



Resolution

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December 2019
FOI_4126

The following information was requested on 25 November 2019:

[In respect of maternity claims at Shrewsbury and Telford since 2006/07] Can we break down the cases into cause and injury codes and costs of damages etc. for those cases where there were damages paid?

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

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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.

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[Table 3: Analysis of Primary Injuries for Obstetrics Claims Closed/Settled with damages paid between 2006/07 and 2018/19 for Shrewsbury & Telford NHS Trust.](#)

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Table 1: Number of Obstetrics Claims received between 2006/07 and 2018/19 for Shrewsbury & Telford NHS Trust.

Notifications	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	(All)

Notification Year	No_of_Claims
2006/07	#
2007/08	9
2008/09	#
2009/10	#
2011/12	#
2012/13	8
2013/14	10
2014/15	9
2015/16	8
2016/17	9
2017/18	13
2018/19	9
Grand Total	82

Table 2: Number and Cost of Obstetrics Claims Closed/Settled with damages paid between 2006/07 and 2018/19 for Shrewsbury & Telford NHS Trust.

Closed_Settled	Y
Claim_Outcome_FOI	Damages Paid
Clinical_NonClinical	(All)

Year of Closure (Settlement Year for PPOs)	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
2006/07	#	#	#	#	#
2007/08	6	540,658	101,993	419,343	1,061,994
2008/09	#	#	#	#	#
2009/10	#	#	#	#	#
2010/11	#	#	#	#	#
2011/12	#	#	#	#	#
2012/13	#	#	#	#	#
2013/14	#	#	#	#	#
2014/15	5	3,890,019	190,050	682,000	4,762,069
2015/16	#	#	#	#	#
2016/17	5	527,770	34,336	164,321	726,427
2017/18	10	17,774,982	629,997	2,306,472	20,711,451
2018/19	5	665,246	107,031	437,563	1,209,840
Grand Total	52	39,211,738	1,835,322	6,521,696	47,568,755

Table 3: Analysis of Primary Injuries for Obstetrics Claims Closed/Settled with damages paid between 2006/07 and 2018/19 for Shrewsbury & Telford NHS Trust.

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

Year of Closure (Settlement Year for PPOs)----- Primary Injury Types	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
Adtnl/unnecessary Operation(s)	#	#	#	#	#
Bowel Damage/ Dysfunction	#	#	#	#	#
Brain Damage	5	6,879,876	214,656	493,221	7,587,754
Cerebral Palsy	9	21,705,569	886,723	3,011,233	25,603,524
Erb's Palsy	#	#	#	#	#
Fatality	7	649,357	90,973	347,500	1,087,830
Incontinence	#	#	#	#	#
Loss Of Baby	6	151,189	57,192	397,000	605,380
Pressure Sores	#	#	#	#	#
Psychiatric/Psychological Dmge	#	#	#	#	#
Respiratory Disorder/ Failure	#	#	#	#	#
Scarring	#	#	#	#	#
Stillborn	#	#	#	#	#
Unnecessary Pain	5	7,587,056	184,595	870,165	8,641,815
Unwanted Pregnancy	#	#	#	#	#
Grand Total	52	39,211,738	1,835,322	6,521,696	47,568,755

Table 4: Analysis of Primary Causes for Obstetrics Claims Closed/Settled with damages paid between 2006/07 and 2018/19 for Shrewsbury & Telford NHS Trust.

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

Year of Closure (Settlement Year for PPOs)----- Pir	No_of_Claims	Damages Paid	Defence Costs Paid	Claimant Costs Paid	Total Paid
Application Of Excess Force	#	#	#	#	#
Bacterial Infection	#	#	#	#	#
Birth Defects	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Fail / Delay Treatment	10	681,274	78,988	497,350	1,257,612
Fail To Act On Abnorm Test Res	#	#	#	#	#
Fail To Correctly Apply Forcep	#	#	#	#	#
Fail To Make Resp To Abnrm FHR	5	6,880,190	368,263	1,122,000	8,370,452
Fail To Monitor 2nd Stg Labour	#	#	#	#	#
Fail To Recog. Complication Of	6	3,943,818	141,391	617,166	4,702,375
Failed Sterilisation	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	#	#	#	#	#
Perineal Tear-1st,2nd,3rd Deg	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Inapp Use Of Forceps/Ventouse	#	#	#	#	#
Grand Total	52	39,211,738	1,835,322	6,521,696	47,568,755