



Resolution

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FOI_5000

The following information was requested on 19 March 2021:

It would need to be just ED claims please as that is the audience that we are giving the talk to. Ideally we want to compare against Trusts who have a similar volume of patients through their ED but I don't know if you have that sort of data so failing that it would help to have a comparison against Trust's in our region (Birmingham, Nottingham, Leicester, Oxford).

Your suggestion of a top 15 number of claims received for Emergency Medicine covering both volume of claims and including damages paid would help the clinicians understand where we find ourselves in comparison.

Our Response

Please find attached the requested information.

We have suppressed low numbers 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 FOI 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/>

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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: Top 15 trusts in the Midlands region by number of Claims relating to the Specialty Emergency Medicine that were notified between financial years 2018/19 and 2019/20](#)

[Table 2: Top 15 trusts in the Midlands region by Claims relating to the Specialty Emergency Medicine Closed/Settled with damages paid between financial years 2018/19 and 2019/20](#)

Table 1: Top 15 trusts in the Midlands region by number of Claims relating to the Specialty Emergency Medicine that were notified between financial years 2018/19 and 2019/20

Year of Notification	ount of ClaimRef
2018/19	
University Hospitals Birmingham NHS Foundation Trust	33
University Hospitals of Leicester NHS Trust	23
University Hospitals Coventry & Warwickshire NHS Trust	21
Sandwell & West Birmingham Hospitals NHS Trust	21
University Hospitals of Derby and Burton NHS Foundation Trust	19
United Lincolnshire Hospitals NHS Trust	18
Royal Wolverhampton NHS Trust (The)	15
Worcestershire Acute Hospitals NHS Trust	15
George Eliot Hospital NHS Trust	13
Dudley Group NHS Foundation Trust (The)	13
Sherwood Forest Hospitals NHS Foundation Trust	12
Shrewsbury and Telford Hospital NHS Trust	12
South Warwickshire NHS Foundation Trust	11
University Hospitals of North Midlands NHS Trust	11
Nottingham University Hospitals NHS Trust	10
2019/20	
University Hospitals Birmingham NHS Foundation Trust	28
University Hospitals of Leicester NHS Trust	27
University Hospitals of Derby and Burton NHS Foundation Trust	25
Worcestershire Acute Hospitals NHS Trust	18
University Hospitals of North Midlands NHS Trust	17
University Hospitals Coventry & Warwickshire NHS Trust	17
United Lincolnshire Hospitals NHS Trust	16
Royal Wolverhampton NHS Trust (The)	14
Sherwood Forest Hospitals NHS Foundation Trust	13
Shrewsbury and Telford Hospital NHS Trust	13
Nottingham University Hospitals NHS Trust	12
Dudley Group NHS Foundation Trust (The)	12
Kettering General Hospital NHS Foundation Trust	11
Chesterfield Royal Hospital NHS Foundation Trust	11
Northampton General Hospital NHS Trust	9

Table 2: Top 15 trusts in the Midlands region by Claims relating to the Specialty Emergency Medicine Closed/Settled with damages paid between financial years 2018/19 and 2019/20

Closed_Settled	Y
Scheme	CNST
FOI_Specialty	Emergency Medicine
Claim_Outcome_FOI	Damages Paid
Region	Midlands (Y60)

Year of Closure (Settlement Year for PPOs)	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Costs Paid	Total Paid
2018/19					
University Hospitals Birmingham NHS Foundation Trust	22	1,639,414	264,908	822,514	2,726,836
University Hospitals of North Midlands NHS Trust	15	478,214	80,565	432,942	991,721
Nottingham University Hospitals NHS Trust	14	4,716,470	325,071	717,328	5,758,869
University Hospitals of Derby and Burton NHS Foundation Trust	13	108,545	23,940	186,165	318,650
Royal Wolverhampton NHS Trust (The)	11	3,125,714	246,079	1,035,651	4,407,443
Sherwood Forest Hospitals NHS Foundation Trust	10	3,974,594	206,099	1,198,500	5,379,192
United Lincolnshire Hospitals NHS Trust	9	2,111,500	234,465	683,485	3,029,449
Worcestershire Acute Hospitals NHS Trust	8	1,364,796	91,029	315,150	1,770,975
University Hospitals of Leicester NHS Trust	8	240,883	90,066	382,999	713,948
Chesterfield Royal Hospital NHS Foundation Trust	7	166,000	54,430	228,600	449,030
Dudley Group NHS Foundation Trust (The)	5	448,648	21,390	125,000	595,037
Kettering General Hospital NHS Foundation Trust	5	83,240	44,515	175,300	303,055
Shrewsbury and Telford Hospital NHS Trust	5	90,283	9,998	68,750	169,031
South Warwickshire NHS Foundation Trust	5	30,500	18,067	29,300	77,867
#	#	#	#	#	#
2019/20					
University Hospitals Birmingham NHS Foundation Trust	25	2,035,959	376,123	1,236,133	3,648,214
United Lincolnshire Hospitals NHS Trust	21	6,806,450	358,588	983,425	8,148,463
University Hospitals of Leicester NHS Trust	15	1,187,500	124,145	510,603	1,822,248
University Hospitals of Derby and Burton NHS Foundation Trust	15	1,396,615	265,760	582,405	2,244,779
Nottingham University Hospitals NHS Trust	13	1,130,237	142,290	476,610	1,749,137
George Eliot Hospital NHS Trust	13	422,258	80,475	234,530	737,264
University Hospitals of North Midlands NHS Trust	13	846,182	119,820	406,341	1,372,343
Worcestershire Acute Hospitals NHS Trust	11	229,511	56,688	297,775	583,974
University Hospitals Coventry & Warwickshire NHS Trust	11	271,710	117,331	234,250	623,291
Sherwood Forest Hospitals NHS Foundation Trust	11	2,037,022	316,753	461,213	2,814,988
Royal Wolverhampton NHS Trust (The)	11	617,092	87,007	394,491	1,098,590
Kettering General Hospital NHS Foundation Trust	8	88,000	27,814	96,300	212,114
Sandwell & West Birmingham Hospitals NHS Trust	8	216,347	99,629	183,760	499,736
Chesterfield Royal Hospital NHS Foundation Trust	6	58,250	17,865	100,650	176,765
Walsall Healthcare NHS Trust	6	48,085	11,758	82,514	142,357