



Resolution

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July 2025
FOI_7315

The following information was requested on 11 July 2025:

I am writing to request information under the Freedom of Information Act 2000. This request follows previous similar FOI responses, particularly FOI_6519, and seeks updated data for evidence-based healthcare improvement initiatives.

Specific Information Requested

*I request the following information for clinical negligence claims where the primary cause is **"Failure To Interpret X-Ray"** and the primary injury is either:*

*Aneurysm
Thrombosis/embolism
Brain Damage
Rupture
Stroke
Spinal damage*

Data Categories Required

1. Claims Received/Notified

Number of clinical claims and incidents received between financial years 2020/21 through 2024/25 (or latest available data)

Breakdown by financial year of notification

2. Claims Closed with Damages

Number and cost of clinical claims closed (or settled with periodical payment orders) with damages payments

Financial years: 2020/21 through 2024/25 (or latest available)

Including: damages paid, NHS legal costs, claimant legal costs, total costs

Breakdown by year of closure/settlement

3. Claims Closed without Damages

Number and cost of clinical claims closed with NIL damages

Same financial year range as above

Including associated legal costs

4. Specialty Analysis

*Analysis by primary medical specialty
For claims closed with damages payments
Same financial year parameters*

5. Primary Injury Analysis

*Detailed breakdown by the specific primary injuries listed above
Cost and volume data for each injury category
Same financial year parameters*

6. NHS Trust Analysis

*List of NHS Trusts involved in claims meeting the above criteria
Total number of claims per Trust over the 5-year period (2020/21 to 2024/25)
Total associated costs per Trust including:*

*Total damages paid
Total NHS legal costs
Total claimant legal costs
Grand total costs per Trust*

Breakdown by Trust showing both successful claims (with damages) and unsuccessful claims (NIL damages)

Data Format and Timeframe

*Financial Years: 2020/21, 2021/22, 2022/23, 2023/24, 2024/25 (where data is available)
Format: Tabular data similar to previous FOI_6519 response format
Currency: All financial figures in GBP
Data Protection: I understand that figures below 5 may be masked with "#" symbol per GDPR compliance*

*Context and Justification
This request supports:*

*Healthcare quality improvement initiatives
Medical imaging technology assessment
Evidence-based healthcare policy development
Understanding trends in diagnostic imaging-related clinical incidents*

*The data will contribute to improving patient safety outcomes through better understanding of diagnostic imaging interpretation challenges within the NHS.
Additional Notes*

*I understand this request covers England only, as per NHS Resolution's jurisdiction
I acknowledge the time lag between incident occurrence and claims notification/resolution
I am aware that 2024/25 data may be incomplete depending on the response date
Please include any relevant caveats regarding data interpretation, similar to those provided in*

Our Response

Please find attached the requested information. This information only covers England and not the rest of the UK. The data for the financial year 2024/25 is currently unavailable and will be available from August 2025.

NB: 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.

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.

We have provided data on clinical cases only.

Please note: Cover under the Clinical Negligence Scheme for Trusts (CNST) has also been available to independent sector providers (ISPs) of NHS care since 1st April 2013, but data relating to these ISPs has not been included in our response, as the request was for a breakdown by Trust.

Table 1 shows: - Number of Clinical Claims and Incidents received between financial years '2019/20' and '2023/24' where the Primary Cause is '**Failure to Interpret X-Ray**' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage'.

Table 2 shows: - Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2023/24' with a damages payment, where the Primary Cause is '**Failure to Interpret X-Ray**' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage'. 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 '2019/20' and '2023/24' with a damages payment, where the Primary Cause is '**Failure to Interpret X-Ray**' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage', broken down by Specialty. 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 '2023/24' with a damages payment, where the Primary Cause is '**Failure to Interpret X-Ray**' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage', 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 and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2023/24' with a damages payment, where the Primary Cause is '**Failure to Interpret X-Ray**' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage', 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.

Table 6 shows: - Number and Cost of Clinical Claims Closed between financial years '2019/20' and '2023/24' with **NIL** damages paid where the Primary Cause is '**Failure to Interpret X-Ray**' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage'.

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Please note: the tables broken down Trust 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.

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 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 [Joanne Appleby](#), Deputy 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 '2023/24' where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage'.

Table 2: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2023/24' with a damages payment, where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage'. 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.

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Table 5: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2023/24' with a damages payment, where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage', 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.

Table 6: Number and Cost of Clinical Claims Closed between financial years '2019/20' and '2023/24' with NIL damages paid where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage'.

Table 7: Number and Cost of Clinical Claims Closed between financial years '2019/20' and '2023/24' with NIL damages paid where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage', broken down by Trust.

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Notified	Y
Clinical_NonClinical	Clinical
ISP Flag	N

Year of Notification	No. of Claims
2019/20	20
2020/21	15
2021/22	10
2022/23	9
2023/24	20
Grand Total	74

Table 2: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2023/24' with a damages payment, where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage'. 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.

Is_PPO	(All)
ClosedSettled	Y
Claim_Outcome	Damages Paid
Clinical_NonClinical	Clinical
ISP Flag	N

Year of Closure (Settlement Year for PPOs)	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2019/20	7	5,772,336	188,307	1,080,856	7,041,499
2020/21	5	2,093,648	112,131	351,915	2,557,694
2021/22	10	6,098,431	564,061	1,463,313	8,125,804
2022/23	5	3,826,831	213,757	438,500	4,479,088
2023/24	18	4,586,528	762,518	2,447,208	7,796,254
Grand Total	45	22,377,774	1,840,774	5,781,791	30,000,340

Resolution

Table 3: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2023/24' with a damages payment, where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage', broken down by Specialty. 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.

ClosedSettled	Y
Claim_Outcome	Damages Paid
Clinical_NonClinical	Clinical
ISP Flag	N

Specialty	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Radiology	31	14,896,425	1,213,539	4,000,479	20,110,443
Emergency Medicine	7	533,193	155,979	427,313	1,116,484
Paediatrics	#	#	#	#	#
Infectious Diseases	#	#	#	#	#
Ophthalmology	#	#	#	#	#
General Medicine	#	#	#	#	#
Neurosurgery	#	#	#	#	#
Neurology	#	#	#	#	#
Grand Total	45	22,377,774	1,840,774	5,781,791	30,000,340

Table 4: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2023/24' with a damages payment, where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage', 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.

ClosedSettled	Y
Clinical_NonClinical	Clinical
Claim_Outcome	Damages Paid
ISP Flag	N

Injury	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Spinal Damage	22	7,280,819	765,852	2,432,686	10,479,357
Brain Damage	11	12,007,870	880,330	2,349,095	15,237,296
Thrombosis/Embolism	5	1,970,985	59,630	329,511	2,360,125
Aneurysm	#	#	#	#	#
Stroke	#	#	#	#	#
Rupture	#	#	#	#	#
Grand Total	45	22,377,774	1,840,774	5,781,791	30,000,340

Please note: the tables broken down by Trusts should not be interpreted as a league table. Larger member organisations and those which provide more complex treatment 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. In some circumstances, volumes of reported cases may be impacted by multiple claims notified in relation to one cause of action.

Table 5: Number and Cost of Clinical Claims Closed (or settled with a periodical payment order) between financial years '2019/20' and '2023/24' with a damages payment, where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage', 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.

ClosedSettled	Y
Clinical_NonClinical	Clinical
Claim_Outcome	Damages Paid
ISP Flag	N

Trust	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Barking, Havering and Redbridge University Hospitals NHS Trust	#	#	#	#	#
Barts Health NHS Trust	#	#	#	#	#
Bedfordshire Hospitals NHS Foundation Trust	#	#	#	#	#
Bradford Teaching Hospitals NHS Foundation Trust	#	#	#	#	#
County Durham and Darlington NHS Foundation Trust	#	#	#	#	#
Croydon Health Services NHS Trust	#	#	#	#	#
East Kent Hospitals University NHS Foundation Trust	#	#	#	#	#
Great Ormond Street Hospital for Children NHS Foundation Trust	#	#	#	#	#
Guy's and St Thomas' NHS Foundation Trust	#	#	#	#	#
Harrogate & District NHS Foundation Trust	#	#	#	#	#
Hull University Teaching Hospitals NHS Trust	#	#	#	#	#
Imperial College Healthcare NHS Trust	#	#	#	#	#
James Paget University Hospitals NHS Foundation Trust	#	#	#	#	#
Lancashire Teaching Hospitals NHS Foundation Trust	#	#	#	#	#
Lewisham & Greenwich NHS Trust	#	#	#	#	#
London North West University Healthcare NHS Trust	#	#	#	#	#
Maidstone and Tunbridge Wells NHS Trust	#	#	#	#	#
Mersey and West Lancashire Hospitals NHS Trust	#	#	#	#	#
Mid and South Essex NHS Foundation Trust	#	#	#	#	#
Mid Yorkshire Teaching NHS Trust	#	#	#	#	#
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	#	#	#	#	#
North Bristol NHS Trust	#	#	#	#	#
Northern Care Alliance NHS Foundation Trust	#	#	#	#	#
Northern Lincolnshire & Goole Hospitals NHS Foundation Trust	#	#	#	#	#
Oxford University Hospitals NHS Foundation Trust	#	#	#	#	#
Sandwell & West Birmingham Hospitals NHS Trust	#	#	#	#	#
Sheffield Teaching Hospitals NHS Foundation Trust	#	#	#	#	#
South Tyneside and Sunderland NHS Foundation Trust	#	#	#	#	#
Stockport NHS Foundation Trust	#	#	#	#	#
Surrey and Sussex Healthcare NHS Trust	#	#	#	#	#
Torbay & South Devon NHS Foundation Trust	#	#	#	#	#
United Lincolnshire Hospitals NHS Trust	#	#	#	#	#
University Hospital Southampton NHS Foundation Trust	#	#	#	#	#
University Hospitals Birmingham NHS Foundation Trust	#	#	#	#	#
University Hospitals Dorset NHS Foundation Trust	#	#	#	#	#
University Hospitals of Derby and Burton NHS Foundation Trust	#	#	#	#	#
Walsall Healthcare NHS Trust	#	#	#	#	#
Worcestershire Acute Hospitals NHS Trust	#	#	#	#	#
York and Scarborough Teaching Hospitals NHS Foundation Trust	#	#	#	#	#
Grand Total	45	22,377,774	1,840,774	5,781,791	30,000,340

Table 6: Number and Cost of Clinical Claims Closed between financial years '2019/20' and '2023/24' with NIL damages paid where the Primary Cause is 'Failure to Interpret X-Ray' and the Primary Injury is 'Aneurysm', 'Thrombosis/Embolism', 'Brain Damage', 'Rupture', 'Stroke', or 'Spinal Damage'.

ClosedSettled	Y
Claim_Outcome	Nil Damages
Clinical_NonClinical	Clinical
ISP Flag	N

Year of Closure	No. of Claims	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2019/20	5	63,839	0	63,839
2020/21	7	55,723	0	55,723
2021/22	7	31,233	0	31,233
2022/23	#	#	#	#
2023/24	7	57,115	0	57,115

Please note: the tables broken down by Trusts 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. In some circumstances, volumes of reported cases may be impacted by multiple claims notified in relation to one cause of action.

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ClosedSettled	Y
Claim_Outcome	Nil Damages
ISP Flag	N
Clinical_NonClinical	Clinical

Trust	No. of Claims	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Bradford Teaching Hospitals NHS Foundation Trust	#	#	#	#
Calderdale & Huddersfield NHS Foundation Trust	#	#	#	#
County Durham and Darlington NHS Foundation Trust	#	#	#	#
East Cheshire NHS Trust	#	#	#	#
Hull University Teaching Hospitals NHS Trust	#	#	#	#
Maidstone and Tunbridge Wells NHS Trust	#	#	#	#
Manchester University NHS Foundation Trust	#	#	#	#
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	#	#	#	#
North Bristol NHS Trust	#	#	#	#
Northampton General Hospital NHS Trust	#	#	#	#
Northern Care Alliance NHS Foundation Trust	#	#	#	#
Nottingham University Hospitals NHS Trust	#	#	#	#
Princess Alexandra Hospital NHS Trust (The)	#	#	#	#
Queen Victoria Hospital NHS Foundation Trust	#	#	#	#
Sheffield Teaching Hospitals NHS Foundation Trust	#	#	#	#
United Lincolnshire Hospitals NHS Trust	#	#	#	#
University Hospitals Coventry & Warwickshire NHS Trust	#	#	#	#
University Hospitals Dorset NHS Foundation Trust	#	#	#	#
University Hospitals of Leicester NHS Trust	#	#	#	#
University Hospitals Plymouth NHS Trust	#	#	#	#
University Hospitals Sussex NHS Foundation Trust	#	#	#	#
Wrightington, Wigan and Leigh NHS Foundation Trust	#	#	#	#