



Resolution

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

October 2019
FOI_4030

The following information was requested on 10 October 2019:

Please can you send me a list of the highest spending 10 NHS trusts that have had the highest clinical negligence payments to members of the public (and detail the amount paid out) for the following years:

2014-15
2015-16
2016-17
2017-18
2018-19

Please separate total payments made as a result of patients dying for each trust in the list of 10 every year.

I.e. Barts was 63m last year, but 3.3m was for 14 deaths. I would like this detail for each of the 10 trusts for each of the years requested.

Our Response

Please find attached the requested information.

Please note we have suppressed low figures as we believe that disclosure of information with this level of granularity is exempt under Section 40(2) by virtue of section 40(3) (a) (i) of the Freedom of Information 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.

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. Where we are in the territory of such small numbers in the attached, we have used a '#' symbol in the relevant field. You should still be able to see aggregate/total details for higher-level fields containing this data.

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: Analysis of Top 10 Hospital Trusts by Total Paid for Claims Closed/Settled with damages paid between financial years 2014/2015 and 2018/19 broken down by Fatality](#)

Table 1: Analysis of Top 10 Hospital Trusts by Total Paid for Claims Closed/Settled with damages paid between financial years 2014/2015 and 2018/19 broken down by Fatality

Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid
MemberCode	(Multiple Items)

Year of Closure (Settlement Year for PPOs)----- Member Name	No_of_Claims	Total Paid
2014/15	741	£203,635,130
Barts Health NHS Trust	83	£31,432,370
Fatality	13	£1,953,315
King's College Hospital NHS Foundation Trust	49	£24,518,915
Fatality	9	£1,562,325
Nottingham University Hospitals NHS Trust	89	£22,225,056
Fatality	13	£1,242,164
The Leeds Teaching Hospitals NHS Trust	91	£21,048,098
Fatality	19	£1,798,737
Manchester University NHS Foundation Trust	85	£21,037,280
Fatality	16	£1,741,981
University Hospitals Birmingham NHS Foundation Trust	140	£20,166,526
Fatality	10	£1,713,246
Imperial College Healthcare NHS Trust	44	£16,393,209
Fatality	6	£2,135,413
Calderdale & Huddersfield NHS Foundation Trust	52	£15,735,833
Fatality	#	#
Mid Yorkshire Hospitals NHS Trust (The)	53	£15,629,654
Fatality	11	£1,717,399
South Tees Hospitals NHS Foundation Trust	55	£15,448,188
Fatality	6	£498,049
2015/16	776	£210,806,290
University Hospitals Birmingham NHS Foundation Trust	199	£24,869,339
Fatality	20	£2,228,235
Salford Royal NHS Foundation Trust	34	£24,190,199
Fatality	#	#
Walsall Healthcare NHS Trust	38	£22,354,637
Fatality	#	#
University Hospitals of Leicester NHS Trust	95	£21,919,116
Fatality	14	£1,419,771
King's College Hospital NHS Foundation Trust	56	£21,690,604
Fatality	9	£1,212,447
Imperial College Healthcare NHS Trust	47	£19,721,978
Fatality	6	£615,557
Barts Health NHS Trust	80	£19,668,424
Fatality	15	£2,181,202
United Lincolnshire Hospitals NHS Trust	83	£19,404,170
Fatality	16	£1,369,034
The Leeds Teaching Hospitals NHS Trust	73	£18,811,278
Fatality	9	£906,224
Manchester University NHS Foundation Trust	71	£18,176,545
Fatality	8	£1,149,716
2016/17	668	£214,304,427
University Hospitals Birmingham NHS Foundation Trust	174	£32,971,396
Fatality	19	£2,900,037
Imperial College Healthcare NHS Trust	39	£22,639,612
Fatality	#	#
Royal Surrey County Hospital NHS Foundation Trust (The)	31	£21,244,780
Fatality	#	#
Gloucestershire Hospitals NHS Foundation Trust	49	£20,976,983
Fatality	#	#
Lewisham & Greenwich NHS Trust	49	£20,586,140
Fatality	5	£591,597
Barts Health NHS Trust	84	£20,226,306
Fatality	16	£3,149,931
West Hertfordshire Hospitals NHS Trust	38	£19,647,061
Fatality	#	#
King's College Hospital NHS Foundation Trust	52	£19,417,345
Fatality	8	£1,118,127
Surrey and Sussex Healthcare NHS Trust	41	£18,333,338
Fatality	#	#

Table 1: Analysis of Top 10 Hospital Trusts by Total Paid for Claims Closed/Settled with damages paid between financial years 2014/2015 and 2018/19 broken down by Fatality

Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid
MemberCode	(Multiple Items)

Manchester University NHS Foundation Trust	111	£18,261,465
Fatality	10	£1,870,014
2017/18	797	£307,164,044
Barts Health NHS Trust	95	£35,250,618
Fatality	11	£1,960,688
Manchester University NHS Foundation Trust	134	£34,480,867
Fatality	24	£2,989,454
The Leeds Teaching Hospitals NHS Trust	94	£33,423,543
Fatality	13	£1,187,626
Lewisham & Greenwich NHS Trust	52	£31,904,113
Fatality	8	£5,558,871
Mid Yorkshire Hospitals NHS Trust (The)	98	£30,791,707
Fatality	9	£653,172
St George's University Hospitals NHS Foundation Trust	39	£29,292,515
Fatality	#	#
Oxford University Hospitals NHS Foundation Trust	71	£29,124,935
Fatality	9	£883,255
Nottingham University Hospitals NHS Trust	89	£28,250,978
Fatality	13	£2,051,741
Imperial College Healthcare NHS Trust	39	£27,942,504
Fatality	5	£647,688
South Tyneside and Sunderland NHS Foundation Trust	86	£26,702,264
Fatality	9	£1,417,558
2018/19	723	£384,570,203
Barts Health NHS Trust	110	£64,338,599
Fatality	14	£3,357,363
Nottingham University Hospitals NHS Trust	92	£57,317,760
Fatality	18	£1,519,527
Barking, Havering and Redbridge University Hospitals NHS Trust	71	£48,475,557
Fatality	14	£2,106,312
Frimley Health NHS Foundation Trust	87	£34,440,225
Fatality	13	£1,182,224
King's College Hospital NHS Foundation Trust	66	£32,114,261
Fatality	#	#
University Hospitals of Derby and Burton NHS Foundation Trust	89	£31,077,287
Fatality	12	£941,839
Brighton & Sussex University Hospitals NHS Trust	60	£30,266,840
Fatality	9	£2,579,689
Imperial College Healthcare NHS Trust	56	£29,495,167
Fatality	11	£1,170,052
Chelsea & Westminster Hospital NHS Foundation Trust	39	£29,217,130
Fatality	#	#
St George's University Hospitals NHS Foundation Trust	53	£27,827,378
Fatality	5	£2,661,464
Grand Total	3705	£1,320,480,095