



Resolution

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

November 2019
FOI_3851

The following information was requested on 15 November 2019:

1. Litigation claims relating to orthopaedic surgery i.e. any orthopaedic procedure for those aged 16 and under.

Our Response

Please find attached the requested information.

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 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

TABLE OF CONTENTS

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 between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.](#)

[Table 2: Number and Cost of Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.](#)

[Table 3: Number of Claims Closed without damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.](#)

[Table 4: Analysis of Specialties and Injury for Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.](#)

[Table 5: Analysis of Primary Causes for Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.](#)

Table 1: Number of Claims received between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.

Notifications	Y
Clinical_NonClinical	(All)
FOI_Specialty	Orthopaedic Surgery

Notification Year	No_of_Claims
2003/04	68
2004/05	78
2005/06	73
2006/07	50
2007/08	48
2008/09	68
2009/10	63
2010/11	68
2011/12	69
2012/13	76
2013/14	89
2014/15	79
2015/16	72
2016/17	71
2017/18	74
Grand Total	1,046

Table 2: Number and Cost of Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid
FOI_Specialty	Orthopaedic Surgery

Year of Closure (Settlement Year for PPOs)	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
2003/04	69	3,191,757	583,355	1,119,719	4,894,832
2004/05	69	2,291,458	576,802	1,069,745	3,938,005
2005/06	56	5,119,056	729,458	1,882,521	7,731,035
2006/07	35	862,696	177,762	435,418	1,475,875
2007/08	45	2,450,909	433,652	1,025,792	3,910,353
2008/09	32	4,320,160	523,341	1,209,780	6,053,281
2009/10	37	5,889,263	785,483	1,633,320	8,308,065
2010/11	58	3,220,438	400,745	1,739,973	5,361,156
2011/12	54	12,753,682	651,296	2,224,507	15,629,485
2012/13	42	4,145,014	476,698	1,901,694	6,523,407
2013/14	44	2,736,993	397,354	1,406,663	4,541,010
2014/15	37	9,481,801	833,500	3,063,886	13,379,187
2015/16	37	5,274,867	590,467	2,463,976	8,329,310
2016/17	56	5,652,976	738,432	3,440,255	9,831,663
2017/18	57	7,034,835	770,307	3,206,711	11,011,854
Grand Total	728	74,425,906	8,668,652	27,823,960	110,918,518

Table 3: Number of Claims Closed without damages paid between financial years 2003/04 and 2017/18 under the speciality Orthopaedic Surgery where the age at incident is 16 and under.

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	NIL Damages
FOI_Specialty	Orthopaedic Surgery

Year of Closure (Settlement Year for PPOs)	No_of_Claims	Damages Paid	Defence Costs	Claimant Costs	Total Paid
			Paid	Paid	
2003/04	47	0	280,760	0	280,760
2004/05	49	0	118,431	0	118,431
2005/06	26	0	25,943	0	25,943
2006/07	35	0	55,075	85	55,160
2007/08	25	0	38,638	15	38,653
2008/09	17	0	61,290	218	61,072
2009/10	15	0	12,267	0	12,267
2010/11	14	0	64,748	147	64,895
2011/12	20	0	17,989	0	17,989
2012/13	23	0	22,916	0	22,916
2013/14	29	0	119,258	30,000	149,258
2014/15	20	0	23,013	12,233	35,246
2015/16	30	0	33,119	23	33,141
2016/17	17	0	482,753	0	482,753
2017/18	24	0	43,545	65	43,610
Grand Total	391	0	1,399,743	42,350	1,442,092

Table 4: Analysis of Specialties and Injury for Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.

Closed_Settled	Y
Clinical_NonClinical	(All)
Closure_Year_or_PPOs_Settlement_Year	(Multiple Items)
FOI_Specialty	Orthopaedic Surgery
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs)-- Specialties	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
Adtnl/unnecessary Operation(s)	126	5,884,999	939,002	3,733,241	10,557,242
Advanced Stage Cancer	#	#	#	#	#
Amputation - Lower	6	3,260,679	324,768	1,036,590	4,622,037
Amputation - Upper	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Benign Tumour	#	#	#	#	#
Blindness	#	#	#	#	#
Burn(s)	9	94,205	10,530	130,631	235,367
Compartment Syndrome	9	2,233,180	275,042	556,177	3,064,399
Cosmetic Disfigurement	7	228,801	110,861	417,008	756,670
Cystic Growth	#	#	#	#	#
Dislocation	12	1,364,234	277,847	685,259	2,327,341
Fatality	12	507,007	86,734	402,396	996,137
Foot Drop	#	#	#	#	#
Fracture	59	1,091,810	213,250	1,062,967	2,368,028
Hospital Acquired Infection	#	#	#	#	#
Incontinence	#	#	#	#	#
Joint Damage	49	7,087,828	803,460	2,115,149	10,006,437
Klumpke's Paralysis	#	#	#	#	#
Limb Deformity	26	5,727,674	590,896	1,583,502	7,902,071
Loss Of Kidney	#	#	#	#	#
Malignant Tumour	#	#	#	#	#
Multiple Disabilities	#	#	#	#	#
Nerve Damage	25	801,471	159,676	584,366	1,545,513
Other	#	#	#	#	#
Other Infection	5	149,000	24,323	87,804	261,127
Paraplegia	9	15,535,030	1,196,774	3,681,826	20,413,630
Partial Paralysis	#	#	#	#	#
Poor Outcome - Fractures Etc.	168	7,362,941	1,449,194	4,702,191	13,514,326
Pressure Sores	16	240,415	84,873	315,964	641,252
Psychiatric/Psychological Dmge	5	22,197	13,615	58,800	94,612
Respiratory Disorder/ Failure	#	#	#	#	#
Scarring	46	434,807	108,644	571,267	1,114,717
Spinal Damage	5	6,635,870	556,845	1,416,180	8,608,895
Tendon Damage	7	1,065,772	119,234	267,925	1,452,930
Tetraplegia/ Quadraplegia	#	#	#	#	#
Tissue Damage	#	#	#	#	#
Unknown	#	#	#	#	#
Unnecessary Pain	99	4,447,014	685,358	2,694,123	7,826,495
Grand Total	728	74,425,906	8,668,652	27,823,960	110,918,518

Table 5: Analysis of Primary Causes for Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid
FOI_Specialty	Orthopaedic Surgery

Year of Closure (Settlement Year for PPOs) ----- Primary Causes	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
2003/04	69	3,191,757	583,355	1,119,719	4,894,832
Fail / Delay Treatment	#	#	#	#	#
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Follow-Up Arrangements	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	24	2,089,357	270,243	560,164	2,919,765
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	7	470,150	90,545	190,529	751,224
Intra-Op Problems	5	176,342	33,238	52,238	261,818
Lack Of Assistance/Care	#	#	#	#	#
Lack Of Facilities/Equipment	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	#	#	#	#	#
Retained Instrument Post-Operation	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Perform. Of Op. Not Indicated	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
2004/05	69	2,291,458	576,802	1,069,745	3,938,005
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	5	72,000	24,801	45,500	142,301
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Follow-Up Arrangements	#	#	#	#	#
Fail To Recog. Complication Of	7	417,001	72,731	172,896	662,627
Failure To Interpret X-Ray	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	15	637,420	230,833	375,000	1,243,252
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	6	284,000	25,537	67,429	376,965
Intra-Op Problems	9	563,250	62,198	134,186	759,634
Lack Of Assistance/Care	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Failure To X-Ray	5	45,051	22,654	40,621	108,326
Wrong Site Surgery	#	#	#	#	#
2005/06	56	5,119,056	729,458	1,882,521	7,731,035
Fail / Delay Treatment	14	339,727	90,134	192,994	622,855
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Follow-Up Arrangements	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	8	1,572,020	266,642	645,539	2,484,202
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	8	1,919,047	112,330	297,418	2,328,796
Lack Of Assistance/Care	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Operator Error	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Retained Instrument Post-Operation	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Fail/Delay Referring To Hosp.	#	#	#	#	#
Perform. Of Op. Not Indicated	#	#	#	#	#

Table 5: Analysis of Primary Causes for Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid
FOI_Specialty	Orthopaedic Surgery

Year of Closure (Settlement Year for PPOs)		Defence		Claimant	
----- Primary Causes	No_of_Claims	Damages Paid	Costs Paid	Costs Paid	Total Paid
Diathermy Burns/react. To Prep	#	#	#	#	#
Wrong Site Surgery	#	#	#	#	#
2006/07	35	862,696	177,762	435,418	1,475,875
Fail / Delay Treatment	5	48,196	32,905	65,382	146,483
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure/Delay Diagnosis	9	290,500	47,754	123,795	462,050
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Fail To Act On Abnorm Test Res	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
2007/08	45	2,450,909	433,652	1,025,792	3,910,353
Fail / Delay Treatment	5	180,409	62,938	112,650	355,997
Fail To Follow-Up Arrangements	#	#	#	#	#
Fail To Recog. Complication Of	7	318,100	75,575	281,000	674,675
Fail To Warn-Informed Consent	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	13	317,781	91,797	161,970	571,548
Inappropriate Treatment	6	933,351	116,080	194,050	1,243,481
Intra-Op Problems	#	#	#	#	#
Lack Of Assistance/Care	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Inappropriate Discharge	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
2008/09	32	4,320,160	523,341	1,209,780	6,053,281
Fail / Delay Treatment	7	153,500	82,369	196,350	432,219
Fail To Follow-Up Arrangements	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure/Delay Diagnosis	10	167,571	76,493	224,000	468,064
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	#	#	#	#	#
Lack Of Assistance/Care	#	#	#	#	#
Operator Error	#	#	#	#	#
Application Of Excess Force	#	#	#	#	#
Fail To Act On Abnorm Test Res	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
Wrong Site Surgery	#	#	#	#	#
2009/10	37	5,889,263	785,483	1,633,320	8,308,065
Fail / Delay Treatment	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure/Delay Diagnosis	14	1,466,226	210,723	486,111	2,163,061
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	5	1,685,386	212,921	417,930	2,316,237
Lack Of Assistance/Care	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	#	#	#	#	#
Err With Agnt/Dose/Route/Selec	#	#	#	#	#
Perform. Of Op. Not Indicated	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#

Table 5: Analysis of Primary Causes for Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid
FOI_Specialty	Orthopaedic Surgery

Year of Closure (Settlement Year for PPOs) ----- Primary Causes	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
2010/11	58	3,220,438	400,745	1,739,973	5,361,156
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	9	250,000	73,477	193,344	516,821
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	21	1,088,707	156,957	763,618	2,009,282
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Fail To Act On Abnorm Test Res	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Failure To Perform Tests	#	#	#	#	#
Bacterial Infection	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
Wrong Site Surgery	#	#	#	#	#
2011/12	54	12,753,682	651,296	2,224,507	15,629,485
Fail / Delay Treatment	15	498,112	90,824	326,630	915,566
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	12	266,718	51,759	331,212	649,689
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	6	6,938,592	158,284	503,000	7,599,876
Poor Application Of Plstr Cast	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Diathermy Burns/react. To Prep	#	#	#	#	#
Failure To Perform Tests	#	#	#	#	#
Bacterial Infection	#	#	#	#	#
Wrong Site Surgery	#	#	#	#	#
Problem Blood Fluids	#	#	#	#	#
2012/13	42	4,145,014	476,698	1,901,694	6,523,407
Fail / Delay Treatment	11	1,068,274	102,662	435,454	1,606,390
Fail To Follow-Up Arrangements	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure/Delay Diagnosis	15	1,549,836	146,045	608,108	2,303,989
Inappropriate Treatment	#	#	#	#	#
Lack Of Assistance/Care	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Failure To Perform Tests	#	#	#	#	#
Injured By Another Patient	#	#	#	#	#
2013/14	44	2,736,993	397,354	1,406,663	4,541,010
Fail / Delay Treatment	7	108,947	52,985	191,050	352,982
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Follow-Up Arrangements	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	15	1,636,730	191,225	573,998	2,401,952
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	#	#	#	#	#

Table 5: Analysis of Primary Causes for Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid
FOI_Specialty	Orthopaedic Surgery

Year of Closure (Settlement Year for PPOs)	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
----- Primary Causes					
Poor Application Of Plstr Cast	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	#	#	#	#	#
Inapprop. Case Selection	#	#	#	#	#
Retained Instrument Post-Operation	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Bacterial Infection	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
2014/15	37	9,481,801	833,500	3,063,886	13,379,187
Fail / Delay Treatment	6	1,604,320	186,840	740,950	2,532,110
Fail To Recog. Complication Of	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure/Delay Diagnosis	8	758,586	64,847	251,061	1,074,494
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	#	#	#	#	#
Other	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Inapprop. Case Selection	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Inappropriate Discharge	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
2015/16	37	5,274,867	590,467	2,463,976	8,329,310
Fail / Delay Treatment	6	1,604,476	100,037	549,500	2,254,013
Failure/Delay Diagnosis	7	380,471	116,007	355,409	851,888
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	7	206,500	23,708	332,172	562,380
Intra-Op Problems	6	330,585	81,098	379,549	791,231
Operator Error	5	318,405	64,760	112,269	495,434
Perform. Of Op. Not Indicated	#	#	#	#	#
Diathermy Burns/react. To Prep	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
Wrong Site Surgery	#	#	#	#	#
2016/17	56	5,652,976	738,432	3,440,255	9,831,663
Fail / Delay Treatment	9	303,835	89,812	404,289	797,936
Fail To Recog. Complication Of	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	18	3,505,253	455,659	1,947,132	5,908,044
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	#	#	#	#	#
Other	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Operator Error	5	77,700	9,217	101,500	188,417
Foreign Body Left In Situ	#	#	#	#	#
Medication Errors	#	#	#	#	#
Perform. Of Op. Not Indicated	#	#	#	#	#
Diathermy Burns/react. To Prep	#	#	#	#	#
Failure To Perform Tests	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
2017/18	57	7,034,835	770,307	3,206,711	11,011,854
Fail / Delay Treatment	19	3,013,280	305,973	1,504,697	4,823,950
Fail To Warn-Informed Consent	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure/Delay Diagnosis	11	2,879,410	261,532	809,892	3,950,834
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	6	108,889	33,010	157,250	299,149
Lack Of Assistance/Care	#	#	#	#	#

Table 5: Analysis of Primary Causes for Claims Closed/Settled with damages paid between financial years 2003/04 and 2017/18 under the specialty Orthopaedic Surgery where the age at incident is 16 and under.

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid
FOI_Specialty	Orthopaedic Surgery

Year of Closure (Settlement Year for PPOs)	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
----- Primary Causes					
Lack Of Facilities/Equipment	#	#	#	#	#
Poor Application Of Plstr Cast	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	#	#	#	#	#
Fail To Act On Abnorm Test Res	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
Grand Total	728	74,425,906	8,668,652	27,823,960	110,918,518