



Resolution

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May 2020
FOI_4379

The following information was requested on 20 February 2020:

I am interested in the amount of money that the NHS is having to pay out to staff who claim compensation for example for physical injuries, stress or other mental health problems. My interest relates only to health matters and accidents. My interest does not relate to other compensation claims such as those for unfair dismissal.

I would like to request the following data:

- 1) *The names of the five NHS Trusts which paid out the largest amount of compensation payments to staff in each of the past five financial years:*
 - a) *The top five NHS Trusts for the financial year 2014/15*
 - b) *The top five NHS Trusts for the financial year 2015/16*
 - c) *The top five NHS Trusts for the financial year 2016/17*
 - d) *The top five NHS Trusts for the financial year 2017/18*
 - e) *The top five NHS Trusts for the financial year 2018/19*

- 2) *The number of compensation payments and the total financial amount of compensation payments paid out to staff, broken down into separate categories summarising the nature behind the compensation claims, for each of the respective top five NHS Trusts for each of the past five financial years*

e.g. In the financial year 2014/15, NHS Trust A made 10 compensation payments relating to slip and trip accidents which added up to a total amount of £10000

- 3) *For each of the annual datasets for each Trust in 2), a breakdown of all individual claims for each NHS Trust, including the total amount of money paid to the claimant and information summarising the nature behind each compensation claim*

Our Response

Please find attached the requested information we are able to provide.

We have suppressed low figures and we are unable to provide details about individual claims 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. 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. 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 Hospital Trusts for Claims Closed/Settled relating to health matters and accidents with damages paid to staff by Top 5 Trusts between financial years 2014/15 - 2018/19](#)

[Table 2: Analysis of Primary Causes for Claims Closed/Settled relating to health matters and accidents with damages paid to staff by Top 5 Trusts between financial years 2014/15 - 2018/19](#)

Table 1: Analysis of Hospital Trusts for Claims Closed/Settled relating to health matters and accidents with damages paid to staff by Top 5 Trusts between financial years 2014/15 - 2018/19

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Member Name	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2014/15	23	79,056	5,613	58,184	142,852
Sandwell & West Birmingham Hospitals NHS Trust	5	13,442	0	8,028	21,470
Liverpool University Hospitals NHS Foundation Trust	8	20,951	0	14,654	35,606
#	#	#	#	#	#
London Ambulance Service NHS Trust	5	15,062	244	7,740	23,046
#	#	#	#	#	#
2015/16	52	321,922	22,647	167,595	512,164
Pennine Acute Hospitals NHS Trust (The)	9	59,548	9,462	44,530	113,540
East Sussex Healthcare NHS Trust	5	51,000	1,300	20,608	72,908
Yorkshire Ambulance Service NHS Trust	11	49,772	3,631	35,723	89,126
North West Ambulance NHS Trust	25	111,217	1,409	54,022	166,648
#	#	#	#	#	#
2016/17	76	609,686	110,366	481,688	1,201,739
Manchester University NHS Foundation Trust	16	126,745	16,499	101,245	244,489
United Lincolnshire Hospitals NHS Trust	10	121,513	16,596	66,799	204,908
University Hospitals Birmingham NHS Foundation Trust	25	121,137	25,351	121,460	267,949
York Teaching Hospital NHS Foundation Trust	6	139,122	48,028	122,544	309,693
London Ambulance Service NHS Trust	19	101,169	3,891	69,639	174,699
2017/18	59	1,586,009	177,024	638,856	2,401,889
East of England Ambulance NHS Trust	16	229,143	47,177	153,444	429,764
London Ambulance Service NHS Trust	23	164,380	23,250	155,031	342,662
#	#	#	#	#	#
Mersey Care NHS Foundation Trust	14	151,035	27,444	117,483	295,963
#	#	#	#	#	#
2018/19	61	2,354,102	249,133	723,517	3,326,753
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	11	462,449	60,945	145,482	668,875
Barts Health NHS Trust	14	392,436	56,777	184,859	634,072
Wirral University Teaching Hospital NHS Foundation Trust	23	470,272	35,274	140,005	645,551
Black Country Partnership NHS Foundation Trust	7	590,009	44,408	140,014	774,431
Midlands Partnership NHS Foundation Trust	6	438,937	51,730	113,158	603,824
Grand Total	271	4,950,775	564,783	2,069,840	7,585,397

Table 2: Analysis of Primary Causes for Claims Closed/Settled relating to health matters and accidents with damages paid to staff by Top 5 Trusts between financial years 2014/15 - 2018/19

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ---- Member Name	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2014/15	23	79,056	5,613	58,184	142,852
Sandwell & West Birmingham Hospitals NHS Trust	5	13,442	0	8,028	21,470
Defective Tools/Equip	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
Liverpool University Hospitals NHS Foundation Trust	8	20,951	0	14,654	35,606
Assault	#	#	#	#	#
Hit by Object	#	#	#	#	#
Infect/Inhale/Irritation	#	#	#	#	#
Mgt of H & S at W Regs	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Slip or Trip	#	#	#	#	#
#	#	#	#	#	#
Manual Handling	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#
Provision and Use of Work Equipment Regulations	#	#	#	#	#
London Ambulance Service NHS Trust	5	15,062	244	7,740	23,046
Defective Tools/Equip	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
#	#	#	#	#	#
Mgt of H & S at W Regs	#	#	#	#	#
Prov & Use of Personal Prot Equip Regs	#	#	#	#	#
2015/16	52	321,922	22,647	167,595	512,164
Pennine Acute Hospitals NHS Trust (The)	9	59,548	9,462	44,530	113,540
Assault	#	#	#	#	#
Hit by Object	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Stress	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
East Sussex Healthcare NHS Trust	5	51,000	1,300	20,608	72,908

Slip or Trip	5	51,000	1,300	20,608	72,908
Yorkshire Ambulance Service NHS Trust	11	49,772	3,631	35,723	89,126
Hit by Object	#	#	#	#	#
Manual Handling	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#
Provision and Use of Work Equipment Regulations	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
North West Ambulance NHS Trust	25	111,217	1,409	54,022	166,648
Defective Tools/Equip	#	#	#	#	#
Hit by Object	#	#	#	#	#
Lifting/Loading/Unloading	#	#	#	#	#
Manual Handling Regulations	5	21,143	109	9,692	30,944
Mgt of H & S at W Regs	#	#	#	#	#
Prov & Use of Personal Prot Equip Regs	#	#	#	#	#
Provision and Use of Work Equipment Regulations	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	5	24,654	0	10,224	34,877
#	#	#	#	#	#
Hit by Object	#	#	#	#	#
Stress	#	#	#	#	#
2016/17	76	609,686	110,366	481,688	1,201,739
Manchester University NHS Foundation Trust	16	126,745	16,499	101,245	244,489
Assault	#	#	#	#	#
Defective Tools/Equip	#	#	#	#	#
Hit by Object	#	#	#	#	#
Illness/Disease	#	#	#	#	#
Manual Handling	#	#	#	#	#
Slip or Trip	5	53,356	3,800	25,684	82,839
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
United Lincolnshire Hospitals NHS Trust	10	121,513	16,596	66,799	204,908
Defective Tools/Equip	#	#	#	#	#
Hit by Object	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#
Mgt of H & S at W Regs	#	#	#	#	#
Provision and Use of Work Equipment Regulations	#	#	#	#	#
Repetitive Process	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
University Hospitals Birmingham NHS Foundation Trust	25	121,137	25,351	121,460	267,949
Defective Tools/Equip	#	#	#	#	#
Hit by Object	#	#	#	#	#
Illness/Disease	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#
Mgt of H & S at W Regs	#	#	#	#	#
Noise	#	#	#	#	#
Provision and Use of Work Equipment Regulations	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Slip or Trip	6	34,254	1,527	20,459	56,239

Workplace (Health, Safety and Welfare) Regulations	5	32,515	2,155	24,950	59,620
York Teaching Hospital NHS Foundation Trust	6	139,122	48,028	122,544	309,693
Hit by Object	#	#	#	#	#
Other	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
London Ambulance Service NHS Trust	19	101,169	3,891	69,639	174,699
Defective Tools/Equip	#	#	#	#	#
Display Screen Equipment Regulations	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#
Prov & Use of Personal Prot Equip Regs	#	#	#	#	#
Provision and Use of Work Equipment Regulations	6	46,585	638	20,538	67,761
Sharps Injury	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	5	22,519	1,300	21,624	45,443
2017/18	59	1,586,009	177,024	638,856	2,401,889
East of England Ambulance NHS Trust	16	229,143	47,177	153,444	429,764
Defective Tools/Equip	#	#	#	#	#
Hit by Object	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#
Provision and Use of Work Equipment Regulations	5	29,708	6,871	32,235	68,814
Repetitive Process	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
London Ambulance Service NHS Trust	23	164,380	23,250	155,031	342,662
Defective Tools/Equip	#	#	#	#	#
Fell into From Object	#	#	#	#	#
Infect/Inhale/Irritation	#	#	#	#	#
Manual Handling Regulations	6	51,448	10,612	61,637	123,697
Mgt of H & S at W Regs	#	#	#	#	#
Provision and Use of Work Equipment Regulations	7	31,568	3,462	33,772	68,803
Sharps Injury	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
#	#	#	#	#	#
Stress	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
Mersey Care NHS Foundation Trust	14	151,035	27,444	117,483	295,963
Assault	#	#	#	#	#
Defective Tools/Equip	#	#	#	#	#
Hit by Object	#	#	#	#	#
Illness/Disease	#	#	#	#	#
Provision and Use of Work Equipment Regulations	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Stress	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
#	#	#	#	#	#
Assault	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#

Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
2018/19	61	2,354,102	249,133	723,517	3,326,753
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	11	462,449	60,945	145,482	668,875
Burns/Scalds	#	#	#	#	#
Hit by Object	#	#	#	#	#
Manual Handling	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Stress	#	#	#	#	#
Use of Tools/Mach/Equip	#	#	#	#	#
Barts Health NHS Trust	14	392,436	56,777	184,859	634,072
Defective Tools/Equip	#	#	#	#	#
Electric Shock	#	#	#	#	#
Hit by Object	#	#	#	#	#
Manual Handling Regulations	#	#	#	#	#
Slip or Trip	6	119,322	1,101	43,622	164,045
Use of Tools/Mach/Equip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
Wirral University Teaching Hospital NHS Foundation Trust	23	470,272	35,274	140,005	645,551
Assault	#	#	#	#	#
Hit by Object	#	#	#	#	#
Manual Handling	#	#	#	#	#
Mgt of H & S at W Regs	#	#	#	#	#
Repetitive Process	#	#	#	#	#
Sharps Injury	#	#	#	#	#
Slip or Trip	6	50,768	943	21,805	73,516
Stress	#	#	#	#	#
Use of Tools/Mach/Equip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	5	10,527	105	9,150	19,782
Black Country Partnership NHS Foundation Trust	7	590,009	44,408	140,014	774,431
Assault	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Stress	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
Midlands Partnership NHS FoundationTrust	6	438,937	51,730	113,158	603,824
Assault	#	#	#	#	#
Slip or Trip	#	#	#	#	#
Workplace (Health, Safety and Welfare) Regulations	#	#	#	#	#
Grand Total	271	4,950,775	564,783	2,069,840	7,585,397