



Resolution

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

December 2020
FOI_4858

The following information was requested on 19 November 2020:

Negligence cases that involve urology-

Would you be kind enough to send me the same data for the year 2019-2020 that you have given me in the past for urology cases, in respect of the overall number of claims, the number of successful claims and a breakdown of the cases of the litigation as far as you are able?

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

<https://ico.org.uk/>

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 Urology Claims Closed/Settled with damages paid during the financial year 2019/20](#)

[Table 2: Number of Urology Claims Closed without damages paid during the financial year 2019/20](#)

[Table 3: Analysis of Primary Causes for Urology Claims Closed/Settled with damages paid during the financial year 2019/20](#)

Table 1: Number of Urology Claims Closed/Settled with damages paid during the financial year 2019/20

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid
Year of Closure (Settlement Year for PPOs)	
	No. of Claims
2019/20	213
Grand Total	213

Table 2: Number of Urology Claims Closed without damages paid during the financial year 2019/20

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	NIL Damages

Year of Closure (Settlement Year for PPOs)	No. of Claims
2019/20	136
Grand Total	136

Table 3: Analysis of Primary Causes for Urology Claims Closed/Settled with damages paid during the financial year 2019/20

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs)	
----- Primary Causes	No. of Claims
Fail / Delay Treatment	43
Fail To Carry Out PO Observs.	#
Fail To Follow-Up Arrangements	11
Fail To Recog. Complication Of	#
Fail To Supervise	#
Fail To Warn-Informed Consent	13
Failure To Interpret X-Ray	#
Failure To Perform Operation	#
Failure/Delay Diagnosis	22
Inadequate Monitoring Intra-Op	#
Inadequate Nursing Care	11
Inappropriate Treatment	28
Intra-Op Problems	13
Lack Of Facilities/Equipment	#
Other	#
Delay In Performing Operation	5
Operator Error	11
Foreign Body Left In Situ	6
Application Of Excess Force	#
Retained Instrument Post-Operation	#
Fail To Act On Abnorm Test Res	9
Wrong Diagnosis	#
Fail/Delay Referring To Hosp.	#
Medication Errors	5
Perform. Of Op. Not Indicated	#
Diathermy Burns/react. To Prep	#
Failure To Perform Tests	#
Bacterial Infection	#
Inappropriate Discharge	#
Failure To X-Ray	#
Wrong Site Surgery	#
Grand Total	213