundation Trust	17	1,408,793	187,851	700,713	2,297,357
London North West University Healthcare NHS Trust	17	1,634,425	189,828	1,491,725	3,315,977
Liverpool University Hospitals NHS Foundation Trust	17	144,873	51,884	252,286	449,043
Walsall Healthcare NHS Trust	17	633,073	103,439	565,300	1,301,812
University Hospitals of Morecambe Bay NHS Foundation Trust	16	220,051	47,924	255,224	523,199
Nottingham University Hospitals NHS Trust	16	499,000	88,905	344,653	932,558
University Hospitals Bristol & Weston NHS Foundation Trust	16	1,065,315	148,458	713,177	1,926,950
Countess of Chester Hospital NHS Foundation Trust	16	845,734	123,887	539,009	1,508,631
Tameside and Glossop Integrated Care NHS Foundation Trust	16	203,895	29,288	252,282	485,464
Norfolk & Norwich University Hospitals NHS Foundation Trust	16	540,551	162,415	563,401	1,266,367
Chesterfield Royal Hospital NHS Foundation Trust	16	517,416	45,770	434,345	997,531
North Cumbria Integrated Care NHS Foundation Trust	15	974,091	133,417	696,949	1,804,458
Barnsley Hospital NHS Foundation Trust	15	621,568	76,178	476,283	1,174,029
Sherwood Forest Hospitals NHS Foundation Trust	15	777,538	207,298	716,838	1,701,675
Blackpool Teaching Hospitals NHS Foundation Trust	15	1,050,999	119,324	683,950	1,854,274
Department of Health					
DH CL	13	1,348,797	229,261	974,325	2,552,383
ELSGP	#	#	#	#	#
Barts Health NHS Trust	14	2,827,200	83,631	467,170	3,378,001
Sandwell & West Birmingham Hospitals NHS Trust	14	583,853	63,598	290,321	937,772
University Plymouth Hospitals NHS Trust	14	2,650,187	95,596	499,325	3,245,108
Warrington and Halton Hospitals NHS Foundation Trust	13	161,902	63,981	327,650	553,533
University Hospitals of Derby and Burton NHS Foundation Trust	13	2,541,815	124,527	424,750	3,091,092
Epsom and St Helier University Hospitals NHS Trust	13	643,101	101,310	749,305	1,493,717
Wirral University Teaching Hospital NHS Foundation Trust	13	319,044	58,960	327,425	705,429
George Eliot Hospital NHS Trust	13	486,441	70,093	356,261	912,795
Isle of Wight NHS Trust	13	784,186	79,036	519,585	1,382,807
Buckinghamshire Healthcare NHS Trust	12	802,797	109,421	643,857	1,556,075
North West Anglia NHS Foundation Trust	12	1,626,280	128,142	1,228,281	2,982,703
South Tees Hospitals NHS Foundation Trust	12	483,248	75,959	408,115	967,321
Northampton General Hospital NHS Trust	12	1,356,679	123,152	818,056	2,297,888
North Bristol NHS Trust	11	1,936,141	144,194	523,840	2,604,175
Sheffield Teaching Hospitals NHS Foundation Trust	11	613,788	126,747	695,670	1,436,205
East and North Hertfordshire NHS Trust	11	109,557	65,803	224,315	399,675
University Hospitals Dorset NHS Foundation Trust	11	98,362	37,343	223,132	358,836
The Queen Elizabeth Hospital King's Lynn NHS Foundation Trust	11	744,603	115,507	538,828	1,398,938
Portsmouth Hospitals NHS Trust	11	318,000	62,460	363,282	743,741
Northumbria Healthcare NHS Foundation Trust	10	700,916	52,086	552,750	1,305,753
Wrightington, Wigan and Leigh NHS Foundation Trust	10	220,592	68,742	390,565	679,899
Gateshead Health NHS Foundation Trust	10	591,811	94,817	361,920	1,048,548
Torbay & South Devon NHS Foundation Trust	10	1,302,433	162,650	658,772	2,123,855
Dorset County Hospital NHS Foundation Trust	10	652,652	49,352	333,625	1,035,629
Royal Berkshire NHS Foundation Trust	10	688,615	63,668	365,279	1,117,563

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 To Interpret X-Ray'. 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. Breakdown by Latest Trust Name (Breakdown by Scheme for Department of Health).

FOI View	Closed Settled
Claim_Outcome	Successful
Cause1L1	Failure To Interpret X-Ray

Latest Trust Name	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Kettering General Hospital NHS Foundation Trust	10	2,432,726	267,295	554,900	3,254,921
Salisbury NHS Foundation Trust	10	1,126,505	157,636	592,000	1,876,141
South Warwickshire NHS Foundation Trust	10	448,805	65,462	268,750	783,017
Bolton NHS Foundation Trust	10	212,120	25,930	216,406	454,456
NHS Commissioning Board	10	169,460	49,270	257,048	475,778
Bradford Teaching Hospitals NHS Foundation Trust	10	258,225	48,022	217,736	523,983
Ramsay Healthcare	9	237,371	41,434	215,900	494,705
Royal United Hospitals Bath NHS Foundation Trust	9	1,454,255	76,429	656,500	2,187,184
North Middlesex University Hospital NHS Trust	9	139,378	39,734	205,614	384,726
Princess Alexandra Hospital NHS Trust (The)	9	232,478	36,584	202,550	471,612
James Paget University Hospitals NHS Foundation Trust	8	180,843	24,426	193,636	398,905
Great Western Hospitals NHS Foundation Trust	8	447,010	64,537	330,724	842,271
St Helens and Knowsley Teaching Hospitals NHS Trust	8	523,425	41,463	283,300	848,188
Imperial College Healthcare NHS Trust	8	3,085,496	299,185	994,559	4,379,240
Hampshire Hospitals NHS Foundation Trust	8	2,328,280	139,869	907,000	3,375,149
Shrewsbury and Telford Hospital NHS Trust	8	429,834	47,995	154,900	632,729
Medway NHS Foundation Trust	8	1,821,906	131,196	492,826	2,445,929
West Hertfordshire Hospitals NHS Trust	7	151,445	15,451	119,965	286,862
Royal Surrey County Hospital NHS Foundation Trust (The)	7	771,119	35,521	242,259	1,048,898
Chelsea & Westminster Hospital NHS Foundation Trust	7	186,560	47,032	349,500	583,092
East Cheshire NHS Trust	7	392,767	125,918	444,600	963,285
Dudley Group NHS Foundation Trust (The)	7	2,805,160	165,639	568,000	3,538,799
Dartford and Gravesham NHS Trust	7	150,253	15,465	117,250	282,968
Kingston Hospital NHS Foundation Trust	7	65,387	21,715	84,065	171,167
Royal Devon University Healthcare NHS Foundation Trust	7	166,650	39,764	214,495	420,909
Royal Wolverhampton NHS Trust (The)	6	39,750	10,139	88,250	138,139
Practice Plus Group	6	181,521	35,051	178,946	395,518
Yeovil District Hospital NHS Foundation Trust	6	119,932	13,111	78,926	211,970
Milton Keynes Hospital NHS Foundation Trust	6	276,100	76,567	295,835	648,502
Cambridge University Hospitals NHS Foundation Trust	6	1,497,500	68,397	430,500	1,996,397
Whittington Health NHS Trust	6	499,479	78,827	449,750	1,028,056
Barnet and Chase Farm Hospitals NHS Trust	6	111,908	73,462	146,750	332,119
Ashford & St Peter's Hospitals NHS Foundation Trust	6	477,064	41,925	261,112	780,100
Surrey and Sussex Healthcare NHS Trust	6	432,500	82,987	269,750	785,237
Croydon Health Services NHS Trust	6	819,624	54,279	317,750	1,191,652
The Rotherham NHS Foundation Trust	6	131,753	17,131	123,107	271,991
Wye Valley NHS Trust	5	717,527	64,330	300,500	1,082,357
East Sussex Healthcare NHS Trust	5	86,171	22,900	61,950	171,021
Harrogate & District NHS Foundation Trust	5	49,315	11,744	79,910	140,969
University College London Hospitals NHS Foundation Trust	5	253,326	24,489	224,250	502,065
Hillingdon Hospitals NHS Foundation Trust (The)	5	277,071	36,260	232,750	546,081
Guy's and St Thomas' NHS Foundation Trust	5	210,803	30,804	160,500	402,107
Stockport NHS Foundation Trust	5	264,500	22,511	227,500	514,511

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FOI View	Closed Settled
Claim_Outcome	Unsuccessful
Cause1L1	Failure To Interpret X-Ray

Year of Closure	No. of Claims	NHS Legal Costs Paid	Claimant Legal Costs Paid
2013/14	55	77,904	5,250
2014/15	67	79,322	18,252
2015/16	96	174,788	0
2016/17	109	232,814	0
2017/18	88	238,330	5,000
2018/19	87	275,604	0
2019/20	69	353,833	21,250
2020/21	82	292,654	6,500
2021/22	76	257,717	0
2022/23	82	411,121	0
Grand Total	811	2,394,088	56,252

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FOI View	Closed Settled
Claim_Outcome	Unsuccessful
Cause1L1	Failure To Interpret X-Ray

Latest Trust Name	No. of Claims	NHS Legal Costs Paid	Claimant Legal Costs Paid
78 Trusts with less than 5 claims	171	500,258	24,751
University Hospitals of Leicester NHS Trust	25	50,427	0
Bradford Teaching Hospitals NHS Foundation Trust	20	42,041	0
University Hospitals Birmingham NHS Foundation Trust	19	109,241	0
County Durham and Darlington NHS Foundation Trust	19	49,494	0
York and Scarborough Teaching Hospitals NHS Foundation Trust	18	21,357	0
University Hospitals Sussex NHS Foundation Trust	16	32,365	0
Mid and South Essex NHS Foundation Trust	16	25,600	0
Northern Care Alliance NHS Foundation Trust	15	68,028	0
Bedfordshire Hospitals NHS Foundation Trust	13	18,718	0
Calderdale & Huddersfield NHS Foundation Trust	13	16,715	0
Manchester University NHS Foundation Trust	13	20,799	0
Hull University Teaching Hospitals NHS Trust	13	34,012	0
The Leeds Teaching Hospitals NHS Trust	12	43,552	0
University Hospitals Coventry & Warwickshire NHS Trust	12	45,126	0
University Hospitals Dorset NHS Foundation Trust	12	22,112	0
East Lancashire Hospitals NHS Trust	12	25,213	0
Bolton NHS Foundation Trust	12	14,760	5,250
South Tyneside and Sunderland NHS Foundation Trust	11	37,465	0
University Hospitals of Morecambe Bay NHS Foundation Trust	11	17,233	0
Nottingham University Hospitals NHS Trust	11	56,684	0
King's College Hospital NHS Foundation Trust	11	30,789	0
Royal Free London NHS Foundation Trust	11	71,100	0
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	11	15,886	0
Northumbria Healthcare NHS Foundation Trust	11	15,477	0
University Plymouth Hospitals NHS Trust	11	28,874	0
NHS Commissioning Board	10	36,214	0
United Lincolnshire Hospitals NHS Trust	10	45,415	0
Maidstone and Tunbridge Wells NHS Trust	10	40,795	0
Wrightington, Wigan and Leigh NHS Foundation Trust	10	103,328	0
Sandwell & West Birmingham Hospitals NHS Trust	9	28,348	0
Sheffield Teaching Hospitals NHS Foundation Trust	9	12,510	0
Imperial College Healthcare NHS Trust	8	13,575	0
Barnsley Hospital NHS Foundation Trust	8	11,795	0
Lewisham & Greenwich NHS Trust	8	9,546	#
London North West University Healthcare NHS Trust	8	70,668	0
West Hertfordshire Hospitals NHS Trust	7	18,818	0
University Hospitals Bristol & Weston NHS Foundation Trust	7	17,165	0
Barking, Havering and Redbridge University Hospitals NHS Trust	7	10,369	0
University Hospitals of Derby and Burton NHS Foundation Trust	7	#	0
Gloucestershire Hospitals NHS Foundation Trust	7	5,809	0
The Queen Elizabeth Hospital King's Lynn NHS Foundation Trust	7	23,028	0
Sherwood Forest Hospitals NHS Foundation Trust	7	40,604	0
St Helens and Knowsley Teaching Hospitals NHS Trust	7	35,890	0
Oxford University Hospitals NHS Foundation Trust	7	11,408	21,250
Lancashire Teaching Hospitals NHS Foundation Trust	6	12,474	0
Dorset County Hospital NHS Foundation Trust	6	8,816	0
Medway NHS Foundation Trust	6	11,214	0
Doncaster and Bassetlaw Teaching Hospitals NHS Foundation Trust	6	11,306	0
Wirral University Teaching Hospital NHS Foundation Trust	6	16,361	0
Royal Wolverhampton NHS Trust (The)	6	17,333	0
Blackpool Teaching Hospitals NHS Foundation Trust	6	8,061	0
Department of Health			
DH CL	5	35,713	0
CNST	#	#	#
Countess of Chester Hospital NHS Foundation Trust	6	20,845	0
Liverpool University Hospitals NHS Foundation Trust	6	10,978	0
East Suffolk and North Essex NHS Foundation Trust	6	13,097	0
Princess Alexandra Hospital NHS Trust (The)	6	45,015	0
North Tees & Hartlepool NHS Foundation Trust	6	8,572	5,000
Mid Yorkshire Hospitals NHS Trust (The)	6	16,207	0
Frimley Health NHS Foundation Trust	5	8,890	0
Walsall Healthcare NHS Trust	5	19,541	0
Worcestershire Acute Hospitals NHS Trust	5	62,330	0
Barts Health NHS Trust	5	16,232	0
Warrington and Halton Hospitals NHS Foundation Trust	5	20,822	0
East and North Hertfordshire NHS Trust	5	22,264	0
East Kent Hospitals University NHS Foundation Trust	5	16,449	0
Kettering General Hospital NHS Foundation Trust	5	8,844	0
Great Western Hospitals NHS Foundation Trust	5	6,775	0
South Tees Hospitals NHS Foundation Trust	5	10,201	0

Table 4: Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid where the Primary Cause is 'Failure To Interpret X-Ray'. The data includes the legal costs paid up until the end of each relevant financial year of closure. Breakdown by Latest Trust Name(Breakdown by Scheme for Department of Health).

FOI View	Closed Settled
Claim_Outcome	Unsuccessful
Cause1L1	Failure To Interpret X-Ray

Latest Trust Name	No. of Claims	NHS Legal Costs Paid	Claimant Legal Costs Paid
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	5	12,313	0

Table 5: 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 'Fail To Act On Abnorm Test Res'. 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. Breakdown by Year of Closure/Settlement for PPOs.

FOI View	Closed Settled
Claim_Outcome	Successful
Cause1L1	Fail To Act On Abnorm Test Res

Year of Closure (Settlement Year for PPOs)	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2013/14	69	9,070,593	941,944	3,524,485	13,537,021
2014/15	69	14,328,069	1,175,001	4,910,674	20,413,744
2015/16	95	13,006,714	1,224,452	6,113,375	20,344,541
2016/17	88	15,433,634	1,401,323	5,849,311	22,684,268
2017/18	92	13,789,381	1,211,758	5,254,107	20,255,246
2018/19	125	23,077,685	1,702,438	7,255,637	32,035,760
2019/20	126	40,759,477	2,173,007	8,138,049	51,070,533
2020/21	103	37,372,184	1,820,647	6,773,114	45,965,945
2021/22	130	56,228,265	2,809,324	9,829,518	68,867,106
2022/23	120	20,451,324	2,030,179	8,468,996	30,950,499
Grand Total	1,017	243,517,327	16,490,072	66,117,266	326,124,665

Table 6: 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 'Fail To Act On Abnorm Test Res'. 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. Breakdown by Latest Trust Name (Breakdown by Scheme for Department of Health).

FOI View	Closed Settled
Claim_Outcome	Successful
Cause1L1	Fail To Act On Abnorm Test Res

Latest Trust Name	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
58 Trusts with less than 5 claims	139	36,849,089	2,497,640	9,279,231	48,625,960
University Hospitals of Leicester NHS Trust	31	8,746,688	832,629	2,014,613	11,593,930
Department of Health	26	3,037,520	363,834	1,717,598	5,118,952
ELSGP	19	1,082,021	194,420	1,190,421	2,466,862
DH CL	7	1,955,499	169,415	527,177	2,652,090
Manchester University NHS Foundation Trust	23	1,581,173	221,178	960,247	2,762,598
Mid and South Essex NHS Foundation Trust	20	10,239,095	358,845	1,839,935	12,437,875
University Hospitals of North Midlands NHS Trust	20	7,464,719	417,659	1,783,089	9,665,468
University Hospitals Birmingham NHS Foundation Trust	20	2,626,819	343,963	1,084,806	4,055,588
Northern Care Alliance NHS Foundation Trust	19	4,194,982	429,371	1,463,950	6,088,303
North Cumbria Integrated Care NHS Foundation Trust	18	319,800	301,549	1,059,149	1,680,498
University Hospitals of Derby and Burton NHS Foundation Trust	18	2,397,151	160,337	1,046,878	3,604,366
Barts Health NHS Trust	16	5,291,378	268,934	1,152,363	6,712,675
Croydon Health Services NHS Trust	16	308,127	62,787	730,279	1,101,193
Hull University Teaching Hospitals NHS Trust	16	1,760,713	177,861	748,150	2,686,724
University Hospitals Sussex NHS Foundation Trust	16	3,958,424	309,064	1,017,513	5,285,001
King's College Hospital NHS Foundation Trust	15	5,727,388	486,412	1,985,571	8,199,372
Mid Yorkshire Hospitals NHS Trust (The)	15	515,737	54,227	391,918	961,882
Bedfordshire Hospitals NHS Foundation Trust	15	12,704,319	272,023	1,022,576	13,998,919
East Suffolk and North Essex NHS Foundation Trust	15	714,530	84,944	611,871	1,411,345
Sheffield Teaching Hospitals NHS Foundation Trust	15	4,535,869	390,420	1,134,023	6,060,311
Liverpool University Hospitals NHS Foundation Trust	15	1,705,062	123,093	587,859	2,416,014
Nottingham University Hospitals NHS Trust	15	6,892,101	318,752	897,628	8,108,481
Wirral University Teaching Hospital NHS Foundation Trust	14	768,614	113,630	591,490	1,473,733
Bolton NHS Foundation Trust	14	598,963	84,268	405,534	1,088,765
The Leeds Teaching Hospitals NHS Trust	14	2,765,714	193,004	959,500	3,918,218
Epsom and St Helier University Hospitals NHS Trust	14	5,759,621	332,452	1,526,694	7,618,768
Gloucestershire Hospitals NHS Foundation Trust	14	995,904	104,481	846,650	1,947,035
University Hospitals Bristol & Weston NHS Foundation Trust	13	2,143,620	156,382	981,945	3,281,946
East Kent Hospitals University NHS Foundation Trust	13	2,079,076	108,160	687,167	2,874,403
Calderdale & Huddersfield NHS Foundation Trust	12	1,626,667	184,225	739,678	2,550,570
University Hospitals Coventry & Warwickshire NHS Trust	12	768,191	41,252	542,989	1,352,431
Frimley Health NHS Foundation Trust	12	1,190,663	163,867	634,664	1,989,193
Sherwood Forest Hospitals NHS Foundation Trust	12	471,000	131,337	371,500	973,837
Worcestershire Acute Hospitals NHS Trust	11	502,790	51,406	425,629	979,825
St George's University Hospitals NHS Foundation Trust	11	2,791,812	276,181	1,153,000	4,220,993
University Hospital Southampton NHS Foundation Trust	11	1,412,178	260,593	622,076	2,294,848
Maidstone and Tunbridge Wells NHS Trust	11	234,388	58,204	379,100	671,692
University Plymouth Hospitals NHS Trust	10	7,062,400	422,241	1,296,800	8,781,441
Dudley Group NHS Foundation Trust (The)	10	1,341,887	243,948	658,250	2,244,085
West Hertfordshire Hospitals NHS Trust	10	6,060,741	249,802	998,147	7,308,690
Guy's and St Thomas' NHS Foundation Trust	10	1,914,296	163,964	867,745	2,946,005
Surrey and Sussex Healthcare NHS Trust	10	2,049,140	170,958	698,240	2,918,338
South Tees Hospitals NHS Foundation Trust	10	3,085,920	211,935	701,750	3,999,605
Royal Free London NHS Foundation Trust	10	1,164,250	96,830	644,023	1,905,103
Oxford University Hospitals NHS Foundation Trust	9	1,353,894	91,562	643,372	2,088,827
Barnsley Hospital NHS Foundation Trust	9	632,208	110,761	413,275	1,156,245
Blackpool Teaching Hospitals NHS Foundation Trust	9	461,756	61,582	240,637	763,975
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	8	198,590	27,805	232,552	458,948
Chesterfield Royal Hospital NHS Foundation Trust	8	1,029,840	71,579	345,724	1,447,143
East Lancashire Hospitals NHS Trust	8	1,200,351	97,149	485,414	1,782,913
Wrightington, Wigan and Leigh NHS Foundation Trust	8	613,023	101,312	363,250	1,077,585
Walsall Healthcare NHS Trust	8	2,630,291	202,587	417,585	3,250,463
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	8	6,945,909	307,471	781,171	8,034,550
St Helens and Knowsley Teaching Hospitals NHS Trust	8	1,546,658	101,464	596,742	2,244,864
South Tyneside and Sunderland NHS Foundation Trust	8	214,525	30,211	216,100	460,836
Barking, Havering and Redbridge University Hospitals NHS Trust	7	341,699	37,816	275,113	654,628
London North West University Healthcare NHS Trust	7	3,311,319	142,257	836,000	4,289,576
University Hospitals of Morecambe Bay NHS Foundation Trust	7	1,649,634	200,838	557,038	2,407,511
Royal Berkshire NHS Foundation Trust	7	1,616,381	342,191	1,580,750	3,539,322
Warrington and Halton Hospitals NHS Foundation Trust	7	732,500	63,706	458,000	1,254,206
North Bristol NHS Trust	7	2,205,626	214,082	594,773	3,014,481
United Lincolnshire Hospitals NHS Trust	7	1,220,477	99,146	464,073	1,783,696
Imperial College Healthcare NHS Trust	7	2,944,000	182,733	800,383	3,927,116
Doncaster and Bassetlaw Teaching Hospitals NHS Foundation Trust	6	163,137	19,584	181,500	364,221
Lewisham & Greenwich NHS Trust	6	236,500	17,017	173,978	427,495
Yeovil District Hospital NHS Foundation Trust	6	428,517	87,860	248,800	765,177
Shrewsbury and Telford Hospital NHS Trust	6	5,007,085	157,047	499,456	5,663,588
Portsmouth Hospitals NHS Trust	6	5,752,400	208,080	768,834	6,729,313
Mid Cheshire Hospitals NHS Foundation Trust	6	312,085	13,375	133,838	459,299
Bradford Teaching Hospitals NHS Foundation Trust	6	167,216	20,534	151,370	339,120
Whittington Health NHS Trust	6	388,055	82,058	590,726	1,060,839
Northampton General Hospital NHS Trust	6	221,100	27,111	381,942	630,153
Countess of Chester Hospital NHS Foundation Trust	5	79,076	40,746	145,500	265,322
North Tees & Hartlepool NHS Foundation Trust	5	200,000	22,708	169,650	392,358
Queen Victoria Hospital NHS Foundation Trust	5	29,127	22,667	137,200	188,994
Homerton Healthcare NHS Foundation Trust	5	6,316,757	159,515	596,000	7,072,272
Royal Cornwall Hospitals NHS Trust	5	309,000	26,674	195,300	530,974
Cambridge University Hospitals NHS Foundation Trust	5	3,579,000	101,150	467,000	4,147,150
Great Western Hospitals NHS Foundation Trust	5	465,000	81,531	170,283	716,814
Milton Keynes Hospital NHS Foundation Trust	5	191,750	20,469	172,500	384,719
University College London Hospitals NHS Foundation Trust	5	20,120,000	540,793	1,148,500	21,809,293
Lancashire Teaching Hospitals NHS Foundation Trust	5	149,459	37,151	104,223	290,833

Table 6: 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 'Fail To Act On Abnorm Test Res'. 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. Breakdown by Latest Trust Name (Breakdown by Scheme for Department of Health).

FOI View	Closed Settled
Claim_Outcome	Successful
Cause1L1	Fail To Act On Abnorm Test Res

Latest Trust Name	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
The Queen Elizabeth Hospital King's Lynn NHS Foundation Trust	5	194,863	23,107	116,897	334,866
Grand Total	1,017	243,517,327	16,490,072	66,117,266	326,124,665

Table 7: Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid where the Primary Cause is 'Fail To Act On Abnorm Test Res'. The data includes the legal costs paid up until the end of each relevant financial year of closure. Breakdown by Year of Closure.

FOI View	Closed Settled
Claim_Outcome	Unsuccessful
Cause1L1	Fail To Act On Abnorm Test Res

Year of Closure	No. of Claims	NHS Legal Costs Paid	Claimant Legal Costs Paid
2013/14	47	99,416	0
2014/15	48	267,774	12,500
2015/16	51	191,448	0
2016/17	50	172,807	15,000
2017/18	51	151,873	10,000
2018/19	47	332,498	0
2019/20	36	182,593	12,500
2020/21	43	311,420	0
2021/22	75	505,458	0
2022/23	108	281,650	57,500
Grand Total	556	2,496,937	107,500

Table 8: Number and Cost of Clinical Claims Closed between financial years 2013/14 and 2022/23 with NIL damages paid where the Primary Cause is 'Fail To Act On Abnorm Test Res'. The data includes the legal costs paid up until the end of each relevant financial year of closure. Breakdown by Latest Trust Name (Breakdown by Scheme for Department of Health).

FOI View	Closed Settled
Claim_Outcome	Unsuccessful
Cause1L1	Fail To Act On Abnorm Test Res

Latest Trust Name	No. of Claims	NHS Legal Costs Paid	Claimant Legal Costs Paid
98 Trusts with less than 5 claims	191	830,945	20,000
Department of Health			
ELSGP	77	148,683	#
DH CL	#	#	#
NHS Commissioning Board	38	19,178	12,500
University Hospitals of North Midlands NHS Trust	17	120,487	10,000
Manchester University NHS Foundation Trust	17	87,655	0
University Hospitals of Leicester NHS Trust	13	31,269	0
Northern Care Alliance NHS Foundation Trust	12	166,896	0
North Cumbria Integrated Care NHS Foundation Trust	12	9,090	0
London North West University Healthcare NHS Trust	10	67,219	0
University Hospitals Sussex NHS Foundation Trust	10	111,805	0
Sheffield Teaching Hospitals NHS Foundation Trust	9	24,649	0
University Hospitals of Derby and Burton NHS Foundation Trust	9	9,834	0
University Hospitals Birmingham NHS Foundation Trust	9	55,488	50,000
St Helens and Knowsley Teaching Hospitals NHS Trust	9	31,776	0
University Hospitals Coventry & Warwickshire NHS Trust	8	56,735	0
Mid Yorkshire Hospitals NHS Trust (The)	8	49,207	0
Maidstone and Tunbridge Wells NHS Trust	7	9,183	0
University Hospitals of Morecambe Bay NHS Foundation Trust	7	20,209	0
University Plymouth Hospitals NHS Trust	7	30,730	0
South Tees Hospitals NHS Foundation Trust	7	16,552	0
St George's University Hospitals NHS Foundation Trust	7	31,569	0
Cambridge University Hospitals NHS Foundation Trust	6	52,093	0
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	6	131,877	0
King's College Hospital NHS Foundation Trust	6	28,247	0
East Lancashire Hospitals NHS Trust	6	48,622	0
Whittington Health NHS Trust	6	10,424	0
Liverpool University Hospitals NHS Foundation Trust	5	31,325	0
The Leeds Teaching Hospitals NHS Trust	5	29,867	0
Hull University Teaching Hospitals NHS Trust	5	14,475	0
Epsom and St Helier University Hospitals NHS Trust	5	74,584	0
Imperial College Healthcare NHS Trust	5	17,496	0
Warrington and Halton Hospitals NHS Foundation Trust	5	18,301	0
South Warwickshire NHS Foundation Trust	5	103,803	12,500
Croydon Health Services NHS Trust	5	5,663	0