



Resolution

8th Floor,
10 South Colonnade
Canary Wharf
London
E14 4PU

Telephone: 020 7811 2700

October 2025

FOI_7420

The following information was requested on 3 September 2025:

Follow up to – [FOI 7320 Bodily-harm Murder.pdf](#)

Thanks so much for this.

We have looked through the data – please could you look again at the answers as they are not in line with the kind of disclosure requested. I'd be grateful for the following:

*Confirmation that all suppressed figures are higher than zero (I know you confirmed this with the original FOI I sent, but want to double confirm that is still the case with this latest set of data)
A breakdown of costs and compensation payments by Trust as requested, or a full explanation as to why this disclosure is not being made so that I can formulate an appeal if necessary
A further breakdown of the disclosed claims to differentiate between bodily harm and murder, or a full explanation as to why this disclosure is being withheld, to allow me to formulate an appeal if necessary*

Please could you also break down the number of claims by year, as requested. Or please provide an explanation as to why they been amalgamated into an overall figure.

Our Response

Thank you for your request for information. Unfortunately, we will not be able to provide the data in the way you have requested due to quite a few low numbers involved. Please refer to our low numbers' refusal notice below for further details.

All of the data hashed out relate to between 1-4 claims for each Trust. Due to the fact that the data relates to low numbers for each Trust (fewer than 5 claims), we are unable to provide the breakdown of costs for each Trust. Please refer to our low numbers refusal notice below for further explanation.

Due to the low numbers involved we are unable to further break down the data to differentiate between bodily harm and murder. We may be able to provide an aggregate breakdown, but it would not be broken down by year or by Trust. Please let us know if you are interested in the aggregate figure.

We believe that the information provided in response to [FOI 7320 Bodily-harm Murder.pdf](#) is the most meaningful data we are able to provide in terms of your request.

Low Numbers

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.

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.

A similar approach was adopted by the Information Commissioner's Officer in the case of [FS50543792](#).

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/>