



Resolution

2nd Floor
151 Buckingham Palace Road
London
SW1W 9SZ
Telephone: 020 7811 2700

November 2018
FOI_3482

The following information was requested on 17 October 2018:

RE: - Cost of litigation in relation to maternity services.

The two questions which we can answer are in the final paragraph:-

- 1. Total cost of litigation; and*
- 2. Proportion related to midwifery cases.*

Our Response

Please see the attached report. Please note that we are unable to identify what proportion of the obstetrics/gynaecology claims relate specifically to midwifery service.

We would also refer you to our published [annual report](#) page 74 which sets out the intelligence and intervention work we are carrying out in respect of obstetrics claims.

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](#), Head of Corporate and Information Governance 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

Freedom of Information Request# 3482

Data correct as at: 2018-09-30

Table 1: Number and Cost of Claims Closed/Settled with damages paid in financial year 2017/18.

NB: We do not specifically code our claims to allow distinction to specific staff/groups, therefore we cannot ascertain what proportion of the obstetrics/gynaecology claims are specifically midwife related.

Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome	Successful

Year of Closure (Settlement Year for PPOs)	No. of Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
2017/18					
Gynaecology	490	30,548,850	4,661,131	21,264,222	56,474,203
Obstetrics	754	503,444,618	23,728,506	84,312,157	611,485,280
All other specialties	5,728	631,864,491	76,063,351	332,514,852	1,040,442,694
Grand Total	6,972	1,165,857,959	104,452,989	438,091,230	1,708,402,177