



Resolution

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April 2021
FOI_5006

The following information was requested on 30 March 2021:

1. *The total number of claims settled by NHS Resolution with a payment of damages or a periodical payment order (PPO)*
2. *Of those claims settled by NHS Resolution, the number which included a PPO as part of the settlement*
3. *A breakdown of your response to question 2 by the age range of the claimant (e.g., 0-10 years, 10-20 years etc.) when their claim was settled*
4. *A breakdown of your response to question 2 by the age range of the claimant (e.g. 0-10 years, 10-20 years etc.) when the incident occurred*

Can you please provide the above information for the following years:

- 2020/21
- 2019/20
- 2018/19
- 2017/18
- 2016/17
- 2015/16

The request relates to all claims settled by NHSR, including clinical, employer liability and public liability. As such, please include claims settled under all schemes administered by NHSR.

Our Response

Please find attached the requested information. Please note that the total value of claim represent the capitalised values based on the life expectancy of the injured party.

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 10) 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.

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: Number of claims settled with a damages payment or a PPO in financial years 2015/16 to 2019/20 \(excluding ELSGP\)](#)

[Table 2: Number of claims settled with a PPO in financial years 2015/16 to 2019/20 \(excluding ELSGP\)](#)

[Table 3: Number of claims \(Values of 10 or less claims removed \) settled with a PPO in financial years 2015/16 to 2019/20 showing the injured party's age as at the settlement date \(excluding ELSGP\)](#)

[Table 4: Number of claims \(Values of 10 or less claims removed \) settled with a PPO in financial years 2015/16 to 2019/20 showing the injured party's age as at the incident date \(excluding ELSGP\)](#)

Table 1: Number of claims settled with a damages payment or a PPO in financial years 2015/16 to 2019/20 (excluding ELSGP)

Clinical_NonClinical	(All)
Closed_Settled	Y
Claim_Outcome_FOI	Damages Paid

Closure_Year_or_PPO_Settlement_Year	No. of Claims
2015/16	8,540
2016/17	9,102
2017/18	8,776
2018/19	9,082
2019/20	9,482
Grand Total	44,982

Table 2: Number of claims settled with a PPO in financial years 2015/16 to 2019/20 (excluding ELSGP)

Closed_Settled	Y
Current_Status	(Multiple Items)
Year of Closure (Settlement Year for PPOs)	No. of Claims
2015/16	182
2016/17	196
2017/18	210
2018/19	262
2019/20	182
Grand Total	1,032

Table 3: Number of claims (Values of 10 or less claims removed) settled with a PPO in financial years 2015/16 to 2019/20 showing the injured party's age as at the settlement date (excluding ELSGP)

Closed_Settled	Y
Current_Status	(Multiple Items)

Settlement Year split by Age at Settlement	No. of Claims
2015/16	182
0-09	49
10-19	56
20-29	17
40-49	16
50-59	11
60-69	12
2016/17	196
0-09	54
10-19	48
20-29	30
50-59	18
2017/18	210
0-09	51
10-19	72
20-29	28
30-39	17
50-59	15
2018/19	262
0-09	54
10-19	90
20-29	36
40-49	20
50-59	16
60-69	22
2019/20	182
0-09	52
10-19	68
20-29	18
50-59	19
Grand Total	1,032

Table 4: Number of claims (Values of 10 or less claims removed) settled with a PPO in financial years 2015/16 to 2019/20 showing the injured party's age as at the incident date (excluding ELSGP)

Closed_Settled	Y
Current_Status	(Multiple Items)

Closure Year or PPOs Settlement Year split by Incident Age		No. of Claims
2015/16		182
0-09		115
40-49		15
50-59		11
2016/17		196
0-09		125
40-49		16
50-59		11
2017/18		210
0-09		136
10-19		11
20-29		14
30-39		17
2018/19		262
0-09		168
10-19		12
30-39		14
40-49		21
50-59		16
60-69		14
2019/20		182
0-09		134
40-49		14
Grand Total		1,032