



Resolution

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September 2019
FOI_3981

The following information was requested on 28 August 2019:

Please provide the national average payments separately for damages and costs in respect of each clinical speciality over each of the last 5 years.

Our Response

Please find attached the requested information.

Please note we have suppressed low figures and we are unable to provide you with information about individual cases 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 2000, 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

Table 1: National average payments for damages and costs in respect of each clinical specialty 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) -- Specialties	No. of Claims	Average of Damages Paid	Average of Defence Costs Paid	Average of Claimant Costs Paid	Average of Total Claim
2014/15	8,768	97,447	8,532	38,615	186,167
Ambulance	56	136,765	11,170	60,774	288,697
Anaesthesia	90	38,124	4,243	30,990	73,357
Audiological Medicine	#	#	#	#	#
Cardio Surgery	35	174,760	19,209	76,693	316,536
Cardiology	72	82,942	8,997	44,997	136,936
Chemical Pathology/ Biochemistry	6	64,417	15,436	57,093	136,946
Comm Mental Servs	15	38,632	8,727	44,423	91,781
Community Medicine/ Public Health	19	15,091	4,494	22,442	42,027
Dentistry	55	8,932	1,770	14,913	25,615
Dermatology	38	36,482	5,075	27,968	69,525
District Nursing	53	24,085	5,717	22,994	52,796
Endocrinology	10	69,445	11,965	63,850	145,260
Gastroenterology	97	87,564	10,338	55,961	153,863
General Medicine	348	68,317	9,177	38,680	131,462
General Practice	18	59,615	8,265	35,796	131,060
General Surgery	552	73,120	8,575	45,394	129,408
Genito-Urinary Medicine	10	39,916	7,290	40,145	87,351
Geriatric Medicine	86	17,933	2,995	24,887	45,815
Gynaecology	345	41,783	5,218	32,240	79,241
Haematology	30	78,506	12,698	41,010	132,214
HM Prison Medical/dental	26	5,680	5,975	14,338	25,993
Infectious Diseases	5	39,779	12,037	58,700	110,516
Intensive Care Medicine	23	125,776	16,007	87,408	272,044
Microbiology/ Virology	12	247,492	21,105	77,329	345,926
Miscellaneous	5	17,130	3,747	26,370	47,248
Neurology	41	401,285	24,206	90,252	643,838
Neurosurgery	52	313,560	28,853	139,577	590,681
Non-Clinical Staff	9	8,111	6,506	9,585	24,202
Not Specified	6	8,600	2,801	15,954	27,355
Nuclear Medicine	#	#	#	#	#
Obstetrics	681	470,707	27,382	104,779	909,516

Occupational Therapy	#	#	#	#	#
Oncology	95	100,760	10,277	59,336	197,656
Ophthalmology	127	86,978	9,713	45,831	147,128
Oral & Maxillo Facial Surgery	45	12,501	3,205	18,870	34,576
Orthopaedic Surgery	895	87,075	10,137	48,003	158,229
Other	26	30,636	3,312	23,690	57,638
Otorhinolaryngology/ ENT	58	66,548	9,469	42,801	118,819
Paediatric Surgery	13	33,527	5,924	32,342	71,793
Paediatrics	161	561,766	35,793	109,629	1,157,713
Palliative Medicine	6	8,306	1,378	13,073	22,757
Pharmacy	8	6,048	1,948	8,545	16,540
Physiotherapy	15	141,210	9,648	54,781	205,639
Plastic Surgery	47	17,149	5,348	22,747	45,244
Podiatry	16	84,311	13,464	58,687	156,462
Psychiatry/ Mental Health	104	97,226	12,313	57,241	166,781
Psychology	#	#	#	#	#
Radiology	127	106,872	7,567	38,625	236,917
Radiotherapy	#	#	#	#	#
Rehabilitation	#	#	#	#	#
Renal Medicine	33	73,617	9,933	44,587	128,137
Respiratory Medicine/ Thoracic Me	40	79,920	6,811	38,272	125,003
Rheumatology	9	352,867	33,059	155,981	633,744
Surgical Speciality - Other	54	82,102	8,899	45,357	136,358
Urology	141	48,289	6,615	40,703	97,485
Vascular Surgery	58	161,873	19,033	74,595	268,479
Histopathology	24	98,528	7,210	47,962	153,700
Forensic Pathology	#	#	#	#	#
NHS Direct Services	5	257,122	15,148	74,269	346,539
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Emergency Medicine	826	93,967	8,569	42,232	180,110
Non-clinical	3,019	13,094	2,051	10,431	25,921
2015/16	8,547	94,352	9,329	43,933	201,020
Ambulance	44	212,336	17,188	69,371	453,667
Anaesthesia	92	176,484	16,876	82,116	334,961
Audiological Medicine	#	#	#	#	#
Blood Transfusion	#	#	#	#	#
Cardio Surgery	40	94,125	13,510	62,853	170,488
Cardiology	100	129,533	14,379	77,790	264,695
Chemical Pathology/ Biochemistry	5	512,097	34,446	140,961	1,590,473
Comm Mental Servs	15	70,318	8,144	56,204	134,665
Community Medicine/ Public Health	11	32,707	4,288	23,236	60,231
Dentistry	61	8,105	1,695	13,535	23,336
Dermatology	35	40,512	6,200	33,277	79,989
District Nursing	64	17,668	2,422	18,106	38,195
Endocrinology	19	130,541	17,070	98,059	307,671
Gastroenterology	96	45,057	7,473	42,093	95,906
General Medicine	374	52,167	7,441	37,663	103,180
General Practice	19	41,563	7,256	41,881	90,700
General Surgery	592	65,765	10,093	51,713	135,525
Genito-Urinary Medicine	9	79,458	12,377	63,377	155,212

Geriatric Medicine	112	15,623	3,736	22,085	41,444
Gynaecology	349	72,068	8,497	48,028	155,722
Haematology	33	84,062	10,382	41,891	278,684
HM Prison Medical/dental	20	7,590	3,776	14,462	25,828
Infectious Diseases	#	#	#	#	#
Intensive Care Medicine	27	291,635	21,751	71,073	541,824
Microbiology/ Virology	9	187,642	33,585	120,155	341,382
Miscellaneous	#	#	#	#	#
Neurology	49	198,657	22,058	100,062	386,782
Neurosurgery	69	504,670	35,396	146,034	921,003
Non-Clinical Staff	5	3,600	2,072	7,067	12,738
Not Specified	6	9,708	2,155	17,968	29,832
Nuclear Medicine	#	#	#	#	#
Obstetrics	603	507,819	29,676	115,520	1,128,512
Occupational Therapy	#	#	#	#	#
Oncology	76	66,665	9,606	60,167	136,439
Ophthalmology	120	61,543	7,509	42,561	118,841
Oral & Maxillo Facial Surgery	59	34,612	5,142	28,055	67,809
Orthopaedic Surgery	887	89,502	11,993	57,679	173,887
Other	25	18,075	2,966	32,091	53,132
Otorhinolaryngology/ ENT	72	143,418	13,076	66,770	312,243
Paediatric Surgery	17	222,283	29,110	114,779	571,342
Paediatrics	116	365,883	27,709	97,960	862,959
Palliative Medicine	#	#	#	#	#
Pharmacy	13	9,919	1,396	15,459	26,774
Physiotherapy	26	29,548	11,049	48,554	89,151
Plastic Surgery	57	46,096	9,271	47,532	102,898
Podiatry	12	32,824	7,028	37,161	77,013
Psychiatry/ Mental Health	100	79,469	10,826	64,710	170,347
Psychology	#	#	#	#	#
Radiology	165	78,017	8,401	45,346	131,764
Radiotherapy	#	#	#	#	#
Rehabilitation	13	114,680	14,866	42,411	263,918
Renal Medicine	23	166,557	11,739	78,514	256,810
Respiratory Medicine/ Thoracic Me	39	56,799	8,164	45,357	110,320
Rheumatology	10	96,798	12,013	49,763	226,486
Surgical Speciality - Other	53	25,341	5,238	35,589	66,168
Urology	133	45,084	8,566	48,865	102,515
Vascular Surgery	54	134,016	18,388	76,474	239,846
Histopathology	26	197,484	13,884	73,490	301,054
Forensic Pathology	#	#	#	#	#
Genetics	#	#	#	#	#
NHS Direct Services	#	#	#	#	#
Chiropody	#	#	#	#	#
Emergency Medicine	778	69,485	9,307	44,988	160,608
Non-clinical	2,782	13,873	2,286	11,866	28,025
2016/17	9,125	105,596	10,876	48,633	220,298
Ambulance	57	138,855	16,156	81,566	304,349
Anaesthesia	85	153,170	11,787	48,126	258,714
Audiological Medicine	#	#	#	#	#

Blood Transfusion	#	#	#	#	#
Cardio Surgery	35	203,570	18,160	82,722	385,082
Cardiology	108	100,511	12,607	64,892	178,011
Chemical Pathology/ Biochemistry	9	152,222	18,154	68,144	238,520
Comm Mental Servs	26	22,564	6,729	32,568	61,861
Community Medicine/ Public Health	19	57,149	6,770	38,230	102,149
Dentistry	61	9,673	3,116	17,705	30,494
Dermatology	42	48,553	5,754	40,686	94,992
District Nursing	66	40,692	9,116	52,678	102,487
Endocrinology	30	125,291	23,381	79,381	244,235
Gastroenterology	143	59,622	9,425	45,440	114,487
General Medicine	371	53,022	8,532	39,623	112,556
General Practice	34	117,757	11,453	57,231	186,440
General Surgery	716	85,993	12,727	67,585	172,915
Genito-Urinary Medicine	6	84,883	10,805	34,851	130,539
Geriatric Medicine	161	17,750	3,646	20,660	42,057
Gynaecology	414	49,625	9,336	47,658	107,366
Haematology	34	89,988	9,562	56,177	155,728
HM Prison Medical/dental	31	6,163	3,031	10,529	19,723
Infectious Diseases	#	#	#	#	#
Intensive Care Medicine	23	132,260	17,259	133,704	386,280
Microbiology/ Virology	13	508,872	37,853	183,028	876,988
Miscellaneous	#	#	#	#	#
Neurology	60	281,737	29,173	124,379	617,967
Neurosurgery	77	345,367	27,249	134,982	602,179
Non-Clinical Staff	6	21,006	3,327	16,417	40,751
Not Specified	7	8,135	2,071	16,845	27,051
Obstetrics	718	543,456	30,781	112,075	1,198,437
Occupational Physician	#	#	#	#	#
Occupational Therapy	#	#	#	#	#
Oncology	115	55,803	9,783	50,447	116,033
Ophthalmology	159	74,264	10,139	50,834	136,267
Oral & Maxillo Facial Surgery	71	27,631	8,012	31,640	67,283
Orthopaedic Surgery	1,039	88,394	13,157	58,871	165,422
Other	23	23,310	6,712	31,914	61,936
Otorhinolaryngology/ ENT	74	53,378	10,003	45,443	122,872
Paediatric Surgery	13	64,558	13,296	51,914	129,768
Paediatrics	140	422,772	26,944	97,235	947,793
Palliative Medicine	#	#	#	#	#
Pharmacy	11	10,493	2,403	17,780	30,676
Physiotherapy	18	29,493	11,061	34,318	74,872
Plastic Surgery	51	58,219	8,352	53,927	120,498
Podiatry	22	68,624	11,730	48,114	128,469
Psychiatry/ Mental Health	125	71,059	13,679	61,128	163,805
Psychology	#	#	#	#	#
Radiology	219	60,875	9,275	47,193	122,685
Rehabilitation	19	37,078	7,663	39,300	84,040
Renal Medicine	34	57,643	11,728	55,212	124,584
Respiratory Medicine/ Thoracic Me	64	56,627	9,218	54,855	120,700
Rheumatology	21	233,738	17,223	97,604	523,583

Surgical Speciality - Other	61	89,563	11,358	65,381	177,877
Urology	168	43,232	7,280	35,646	86,158
Vascular Surgery	83	66,737	15,479	57,362	139,577
Histopathology	28	173,431	15,176	79,884	268,492
Forensic Pathology	#	#	#	#	#
NHS Direct Services	#	#	#	#	#
(blank)	#	#	#	#	#
Emergency Medicine	940	76,297	10,298	46,823	157,651
Non-clinical	2,253	16,448	2,586	11,012	30,047
2017/18	8,808	140,310	12,267	52,240	341,530
Ambulance	52	74,479	10,715	41,692	126,886
Anaesthesia	92	250,751	18,273	92,586	587,097
Audiological Medicine	#	#	#	#	#
Blood Transfusion	#	#	#	#	#
Cardio Surgery	48	276,125	15,743	66,784	657,747
Cardiology	100	53,779	19,116	79,474	226,802
Chemical Pathology/ Biochemistry	8	78,696	19,489	85,678	183,864
Comm Mental Servs	18	173,182	25,316	108,084	306,583
Community Medicine/ Public Health	17	12,294	4,399	20,913	37,606
Dentistry	61	14,381	4,784	25,336	44,501
Dermatology	46	33,774	7,461	34,208	75,443
District Nursing	69	35,790	7,657	37,608	81,055
Endocrinology	12	217,555	26,598	69,544	471,094
Gastroenterology	160	67,980	11,981	57,206	137,167
General Medicine	363	100,368	11,081	52,463	246,587
General Practice	23	46,301	12,466	49,891	108,658
General Surgery	688	80,126	11,818	54,911	155,479
Genito-Urinary Medicine	7	11,357	2,703	20,457	34,517
Geriatric Medicine	141	25,943	3,754	22,442	68,520
Gynaecology	487	63,712	9,604	42,737	157,866
Haematology	34	271,599	16,574	89,891	538,644
HM Prison Medical/dental	35	10,125	5,473	17,444	33,042
Infectious Diseases	5	106,361	16,374	132,164	292,539
Intensive Care Medicine	43	36,642	8,726	41,465	86,833
Microbiology/ Virology	#	#	#	#	#
Miscellaneous	#	#	#	#	#
Neurology	58	266,978	28,680	100,951	783,111
Neurosurgery	108	463,814	37,116	152,298	1,147,919
Non-Clinical Staff	6	32,425	14,100	51,958	98,483
Not Specified	8	15,228	2,151	26,226	43,604
Nuclear Medicine	#	#	#	#	#
Obstetrics	739	720,318	32,012	120,719	1,937,883
Occupational Therapy	#	#	#	#	#
Oncology	102	96,566	9,715	58,676	186,854
Ophthalmology	152	92,997	9,181	43,061	183,135
Oral & Maxillo Facial Surgery	77	24,396	6,037	27,649	58,082
Orthopaedic Surgery	975	98,157	14,091	61,506	182,182
Other	28	34,300	8,106	29,820	72,226
Otorhinolaryngology/ ENT	78	103,054	13,735	54,332	189,656
Paediatric Surgery	17	163,968	20,160	82,030	266,159

Paediatrics	126	587,660	30,340	108,173	1,826,827
Palliative Medicine	8	5,000	12,776	37,350	55,126
Pharmacy	6	2,071	2,049	7,786	11,906
Physiotherapy	17	48,268	16,549	82,997	147,813
Plastic Surgery	54	32,867	6,934	42,301	82,102
Podiatry	28	65,275	14,782	55,403	135,459
Psychiatry/ Mental Health	135	100,616	14,500	74,722	241,227
Psychology	#	#	#	#	#
Radiology	223	111,938	9,849	45,122	229,457
Radiotherapy	11	498,157	24,620	85,586	871,395
Rehabilitation	18	66,155	8,515	34,897	109,568
Renal Medicine	37	92,812	13,762	52,107	158,681
Respiratory Medicine/ Thoracic Me	57	68,590	10,719	36,043	115,352
Rheumatology	17	59,355	14,465	63,747	137,567
Surgical Speciality - Other	59	97,295	14,936	57,210	175,803
Urology	188	44,578	7,934	41,324	93,836
Vascular Surgery	65	196,860	26,671	110,895	364,484
Histopathology	27	106,498	12,526	62,538	181,561
Genetics	#	#	#	#	#
Speech Therapy	#	#	#	#	#
NHS Direct Services	7	269,978	33,455	152,977	456,410
Emergency Medicine	857	115,195	13,186	58,961	245,300
Non-clinical	1,997	16,463	2,724	9,994	29,181
2018/19	9,130	166,498	13,048	51,429	397,810
Ambulance	59	206,445	21,318	75,827	382,904
Anaesthesia	109	82,564	12,766	47,933	143,263
Audiological Medicine	#	#	#	#	#
Blood Transfusion	#	#	#	#	#
Cardio Surgery	48	245,126	21,606	90,287	493,055
Cardiology	136	108,245	15,924	67,654	244,232
Chemical Pathology/ Biochemistry	14	87,036	6,954	52,095	172,037
Comm Mental Servs	21	90,238	16,589	61,557	168,384
Community Medicine/ Public Health	27	139,023	9,015	34,052	698,951
Dentistry	56	16,210	3,735	17,495	37,440
Dermatology	33	36,283	6,479	38,702	81,464
District Nursing	74	24,224	6,301	31,461	61,986
Endocrinology	22	47,030	11,366	53,835	180,853
Gastroenterology	156	94,474	13,157	57,405	210,362
General Medicine	382	82,765	10,691	53,765	190,632
General Practice	24	111,430	20,135	79,813	294,781
General Surgery	599	99,392	12,907	55,268	190,127
Genito-Urinary Medicine	13	31,344	8,125	31,000	70,469
Geriatric Medicine	146	20,683	3,758	19,857	44,298
Gynaecology	399	76,840	11,558	46,576	162,258
Haematology	46	111,672	19,312	43,235	233,401
HM Prison Medical/dental	46	20,152	4,394	10,821	35,367
Infectious Diseases	6	34,970	15,704	71,702	122,376
Intensive Care Medicine	36	191,845	16,294	73,581	343,107
Microbiology/ Virology	13	254,212	27,000	109,837	391,049
Miscellaneous	#	#	#	#	#

Neurology	52	384,839	32,675	122,158	738,292
Neurosurgery	95	417,114	38,033	144,821	935,530
Non-Clinical Staff	17	28,796	7,465	20,033	56,295
Not Specified	8	58,815	5,908	45,864	110,587
Obstetrics	722	958,777	39,525	135,732	2,607,956
Occupational Physician	#	#	#	#	#
Occupational Therapy	#	#	#	#	#
Oncology	127	65,270	9,273	45,623	120,166
Ophthalmology	154	104,856	10,814	39,931	177,858
Oral & Maxillo Facial Surgery	105	22,320	6,609	23,343	52,272
Orthopaedic Surgery	898	99,924	13,391	56,703	183,588
Other	27	51,105	4,814	30,947	86,866
Otorhinolaryngology/ ENT	83	205,958	18,003	76,240	466,356
Paediatric Surgery	21	81,764	6,324	25,642	278,410
Paediatrics	155	873,971	35,971	131,506	2,349,581
Palliative Medicine	5	7,050	4,457	9,380	20,887
Pharmacy	5	5,080	928	11,774	17,782
Physiotherapy	20	37,019	15,214	63,047	115,280
Plastic Surgery	65	44,356	6,601	41,590	92,548
Podiatry	24	44,413	11,651	52,402	108,467
Psychiatry/ Mental Health	141	101,264	15,065	55,285	213,650
Psychology	#	#	#	#	#
Radiology	240	126,805	13,180	51,812	261,455
Radiotherapy	5	212,705	25,641	219,750	458,096
Rehabilitation	17	22,923	4,210	21,576	48,709
Renal Medicine	36	27,360	5,806	33,697	66,863
Respiratory Medicine/ Thoracic Me	74	57,409	8,750	36,633	102,792
Rheumatology	24	164,177	15,537	55,151	234,866
Surgical Speciality - Other	82	144,066	14,184	53,757	317,409
Urology	207	67,401	8,692	42,813	118,907
Vascular Surgery	91	202,303	22,941	81,082	313,176
Histopathology	32	174,740	19,926	97,378	292,044
Forensic Pathology	#	#	#	#	#
Genetics	#	#	#	#	#
Speech Therapy	#	#	#	#	#
NHS Direct Services	#	#	#	#	#
Chiropody	#	#	#	#	#
(blank)	#	#	#	#	#
Emergency Medicine	893	129,384	12,796	53,504	263,024
Non-clinical	2,214	19,219	3,390	12,295	34,904
Grand Total	44,378	121,240	10,838	47,040	270,423