



Resolution

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April 2024
FOI_6434

The following information was requested on 29 February 2024 and clarified on 7 March 2024:

[You requested on 29 February 2024]:

I am writing to request information under the Freedom of Information Act, please can you provide the following:

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

2019-2020

2020-2021

2021-2022

2022-2023

2. Value of claims successfully closed or settled where the Primary Cause is failure/delay in diagnosis or wrong diagnosis.

[We replied on 29 February 2024 with]:

Thank you for your request.

Before we can provide response, I would like to clarify Q1 of your request.

Please refer to our publication: [Guidance-note-Understanding-NHS-Resolution-data-updated](#) and a set of codes against which claims are logged: [CNST-Codes.xlsx \(live.com\)](#) (see the three tabs in the spreadsheet).

We can provide data for failure/delay in diagnosis and/or wrong diagnosis for the following injury codes: Cancer, Advanced stage cancer or malignant tumour. We do not hold the data specifically about prostate cancer – we don't the data on that level of granularity.

Please see the examples of previous similar responses:

[FOI 6242 Failure-Delay-Diagnosis-misdiagnoses-cancer.pdf \(resolution.nhs.uk\)](#)

[FOI 6326 Failure Delay-Diagnosis Misdiagnoses Cancer.pdf \(resolution.nhs.uk\)](#)

[FOI 4070 prostate-cancer-from-MRI.pdf \(resolution.nhs.uk\)](#)

Please, do let us know if you are interested in that data.

We can provide response to your Q2.

Your request will be put on hold until we receive the clarification requested above. If we don't hear back from you within a month, we will close the request.

[You replied on 29 February 2024 with]:

Thank you for your helpful response. In that case, can you please provide data for failure/delay in diagnosis and/or wrong diagnosis for Cancer.

[We sought further clarification on 7 March 2024]:

Sorry to seek further clarification on this one.

In terms of this part of your request – 2. Value of claims successfully closed or settled where the Primary Cause is failure/delay in diagnosis or wrong diagnosis.

Do you want it to relate to claims where the Primary Cause is failure/delay in diagnosis or wrong diagnosis and the injury is also Cancer?

[You replied on 7 March 2024 with]:

No problem at all. Yes please, Primary Cause is failure/delay in diagnosis or wrong diagnosis and the injury is also Cancer?

Our Response

Please find attached the requested information we are able to provide. Please note we only hold information for England. We are able to provide information in complete financial years. We have therefore provided information for the financial year 2019/20 – 2022/23. The information for the financial year 2023/24 is currently unavailable and will be available on request from August 2024.

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>.

Please note claims notified/received and open are not guaranteed to be settled in the same year and can take many years to be concluded. 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. **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 unsuccessful), challenged, reopened and closed again at conclusion.

The data shows variation in numbers of cases received, 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. Please note that since April 2019 NHS Resolution has provided indemnity for general practice claims which has resulted in an increase in the numbers of clinical claims reported, settled and closed. For more detail please see our annual report and accounts ([NHS Resolution - Annual report and accounts 2022/23](#)).

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](#)).

NHS Commissioning Board were responsible for commissioning of services for the NHS in England. The claims against NHS Commissioning Board are inherited liabilities, for example from historical Primary Care Trust (PCTs).

Please note: these tables 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 1 shows: - Number of Clinical Claims and Incidents received between financial years '2019/20' and '2022/23', where at least one of the injuries is '**Cancer**' at any level and the Causes include **failure/delay in diagnosis** and/or **wrong diagnosis** at any level, broken down by Financial Year.

Table 2 shows: - Number of Clinical Claims and Incidents received between financial years '2019/20' and '2022/23', where at least one of the injuries is '**Cancer**' at any level

and the Causes include **failure/delay in diagnosis** and/or **wrong diagnosis** at any level, broken down by Trust.

Table 3: - Number and Cost of Clinical claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2022/23' with a damages payment, where at least one of the injuries is '**Cancer**' at any level and the causes codes include '**failure / delay in diagnosis**' and/or '**Wrong diagnosis**' at any level, broken down by Closed (or for PPOs Settled) 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 4 shows: - Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2022/23' with a damages payment, where at least one of the injuries is '**Cancer**' at any level and the causes codes include '**failure / delay in diagnosis**' and/or '**Wrong diagnosis**' at any level, broken down by Trust. 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.

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.

If you would like to know how data is categorised in our Claims database please see the following link: [Glossary](#)

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 '2019/20' and '2022/23', 'where at least one of the injuries is 'Cancer' at any level and the Causes include failure/delay in diagnosis and/or wrong diagnosis at any level, broken down by Notification Year and Cause.

Table 2: Number of Claims and Incidents received between financial years '2019/20' and '2022/23', 'where at least one of the injuries is 'Cancer' at any level and the Causes include failure/delay in diagnosis and/or wrong diagnosis at any level, broken down by Notification Year and by Trust.

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FOI View Cancer Injury Codes	Notified Y
Year of Notification and Cause	No. of Claims
2019/20	348
Failure/Delay Diagnosis	212
Causes with less than 5 claims	67
Failure/Delay Diagnosis; Fail / Delay Treatment	26
Failure To Interpret X-Ray; Failure/Delay Diagnosis	13
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis	10
Wrong Diagnosis	8
Fail / Delay Treatment; Failure/Delay Diagnosis	7
Failure/Delay Diagnosis; Failure To Perform Tests	5
2020/21	616
Failure/Delay Diagnosis	311
Causes with less than 5 claims	110
Failure/Delay Diagnosis; Fail / Delay Treatment	37
Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.	30
Fail / Delay Treatment; Failure/Delay Diagnosis	18
Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis	17
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis	12
Fail To Follow-Up Arrangements; Failure/Delay Diagnosis	10
Failure To Interpret X-Ray; Failure/Delay Diagnosis	10
Failure To Perform Tests; Failure/Delay Diagnosis	10
Wrong Diagnosis	8
Failure/Delay Diagnosis; Fail To Act On Abnorm Test Res	7
Failure/Delay Diagnosis; Fail To Follow-Up Arrangements	7
Failure To Interpret X-Ray; Failure/Delay Diagnosis; Fail / Delay Treatment	7
Failure/Delay Diagnosis; Wrong Diagnosis	6
Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.; Fail / Delay Treatment	6
Fail / Delay Treatment; Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis	5
Failure To Interpret X-Ray; Fail / Delay Treatment; Failure/Delay Diagnosis	5
2021/22	731
Failure/Delay Diagnosis	268
Causes with less than 5 claims	159
Failure/Delay Diagnosis; Fail / Delay Treatment	53
Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.	35
Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis	34
Fail / Delay Treatment; Failure/Delay Diagnosis	26
Fail / Delay Treatment; Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis	16
Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.; Fail / Delay Treatment	14
Failure To Interpret X-Ray; Failure/Delay Diagnosis	11
Failure To Perform Tests; Failure/Delay Diagnosis; Fail / Delay Treatment	11
Failure To Interpret X-Ray; Failure/Delay Diagnosis; Fail / Delay Treatment	10
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis; Fail / Delay Treatment	9
Fail To Follow-Up Arrangements; Failure/Delay Diagnosis	8
Failure/Delay Diagnosis; Fail / Delay Treatment; Fail/Delay Referring To Hosp.	8
Failure/Delay Diagnosis; Failure To Perform Tests	7
Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis; Fail / Delay Treatment	6
Failure/Delay Diagnosis; Fail / Delay Treatment; Failure To Perform Tests	6
Fail / Delay Treatment; Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.	6
Fail To Follow-Up Arrangements; Failure/Delay Diagnosis; Fail / Delay Treatment	6
Failure To Perform Tests; Failure/Delay Diagnosis	6
Wrong Diagnosis	6
Failure/Delay Diagnosis; Fail To Act On Abnorm Test Res	6
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis	5
Failure/Delay Diagnosis; Fail To Follow-Up Arrangements	5
Fail / Delay Treatment; Failure/Delay Diagnosis; Failure To Perform Tests	5
Failure/Delay Diagnosis; Fail To Act On Abnorm Test Res; Fail / Delay Treatment	5
2022/23	790
Causes with less than 5 claims	203
Failure/Delay Diagnosis	171
Failure/Delay Diagnosis; Fail / Delay Treatment	81
Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis	47
Fail / Delay Treatment; Failure/Delay Diagnosis	22
Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.	21
Failure To Perform Tests; Failure/Delay Diagnosis	20
Failure To Perform Tests; Failure/Delay Diagnosis; Fail / Delay Treatment	17
Fail To Follow-Up Arrangements; Failure/Delay Diagnosis; Fail / Delay Treatment	15
Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis; Fail / Delay Treatment	13
Failure To Interpret X-Ray; Failure/Delay Diagnosis	13
Fail/Delay Referring To Hosp.; Failure To Perform Tests; Failure/Delay Diagnosis	12
Failure To Interpret X-Ray; Failure/Delay Diagnosis; Fail / Delay Treatment	12
Failure/Delay Diagnosis; Fail To Follow-Up Arrangements	11
Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.; Fail / Delay Treatment	11
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis; Fail / Delay Treatment	11
Fail To Follow-Up Arrangements; Failure/Delay Diagnosis	11
Failure/Delay Diagnosis; Failure To Perform Tests	10
Failure/Delay Diagnosis; Failure To Perform Tests; Fail / Delay Treatment	10
Fail To Act On Abnorm Test Res; Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis	9

Table 1: Number of Clinical Claims and Incidents received between financial years '2019/20' and '2022/23', 'where at least one of the injuries is 'Cancer' at any level and the Causes include failure/delay in diagnosis and/or wrong diagnosis at any level, broken down by Notification Year and Cause.

FOI View	Notified
Cancer Injury Codes	Y
Year of Notification and Cause	No. of Claims
Failure/Delay Diagnosis; Failure To Interpret X-Ray	8
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis	8
Fail / Delay Treatment; Failure/Delay Diagnosis; Failure To Perform Tests	8
Failure/Delay Diagnosis; Fail To Act On Abnorm Test Res	7
Failure To Perform Tests; Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis	7
Fail To Act On Abnorm Test Res; Fail / Delay Treatment; Failure/Delay Diagnosis	6
Failure To Perform Tests; Fail / Delay Treatment; Failure/Delay Diagnosis	6
Failure/Delay Diagnosis; Fail / Delay Treatment; Fail/Delay Referring To Hosp.	5
Wrong Diagnosis	5
Wrong Diagnosis; Failure/Delay Diagnosis; Fail / Delay Treatment	5
Failure To Perform Tests; Fail To Follow-Up Arrangements; Failure/Delay Diagnosis	5
Grand Total	2,485

Table 2: Number of Claims and Incidents received between financial years '2019/20' and '2022/23', 'where at least one of the injuries is 'Cancer' at any level and the Causes include failure/delay in diagnosis and/or wrong diagnosis at any level, broken down by Notification Year and by Trust.

FOI View Cancer Injury Codes	Notified Y
Year of Notification and Trust Name	No. of Claims
2019/20	348
Trusts with less than 5 claims	181
NHS Commissioning Board	22
Northern Care Alliance NHS Foundation Trust	11
University Hospitals of North Midlands NHS Trust	9
Shrewsbury and Telford Hospital NHS Trust	8
Royal Free London NHS Foundation Trust	7
County Durham and Darlington NHS Foundation Trust	7
Worcestershire Acute Hospitals NHS Trust	7
Cambridge University Hospitals NHS Foundation Trust	6
University Hospitals of Derby and Burton NHS Foundation Trust	6
Manchester University NHS Foundation Trust	6
Mid and South Essex NHS Foundation Trust	6
Mid Yorkshire Hospitals NHS Trust (The)	6
Warrington and Halton Hospitals NHS Foundation Trust	6
Doncaster and Bassetlaw Teaching Hospitals NHS Foundation Trust	5
South Tyneside and Sunderland NHS Foundation Trust	5
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	5
King's College Hospital NHS Foundation Trust	5
The Leeds Teaching Hospitals NHS Trust	5
Countess of Chester Hospital NHS Foundation Trust	5
University Hospitals of Leicester NHS Trust	5
Hull University Teaching Hospitals NHS Trust	5
South Tees Hospitals NHS Foundation Trust	5
Oxford University Hospitals NHS Foundation Trust	5
Harrogate & District NHS Foundation Trust	5
Northampton General Hospital NHS Trust	5
2020/21	616
Trusts with less than 5 claims	162
Department of Health	162
ELSGP	162
NHS Commissioning Board	58
University Hospitals Birmingham NHS Foundation Trust	13
Sheffield Teaching Hospitals NHS Foundation Trust	10
United Lincolnshire Hospitals NHS Trust	10
Mid Yorkshire Hospitals NHS Trust (The)	10
Hull University Teaching Hospitals NHS Trust	9
Shrewsbury and Telford Hospital NHS Trust	9
University Hospitals Coventry & Warwickshire NHS Trust	8
Mid and South Essex NHS Foundation Trust	8
Manchester University NHS Foundation Trust	8
The Leeds Teaching Hospitals NHS Trust	8
University Hospitals of Derby and Burton NHS Foundation Trust	8
University Hospitals of Leicester NHS Trust	8
North Tees & Hartlepool NHS Foundation Trust	7
Northern Care Alliance NHS Foundation Trust	7
County Durham and Darlington NHS Foundation Trust	7
Calderdale & Huddersfield NHS Foundation Trust	7
Sandwell & West Birmingham Hospitals NHS Trust	6
University Hospitals Dorset NHS Foundation Trust	6
South Tyneside and Sunderland NHS Foundation Trust	6
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	6
University Hospitals of Morecambe Bay NHS Foundation Trust	6
Northumbria Healthcare NHS Foundation Trust	6
University Hospitals of North Midlands NHS Trust	6
North Bristol NHS Trust	5
Barts Health NHS Trust	5
Royal United Hospitals Bath NHS Foundation Trust	5
East Sussex Healthcare NHS Trust	5
University Hospitals Bristol & Weston NHS Foundation Trust	5
St George's University Hospitals NHS Foundation Trust	5
Royal Devon University Healthcare NHS Foundation Trust	5
St Helens and Knowsley Teaching Hospitals NHS Trust	5
South Tees Hospitals NHS Foundation Trust	5
Worcestershire Acute Hospitals NHS Trust	5
Liverpool University Hospitals NHS Foundation Trust	5
2021/22	731
Department of Health	182
ELSGP	182
Trusts with less than 5 claims	167
NHS Commissioning Board	105
Manchester University NHS Foundation Trust	19

Table 2: Number of Claims and Incidents received between financial years '2019/20' and '2022/23', 'where at least one of the injuries is 'Cancer' at any level and the Causes include failure/delay in diagnosis and/or wrong diagnosis at any level, broken down by Notification Year and by Trust.

FOI View Cancer Injury Codes	Notified Y
Year of Notification and Trust Name	No. of Claims
Mid and South Essex NHS Foundation Trust	17
University Hospitals Birmingham NHS Foundation Trust	14
Doncaster and Bassetlaw Teaching Hospitals NHS Foundation Trust	11
Barnsley Hospital NHS Foundation Trust	10
Mid Yorkshire Hospitals NHS Trust (The)	9
University Hospitals Coventry & Warwickshire NHS Trust	9
The Leeds Teaching Hospitals NHS Trust	9
York and Scarborough Teaching Hospitals NHS Foundation Trust	9
United Lincolnshire Hospitals NHS Trust	9
University Hospitals of North Midlands NHS Trust	9
Northern Care Alliance NHS Foundation Trust	8
East Kent Hospitals University NHS Foundation Trust	8
South Tyneside and Sunderland NHS Foundation Trust	8
Gateshead Health NHS Foundation Trust	7
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	7
Shrewsbury and Telford Hospital NHS Trust	6
Kettering General Hospital NHS Foundation Trust	6
University Hospitals Dorset NHS Foundation Trust	6
Buckinghamshire Healthcare NHS Trust	6
Torbay & South Devon NHS Foundation Trust	6
University Hospitals of Leicester NHS Trust	6
Hull University Teaching Hospitals NHS Trust	6
Sheffield Teaching Hospitals NHS Foundation Trust	6
St Helens and Knowsley Teaching Hospitals NHS Trust	6
Blackpool Teaching Hospitals NHS Foundation Trust	5
Liverpool University Hospitals NHS Foundation Trust	5
University Hospitals Sussex NHS Foundation Trust	5
North Tees & Hartlepool NHS Foundation Trust	5
Southport and Ormskirk Hospital NHS Trust	5
Frimley Health NHS Foundation Trust	5
University College London Hospitals NHS Foundation Trust	5
Barts Health NHS Trust	5
Bradford Teaching Hospitals NHS Foundation Trust	5
University Hospitals of Derby and Burton NHS Foundation Trust	5
Worcestershire Acute Hospitals NHS Trust	5
Nottingham University Hospitals NHS Trust	5
2022/23	790
NHS Commissioning Board	223
Trusts with less than 5 claims	199
Department of Health	#
DH CL	#
ELSGP	#
Manchester University NHS Foundation Trust	15
South Tees Hospitals NHS Foundation Trust	14
University Hospitals Birmingham NHS Foundation Trust	12
Hull University Teaching Hospitals NHS Trust	12
Northern Care Alliance NHS Foundation Trust	12
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	10
Sheffield Teaching Hospitals NHS Foundation Trust	10
University Hospitals of Leicester NHS Trust	9
Northumbria Healthcare NHS Foundation Trust	9
Mid and South Essex NHS Foundation Trust	9
University Hospitals Dorset NHS Foundation Trust	9
Worcestershire Acute Hospitals NHS Trust	8
Tameside and Glossop Integrated Care NHS Foundation Trust	7
Liverpool University Hospitals NHS Foundation Trust	7
Lewisham & Greenwich NHS Trust	7
South Tyneside and Sunderland NHS Foundation Trust	7
Barts Health NHS Trust	7
Royal Free London NHS Foundation Trust	7
Chelsea & Westminster Hospital NHS Foundation Trust	7
County Durham and Darlington NHS Foundation Trust	7
Guy's and St Thomas' NHS Foundation Trust	7
North West Anglia NHS Foundation Trust	6
Nottingham University Hospitals NHS Trust	6
University Plymouth Hospitals NHS Trust	6
King's College Hospital NHS Foundation Trust	6
United Lincolnshire Hospitals NHS Trust	6
Mid Yorkshire Hospitals NHS Trust (The)	6
Norfolk & Norwich University Hospitals NHS Foundation Trust	5
North Bristol NHS Trust	5
Royal United Hospitals Bath NHS Foundation Trust	5

Table 2: Number of Claims and Incidents received between financial years '2019/20' and '2022/23', 'where at least one of the injuries is 'Cancer' at any level and the Causes include failure/delay in diagnosis and/or wrong diagnosis at any level, broken down by Notification Year and by Trust.

FOI View	Notified
Cancer Injury Codes	Y

Year of Notification and Trust Name	No. of Claims
Kettering General Hospital NHS Foundation Trust	5
University Hospitals of North Midlands NHS Trust	5
North Tees & Hartlepool NHS Foundation Trust	5
Calderdale & Huddersfield NHS Foundation Trust	5
Northampton General Hospital NHS Trust	5
Barnsley Hospital NHS Foundation Trust	5
Grand Total	2,485

Table 3: Number and Cost of Clinical claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2022/23' with a damages payment, 'where at least one of the injuries is 'Cancer' at any level and the causes codes include failure/delay in diagnosis and/or wrong diagnosis at any level, broken down by Closed/ Settled Year and Cause . 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
Claim_Outcome	Damages Paid
Cancer Injury Codes	Y

Year of Closure (Settlement Year for PPOs) and Cause	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2019/20	226	24,763,263	2,841,006	12,644,351	40,248,620
Failure/Delay Diagnosis	137	16,419,478	1,982,651	8,564,827	26,966,956
Causes with less than 5 claims	47	4,708,864	450,653	2,143,193	7,302,709
Failure/Delay Diagnosis; Fail / Delay Treatment	18	1,800,072	192,115	800,250	2,792,437
Failure/Delay Diagnosis; Fail To Act On Abnorm Test Res	7	176,650	52,632	215,750	445,032
Fail / Delay Treatment; Failure/Delay Diagnosis	6	826,661	75,947	310,519	1,213,127
Failure To Interpret X-Ray; Failure/Delay Diagnosis	6	692,663	66,392	411,750	1,170,805
Wrong Diagnosis	5	138,875	20,617	198,063	357,555
2020/21	231	30,565,652	3,733,236	13,706,448	48,005,337
Failure/Delay Diagnosis	145	17,448,621	2,473,435	8,863,838	28,785,894
Causes with less than 5 claims	41	7,358,327	649,814	2,489,472	10,497,612
Failure/Delay Diagnosis; Fail / Delay Treatment	14	2,152,773	317,207	760,635	3,230,614
Wrong Diagnosis	10	949,817	127,739	540,080	1,617,636
Failure To Interpret X-Ray; Failure/Delay Diagnosis	9	1,302,000	83,816	457,549	1,843,365
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis	6	532,709	30,506	190,375	753,591
Fail / Delay Treatment; Failure/Delay Diagnosis	6	821,405	50,720	404,500	1,276,625
2021/22	305	34,354,732	3,526,438	17,248,877	55,130,046
Failure/Delay Diagnosis	165	20,948,770	2,014,696	9,954,278	32,917,743
Causes with less than 5 claims	66	5,635,948	723,667	3,099,728	9,459,343
Failure/Delay Diagnosis; Fail / Delay Treatment	20	823,634	160,010	929,527	1,913,171
Fail / Delay Treatment; Failure/Delay Diagnosis	9	1,579,900	149,827	660,102	2,389,829
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis	9	1,559,941	101,165	512,300	2,173,406
Failure/Delay Diagnosis; Failure To Interpret X-Ray	7	623,738	85,437	388,000	1,097,175
Failure To Interpret X-Ray; Failure/Delay Diagnosis	7	1,524,976	93,913	633,950	2,252,839
Failure To Interpret X-Ray; Failure/Delay Diagnosis; Fail / L	7	748,586	42,488	239,350	1,030,424
Wrong Diagnosis	5	362,488	61,847	274,585	698,920
Failure/Delay Diagnosis; Fail To Follow-Up Arrangements	5	425,000	77,409	285,650	788,059
Failure To Perform Tests; Failure/Delay Diagnosis	5	121,750	15,979	271,407	409,136
2022/23	351	38,752,317	4,760,948	20,711,782	64,225,047
Failure/Delay Diagnosis	157	22,934,019	2,447,566	10,248,501	35,630,086
Causes with less than 5 claims	83	5,347,406	876,956	4,049,136	10,273,499
Failure/Delay Diagnosis; Fail / Delay Treatment	25	1,767,516	248,896	1,256,450	3,272,861
Fail / Delay Treatment; Failure/Delay Diagnosis	9	670,517	59,179	301,750	1,031,446
Failure To Interpret X-Ray; Failure/Delay Diagnosis	9	563,406	102,824	438,650	1,104,880
Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.	8	1,591,500	166,153	752,849	2,510,502
Fail/Delay Referring To Hosp.; Failure/Delay Diagnosis	8	624,850	131,408	592,250	1,348,509
Fail To Act On Abnorm Test Res; Failure/Delay Diagnosis	7	987,419	217,733	675,850	1,881,002
Failure/Delay Diagnosis; Fail To Act On Abnorm Test Res	7	411,587	32,320	156,368	600,275
Failure/Delay Diagnosis; Failure To Perform Tests	6	2,059,057	165,293	641,888	2,866,238
Fail To Follow-Up Arrangements; Failure/Delay Diagnosis	6	117,314	19,510	226,236	363,059
Wrong Diagnosis	6	688,493	58,838	312,257	1,059,588
Failure/Delay Diagnosis; Failure To Interpret X-Ray	5	384,000	80,465	472,236	936,701
Failure/Delay Diagnosis; Fail To Follow-Up Arrangements	5	233,680	19,617	137,000	390,296
Failure/Delay Diagnosis; Fail / Delay Treatment; Fail/Delay	5	72,302	41,852	172,951	287,105
Failure/Delay Diagnosis; Fail/Delay Referring To Hosp.; Fai	5	299,250	92,340	277,410	669,000
Grand Total	1,113	128,435,964	14,861,628	64,311,459	207,609,050

Table 4: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2022/23' with a damages payment, 'where at least one of the injuries is 'Cancer' at any level and the causes codes include failure/delay in diagnosis and/or wrong diagnosis at any level, broken down by Closed/ Settled Year and Trust . 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
Claim_Outcome
Cancer Injury Codes

Closed Settled
Damages paid
Y

Year of Closure (Settlement Year for PPOs) and Trust Name.	No. of Claims	Damages Paid	NHS Legal Costs Pa	Claimant Legal Costs P:	Total Paid
2019/20	226	24,763,263	2,841,006	12,644,351	40,248,620
Trusts with less than 5 claims	178	19,691,769	2,323,374	10,455,462	32,470,606
University Hospitals Birmingham NHS Foundation Trust	11	1,584,858	175,927	568,165	2,328,950
Manchester University NHS Foundation Trust	9	463,023	68,024	353,050	884,097
East Kent Hospitals University NHS Foundation Trust	7	563,503	59,479	291,675	914,657
Barts Health NHS Trust	6	1,232,172	96,019	416,105	1,744,296
University Hospitals of Leicester NHS Trust	5	523,776	52,948	227,394	804,118
York and Scarborough Teaching Hospitals NHS Foundation Trust	5	529,861	31,598	135,000	696,460
Mid and South Essex NHS Foundation Trust	5	174,300	33,637	197,500	405,437
2020/21	231	30,565,652	3,733,236	13,706,448	48,005,337
Trusts with less than 5 claims	157	23,047,291	2,714,525	9,984,624	35,746,440
University Hospitals of Leicester NHS Trust	10	1,805,532	176,992	446,189	2,428,713
Mid and South Essex NHS Foundation Trust	9	531,545	171,879	757,350	1,460,774
Manchester University NHS Foundation Trust	7	280,912	138,289	283,700	702,901
County Durham and Darlington NHS Foundation Trust	7	484,064	107,093	449,926	1,041,083
South Tees Hospitals NHS Foundation Trust	7	538,522	119,261	400,350	1,058,133
Northern Care Alliance NHS Foundation Trust	6	246,000	43,815	193,703	483,518
University Hospitals of North Midlands NHS Trust	6	998,000	49,246	211,000	1,258,246
University Hospitals of Derby and Burton NHS Foundation Trust	6	915,000	83,023	170,650	1,168,673
Department of Health	6	1,126,821	44,620	369,150	1,540,591
Mid Yorkshire Hospitals NHS Trust (The)	5	479,966	38,617	257,000	775,583
South Tyneside and Sunderland NHS Foundation Trust	5	112,000	45,877	182,807	340,684
2021/22	305	34,354,732	3,526,438	17,248,877	55,130,046
Trusts with less than 5 claims	187	22,085,281	2,194,213	10,862,222	35,141,717
Department of Health	#	#	#	#	#
DH CL	#	#	#	#	#
ELSGP	#	#	#	#	#
Northern Care Alliance NHS Foundation Trust	8	664,961	191,410	559,900	1,416,271
University Hospitals of North Midlands NHS Trust	7	1,370,751	74,926	393,921	1,839,598
East Kent Hospitals University NHS Foundation Trust	7	975,566	96,926	432,000	1,504,492
United Lincolnshire Hospitals NHS Trust	7	842,147	58,489	277,000	1,177,636
Mid Yorkshire Hospitals NHS Trust (The)	7	191,106	28,440	145,125	364,671
University Hospitals of Leicester NHS Trust	6	810,085	107,126	351,150	1,268,360
County Durham and Darlington NHS Foundation Trust	6	632,500	49,002	234,673	916,175
Bradford Teaching Hospitals NHS Foundation Trust	6	2,005,000	62,895	499,533	2,567,428
University Hospitals of Derby and Burton NHS Foundation Trust	6	938,257	56,787	339,210	1,334,254
Nottingham University Hospitals NHS Trust	6	466,441	70,297	311,500	848,238
Royal Free London NHS Foundation Trust	5	186,275	47,026	426,750	660,051
Mid and South Essex NHS Foundation Trust	5	181,577	32,308	170,115	384,000
Barts Health NHS Trust	5	299,923	32,224	210,000	542,147
King's College Hospital NHS Foundation Trust	5	464,902	162,539	542,102	1,169,543
2022/23	351	38,752,317	4,760,948	20,711,782	64,225,047
Trusts with less than 5 claims	183	22,602,311	2,339,789	10,796,705	35,738,805
Department of Health	#	#	#	#	#
DH CL	#	#	#	#	#
ELSGP	#	#	#	#	#
Royal Free London NHS Foundation Trust	9	858,181	123,518	605,500	1,587,199
NHS Commissioning Board	9	76,105	22,588	131,900	230,592
Northern Care Alliance NHS Foundation Trust	8	1,015,356	240,844	786,263	2,042,463
University Hospitals Birmingham NHS Foundation Trust	8	350,087	61,072	277,350	688,510
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	7	853,933	56,500	288,650	1,199,083
Hull University Teaching Hospitals NHS Trust	6	1,096,051	97,984	388,750	1,582,785
United Lincolnshire Hospitals NHS Trust	6	1,859,375	60,740	343,935	2,264,050
Northampton General Hospital NHS Trust	6	1,110,158	86,226	532,250	1,728,635
Mid Yorkshire Hospitals NHS Trust (The)	6	440,612	66,828	375,159	882,599
The Leeds Teaching Hospitals NHS Trust	6	137,126	18,468	110,250	265,844
Warrington and Halton Hospitals NHS Foundation Trust	6	601,237	68,150	378,805	1,048,192
Shrewsbury and Telford Hospital NHS Trust	5	1,611,815	219,599	558,500	2,389,915
University Hospitals of Leicester NHS Trust	5	373,420	29,786	224,500	627,705
Barnsley Hospital NHS Foundation Trust	5	166,000	29,604	151,225	346,829
Worcestershire Acute Hospitals NHS Trust	5	404,708	84,314	283,250	772,272
Norfolk & Norwich University Hospitals NHS Foundation Trust	5	389,500	17,695	224,118	631,313
Grand Total	1,113	128,435,964	14,861,628	64,311,459	207,609,050