



Resolution

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October 2019
FOI_3971

The following information was requested on 21 August 2019:

How many cases of clinical negligence relating to delayed or misdiagnosis were there across all NHS trusts in 2018/19?

Please can you provide a list of the 10 NHS Trusts that had the most reports of clinical negligence relating to delayed or misdiagnosis in 2018/19?

Please can you provide a list of the 10 NHS Trusts that paid out the most money for clinical negligence claims relating to delayed or misdiagnosis in 2018/19?

Our Response

Please find attached the requested information. Please note the personal injury discount rate changed in March 2017 which increased the value of claims where future losses apply.

Claims recorded against the Department of Health and Social Care (showing as Department of Health) are liabilities arising from defunct NHS organisations which transferred to the Secretary of State for Health and Social Care when those organisations were abolished.

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](#), 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

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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 Claims received for the financial year 2018/19 where one of the causes is either "Failure/Delay Diagnosis" or "Wrong Diagnosis"](#)

[Table 2: Analysis of Top 10 Hospital Trusts by Number of Claims for Claims Closed/Settled with damages paid for the financial year 2018/19 where one of the causes is either "Failure/Delay Diagnosis" or "Wrong Diagnosis"](#)

[Table 3: Analysis of Top 10 Hospital Trusts by Total Paid for Claims Closed/Settled with damages paid for the financial year 2018/19 where one of the causes is either "Failure/Delay Diagnosis" or "Wrong Diagnosis"](#)

Table 1: Number of Claims received for the financial year 2018/19 where one of the causes is either "Failure/Delay Diagnosis" or "Wrong Diagnosis"

Notifications	Y
Clinical_NonClinical	(All)

Notification Year	No_of_Claims
2018/19	2,315
Grand Total	2,315

Table 2: Analysis of Top 10 Hospital Trusts by Number of Claims for Claims Closed/Settled with damages paid for the financial year 2018/19 where one of the causes is either "Failure/Delay Diagnosis" or "Wrong Diagnosis"

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs)			Defence Costs	Claimant Costs	
----- Member Name	No_of_Claims	Damages Paid	Paid	Paid	Total Paid
2018/19	272	55,127,281	5,212,064	17,641,956	77,981,301
Hull & East Yorkshire Hospitals NHS Trust	36	2,698,231	344,237	1,614,240	4,656,708
University Hospitals Birmingham NHS Foundation Trust	34	2,535,193	517,848	1,646,050	4,699,092
Pennine Acute Hospitals NHS Trust (The)	31	7,101,501	422,976	1,603,987	9,128,463
County Durham and Darlington NHS Foundation Trust	30	2,671,480	547,852	2,581,316	5,800,648
South Tyneside and Sunderland NHS Foundation Trust	27	3,336,131	503,519	1,725,919	5,565,569
Nottingham University Hospitals NHS Trust	26	9,220,360	718,394	1,259,954	11,198,708
Mid Yorkshire Hospitals NHS Trust (The)	24	2,235,193	312,253	1,373,913	3,921,359
Manchester University NHS Foundation Trust	22	3,644,265	248,561	1,184,068	5,076,894
Department of Health	22	16,958,028	1,232,400	3,011,301	21,201,729
Barts Health NHS Trust	20	4,726,899	364,025	1,641,209	6,732,132
Grand Total	272	55,127,281	5,212,064	17,641,956	77,981,301

Table 3: Analysis of Top 10 Hospital Trusts by Total Paid for Claims Closed/Settled with damages paid for the financial year 2018/19 where one of the causes is either "Failure/Delay Diagnosis" or "Wrong Diagnosis"

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs)			Defence Costs	Claimant Costs	
----- Member Name	No_of_Claims	Damages Paid	Paid	Paid	Total Paid
2018/19	162	81,041,380	5,159,568	17,822,825	104,023,773
Department of Health	22	16,958,028	1,232,400	3,011,301	21,201,729
Nottingham University Hospitals NHS Trust	26	9,220,360	718,394	1,259,954	11,198,708
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	8	7,200,598	525,589	2,119,950	9,846,137
Royal Free London NHS Foundation Trust	13	8,094,738	334,778	1,303,222	9,732,738
North Middlesex University Hospital NHS Trust	9	7,326,712	426,219	1,977,524	9,730,455
Pennine Acute Hospitals NHS Trust (The)	31	7,101,501	422,976	1,603,987	9,128,463
Barking, Havering and Redbridge University Hospitals NHS Trust	18	7,425,414	304,795	1,248,563	8,978,772
Royal United Hospitals Bath NHS Foundation Trust	5	5,665,250	409,472	2,306,616	8,381,339
Lewisham & Greenwich NHS Trust	13	6,452,764	363,994	1,290,284	8,107,042
North West Anglia NHS Foundation Trust	17	5,596,016	420,950	1,701,425	7,718,391
Grand Total	162	81,041,380	5,159,568	17,822,825	104,023,773