



# Resolution

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FOI\_5053

The following information was requested on 7 May 2021:

*... As part of the presentation we will need to identify how we compare against other Trusts who carry out neurosurgery. Could you kindly provide a breakdown of:*

- *The number of claims received for the 2019/20 and 2020/21*
- *The total cost of claims for the same financial years*

*This would need to be for the following hospitals:*

1. *Barking, Havering, Redbridge University Hospitals*
2. *Barts Health*
3. *Brighton and Sussex University Hospitals*
4. *Cambridge University Hospitals*
5. *Hull and East Yorkshire Hospitals*
6. *Imperial College Healthcare*
7. *King's College Hospital*
8. *Lancashire Teaching Hospitals*
9. *Newcastle Upon Tyne Hospitals*
10. *North Bristol*
11. *Nottingham University Hospitals*
12. *Oxford University Hospitals*
13. *Plymouth Hospitals*
14. *Salford Royal*
15. *Sheffield Teaching Hospitals*
16. *South Tees Hospitals*
17. *St George's University Hospitals*
18. *The Leeds Teaching Hospitals*
19. *The Walton Centre*
20. *UCL Hospitals*
21. *University Hospital Birmingham*
22. *University hospital of North Staffordshire*
23. *University Hospital Southampton*
24. *University Hospitals Coventry and Warwickshire*

## **Our Response**

Please find attached the information we are able to provide in respect of the specialty Neurosurgery. Please note that data for the year 2020/21 is currently being audited and will not

be made available until July 2021. However, we have provided you with the data for the years 2018/19 and 2019/20. We hope this assists.

Please note that your Trust had fewer than 5 claims. If you would like the specific figure for your own Trust please contact [Informatics@resolution.nhs.uk](mailto:Informatics@resolution.nhs.uk) who will be able to assist with this 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.

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 received between financial years 2018/19 & 2019/20. Scheme: CNST, Specialty: Neurosurgery, Trusts with less than 5 claims are hidden](#)

[Table 2: Number and Cost of Claims Closed/Settled with damages paid between financial years 2018/19 & 2019/20. Scheme: CNST, Specialty: Neurosurgery, Trusts with less than 5 claims are hidden](#)

**Table 1: Number of Claims received between financial years 2018/19 & 2019/20. Scheme: CNST, Specialty: Neurosurgery, Trusts with less than 5 claims are hidden**

Notifications	Y
Clinical_NonClinical	(All)

Notification Year	No. of Claims
<b>2018/19</b>	
<b>Number of Trusts with fewer than 5 claims: 7</b>	<b>22</b>
Barking, Havering and Redbridge University Hospitals NHS Trust	7
Cambridge University Hospitals NHS Foundation Trust	7
King's College Hospital NHS Foundation Trust	7
Lancashire Teaching Hospitals NHS Foundation Trust	6
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	9
Oxford University Hospitals NHS Foundation Trust	11
Salford Royal NHS Foundation Trust	12
Sheffield Teaching Hospitals NHS Foundation Trust	9
St George's University Hospitals NHS Foundation Trust	5
The Leeds Teaching Hospitals NHS Trust	9
University College London Hospitals NHS Foundation Trust	13
University Hospital Southampton NHS Foundation Trust	6
University Hospitals Birmingham NHS Foundation Trust	12
University Hospitals Coventry & Warwickshire NHS Trust	9
Walton Centre NHS Foundation Trust (The)	13
<b>2019/20</b>	
<b>Number of Trusts with fewer than 5 claims: 6</b>	<b>14</b>
Barts Health NHS Trust	6
Cambridge University Hospitals NHS Foundation Trust	9
Hull University Teaching Hospitals NHS Trust	9
Imperial College Healthcare NHS Trust	7
King's College Hospital NHS Foundation Trust	8
Lancashire Teaching Hospitals NHS Foundation Trust	6
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	10
North Bristol NHS Trust	5
Oxford University Hospitals NHS Foundation Trust	7
Salford Royal NHS Foundation Trust	19
Sheffield Teaching Hospitals NHS Foundation Trust	7
The Leeds Teaching Hospitals NHS Trust	5
University College London Hospitals NHS Foundation Trust	8
University Hospitals Birmingham NHS Foundation Trust	18
University Hospitals Coventry & Warwickshire NHS Trust	12
Walton Centre NHS Foundation Trust (The)	14
<b>Grand Total</b>	<b>321</b>

**Table 2: Number and Cost of Claims Closed/Settled with damages paid between financial years 2018/19 & 2019/20. Scheme: CNST, Specialty: Neurosurgery, Trusts with less than 5 claims are hidden**

Closed_Settled	Y
Clinical_NonClinical	(All)
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs)	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
<b>2018/19</b>					
<b>Number of Trusts with fewer than 5 claims: 12</b>	<b>33</b>	<b>7,749,688</b>	<b>774,521</b>	<b>3,007,052</b>	<b>11,531,261</b>
Barts Health NHS Trust	5	2,988,425	157,649	658,794	3,804,868
Nottingham University Hospitals NHS Trust	6	366,060	130,122	336,132	832,314
St George's University Hospitals NHS Foundation Trust	7	7,218,337	413,001	2,020,131	9,651,468
The Leeds Teaching Hospitals NHS Trust	5	1,075,949	242,765	713,595	2,032,309
University College London Hospitals NHS Foundation Trust	8	3,512,163	506,109	2,134,428	6,152,701
University Hospitals Birmingham NHS Foundation Trust	9	3,761,324	346,824	836,178	4,944,326
Walton Centre NHS Foundation Trust (The)	5	1,469,692	192,394	603,675	2,265,761
<b>2019/20</b>					
<b>Number of Trusts with fewer than 5 claims: 14</b>	<b>37</b>	<b>15,599,131</b>	<b>1,248,107</b>	<b>5,180,821</b>	<b>22,028,059</b>
Hull University Teaching Hospitals NHS Trust	6	1,445,676	197,589	657,250	2,300,515
Lancashire Teaching Hospitals NHS Foundation Trust	6	1,087,271	172,917	652,397	1,912,585
Newcastle Upon Tyne Hospitals NHS Foundation Trust (The)	6	1,769,050	206,204	747,550	2,722,804
Nottingham University Hospitals NHS Trust	5	8,133,767	441,423	1,348,838	9,924,028
Salford Royal NHS Foundation Trust	7	5,882,268	369,074	1,332,139	7,583,481
University Hospitals Birmingham NHS Foundation Trust	5	2,269,514	226,067	1,001,250	3,496,831
Walton Centre NHS Foundation Trust (The)	7	697,591	204,606	538,500	1,440,697
<b>Grand Total</b>	<b>157</b>	<b>65,025,908</b>	<b>5,829,372</b>	<b>21,768,728</b>	<b>92,624,009</b>