



Resolution

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December 2021
FOI_5258

The following information was requested on 15 November 2021:

I would be very grateful if you could provide me with some information about negligence claims in England related to anaesthesia from 2010-2020. If possible, I seek information about the financial year of the clinical incident, the financial year of claim, whether the claim remains open or closed and any description of the details of the claim that you have.

Our Response

Please find attached the requested information.

Please note claims & incidents notified/received and open are not guaranteed to be settled in the same year and can take many years to be concluded. Claims & incidents notified/received in any given year will often relate to incidents that have occurred many years prior. Due to the nature of clinical negligence claims and the level of investigation needed to bring them to a resolution, claims received and notified in a specific year may take years to settle.

Many of the claims notified will have been repudiated and settled without damages paid.

Please note we have suppressed low figures and we are unable to provide you with information about individual cases as we believe that disclosure of information with this level of granularity is exempt under Section 40(2) by virtue of section 40(3A) (a) of the Freedom of Information Act 2000, 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.

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.

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Table 2: Number of Claims and Incidents received with an incident date between financial years 2009/10 - 2020/21 where the primary specialty is Anaesthesia, by open/closed status.

Table 3: Analysis of Primary Injuries for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary specialty is Anaesthesia (includes the damages paid to date for any claims settled on a periodical payment order basis)

Table 4: Analysis of Primary Causes for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary specialty is Anaesthesia. (includes the damages paid to date for any claims settled on a periodical payment order basis)

Table 1: Number of Claims and Incidents received between financial years 2009/10 - 2020/21 where the primary specialty is Anaesthesia, by open/closed status.

Notifications Clinical_NonClinical	Y Clinical
Year of Notification	
No. of Claims	
2009/10	
Closed	119
2010/11	
Closed	114
Open	#
2011/12	
Closed	151
Open	#
2012/13	
Closed	148
Open	#
2013/14	
Closed	168
Open	5
2014/15	
Closed	146
Open	#
2015/16	
Closed	128
Open	#
2016/17	
Closed	118
Open	6
2017/18	
Closed	134
Open	14
2018/19	
Closed	106
Open	22
2019/20	
Closed	70
Incident	#
Open	53
2020/21	
Closed	35
Incident	6
Open	55
Grand Total	1,612

Table 2: Number of Claims and Incidents with an incident date between financial years 2009/10 - 2020/21 where the primary specialty is Anaesthesia, by open/closed status.

Incidents	Y
Clinical_NonClinical	Clinical
Year of Incident	No. of Claims
2009/10	
Closed	127
Open	#
2010/11	
Closed	145
Open	#
2011/12	
Closed	150
Open	7
2012/13	
Closed	132
Open	#
2013/14	
Closed	153
Open	9
2014/15	
Closed	129
Open	9
2015/16	
Closed	93
Open	10
2016/17	
Closed	115
Open	32
2017/18	
Closed	80
Open	40
2018/19	
Closed	55
Incident	#
Open	39
2019/20	
Closed	17
Incident	#
Open	30
2020/21	
Closed	10
Incident	8
Open	11
Grand Total	1,414

Table 3: Analysis of Primary Injuries for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary specialty is Anaesthesia (includes the damages paid to date for any claims settled on a periodical payment order basis)

Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Injuries	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2009/10	62	8,174,700	512,992	1,639,031	10,326,723
Adtnl/unnecessary Operation(s)	#	#	#	#	#
Dental Damage	8	28,448	8,918	21,500	58,866
Fatality	7	607,000	130,002	239,450	976,452
Nerve Damage	#	#	#	#	#
Not Specified	#	#	#	#	#
Other	#	#	#	#	#
Psychiatric/Psychological Dmge	15	168,450	60,473	203,765	432,688
Spinal Damage	#	#	#	#	#
Unnecessary Pain	7	1,018,000	98,027	121,500	1,237,527
Other Infection	#	#	#	#	#
Burn(s)	#	#	#	#	#
Brain Damage	#	#	#	#	#
Stroke	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	5	1,024,989	22,682	64,055	1,111,725
Arterial Damage	#	#	#	#	#
2010/11	103	13,056,785	1,430,855	4,052,576	18,540,216
Adtnl/unnecessary Operation(s)	7	96,672	17,593	123,500	237,765
Cosmetic Disfigurement	#	#	#	#	#
Dental Damage	10	57,324	7,222	46,079	110,626
Fatality	11	1,488,250	269,510	989,496	2,747,256
Nerve Damage	9	761,625	134,243	465,425	1,361,293
Other	#	#	#	#	#
Other Visual Problems	#	#	#	#	#
Psychiatric/Psychological Dmge	16	445,458	27,154	272,386	744,997
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	14	458,871	48,937	308,885	816,693
Fracture	#	#	#	#	#
Perforation	#	#	#	#	#
Tissue Damage	#	#	#	#	#
Multiple Disabilities	#	#	#	#	#
Bladder Damage	#	#	#	#	#
Burn(s)	#	#	#	#	#
Paraplegia	#	#	#	#	#
Brain Damage	6	4,748,528	444,042	809,900	6,002,471
Stroke	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Cerebral Palsy	#	#	#	#	#
Anaesthetic	8	290,250	39,808	182,569	512,627
Partial Paralysis	#	#	#	#	#
2011/12	83	6,534,368	535,630	2,524,777	9,594,775
Adtnl/unnecessary Operation(s)	#	#	#	#	#
Amputation - Lower	#	#	#	#	#
Cosmetic Disfigurement	#	#	#	#	#
Dental Damage	10	36,670	6,318	55,495	98,483
Fatality	5	881,057	48,336	229,250	1,158,643
Nerve Damage	#	#	#	#	#
Other	#	#	#	#	#
Psychiatric/Psychological Dmge	16	309,598	29,906	205,880	545,385
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	16	141,277	21,284	130,129	292,690
Perforation	#	#	#	#	#

Table 3: Analysis of Primary Injuries for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary specialty is Anaesthesia (includes the damages paid to date for any claims settled on a periodical payment order basis)

Closed_Settled	Y
Clinical_NonClinical	Clinical
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
----- Primary Injuries					
Dislocation	#	#	#	#	#
Bruising/ Extravasation	#	#	#	#	#
Bladder Damage	#	#	#	#	#
Impotence	#	#	#	#	#
Burn(s)	#	#	#	#	#
Brain Damage	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	6	566,000	36,632	182,341	784,973
Hemiparesis	#	#	#	#	#
2012/13	88	11,914,197	887,743	3,794,078	16,596,019
Adtnl/unnecessary Operation(s)	#	#	#	#	#
Dental Damage	12	29,309	7,792	47,650	84,751
Fatality	13	2,133,949	142,390	850,138	3,126,477
Nerve Damage	6	397,764	44,671	311,750	754,185
Other	#	#	#	#	#
Other Visual Problems	#	#	#	#	#
Psychiatric/Psychological Dmge	12	230,285	51,157	290,610	572,052
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	21	209,431	77,377	258,887	545,695
Perforation	#	#	#	#	#
Tissue Damage	#	#	#	#	#
Bruising/ Extravasation	#	#	#	#	#
Respiratory Disorder/ Failure	#	#	#	#	#
Renal Damage/ Failure	#	#	#	#	#
Brain Damage	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Cerebral Palsy	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Partial Paralysis	#	#	#	#	#
2013/14	83	15,867,670	849,922	3,489,571	20,207,162
Adtnl/unnecessary Operation(s)	5	164,890	17,803	94,250	276,943
Cosmetic Disfigurement	#	#	#	#	#
Dental Damage	9	20,671	8,367	48,490	77,528
Fatality	#	#	#	#	#
Nerve Damage	10	772,160	119,395	531,075	1,422,630
Pressure Sores	#	#	#	#	#
Psychiatric/Psychological Dmge	18	994,000	38,572	352,439	1,385,010
Scarring	#	#	#	#	#
Unnecessary Pain	8	72,095	6,717	103,800	182,612
Multiple Injuries	#	#	#	#	#
Other Infection	#	#	#	#	#
Bruising/ Extravasation	#	#	#	#	#
Infectious Diseases	#	#	#	#	#
Burn(s)	#	#	#	#	#
Paraplegia	#	#	#	#	#
Brain Damage	#	#	#	#	#
Stroke	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Vocal Cord Damage	#	#	#	#	#
Compartment Syndrome	#	#	#	#	#
Arterial Damage	#	#	#	#	#
Learning Difficulties	#	#	#	#	#

Table 3: Analysis of Primary Injuries for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary speciality is Anaesthesia (includes the damages paid to date for any claims settled on a periodical payment order basis)

Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Injuries	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2014/15	90	3,431,121	381,866	2,789,115	6,602,102
Adtnl/unnecessary Operation(s)	#	#	#	#	#
Dental Damage	10	70,450	13,300	102,275	186,025
Fatality	#	#	#	#	#
Nerve Damage	#	#	#	#	#
Not Specified	#	#	#	#	#
Other	#	#	#	#	#
Other Visual Problems	#	#	#	#	#
Poor Outcome - Fractures Etc.	#	#	#	#	#
Psychiatric/Psychological Dmge	20	407,673	58,390	521,179	987,241
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	22	182,842	34,551	297,545	514,938
Perforation	#	#	#	#	#
Other Infection	#	#	#	#	#
Thrombosis/Embolism	#	#	#	#	#
Respiratory Disorder/ Failure	#	#	#	#	#
Burn(s)	#	#	#	#	#
Brain Damage	#	#	#	#	#
Blindness	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Hospital Acquired Infection	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Partial Paralysis	#	#	#	#	#
2015/16	91	15,024,483	1,441,098	7,004,632	23,470,213
Adtnl/unnecessary Operation(s)	#	#	#	#	#
Dental Damage	7	35,872	10,608	58,370	104,850
Fatality	9	2,226,800	131,988	812,575	3,171,363
Nerve Damage	#	#	#	#	#
Other	#	#	#	#	#
Other Visual Problems	#	#	#	#	#
Psychiatric/Psychological Dmge	14	488,597	100,088	591,598	1,180,284
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	13	194,512	19,867	292,347	506,726
Bruising/ Extravasation	#	#	#	#	#
Respiratory Disorder/ Failure	#	#	#	#	#
Renal Damage/ Failure	#	#	#	#	#
Burn(s)	#	#	#	#	#
Cardiovascular Condition	#	#	#	#	#
Paraplegia	#	#	#	#	#
Brain Damage	5	4,031,353	275,753	1,210,974	5,518,079
Stroke	#	#	#	#	#
Joint Damage	#	#	#	#	#
Blindness	#	#	#	#	#
Cardiac Arrest	5	332,024	42,372	267,650	642,046
Hospital Acquired Infection	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Foot Drop	#	#	#	#	#
Anaesthetic	6	222,000	57,772	324,500	604,272
2016/17	84	11,602,827	853,263	3,577,384	16,033,475
Adtnl/unnecessary Operation(s)	5	66,539	32,508	135,100	234,147
Dental Damage	5	14,600	6,599	18,960	40,159
Fatality	5	907,000	101,110	419,000	1,427,110
Nerve Damage	5	88,814	18,623	151,000	258,437

Table 3: Analysis of Primary Injuries for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary specialty is Anaesthesia (includes the damages paid to date for any claims settled on a periodical payment order basis)

Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Injuries	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Not Specified	#	#	#	#	#
Other	#	#	#	#	#
Other Visual Problems	#	#	#	#	#
Psychiatric/Psychological Dmge	20	900,273	116,886	588,663	1,605,822
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	10	110,500	31,276	186,107	327,883
Fracture	#	#	#	#	#
Tissue Damage	#	#	#	#	#
Bruising/ Extravasation	#	#	#	#	#
Thrombosis/Embolism	#	#	#	#	#
Respiratory Disorder/ Failure	#	#	#	#	#
Cardiovascular Condition	#	#	#	#	#
Paraplegia	#	#	#	#	#
Brain Damage	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Partial Paralysis	#	#	#	#	#
Arterial Damage	#	#	#	#	#
Hemiparesis	#	#	#	#	#
2017/18	93	19,178,960	1,523,650	8,445,672	29,148,283
Adtnl/unnecessary Operation(s)	#	#	#	#	#
Dental Damage	#	#	#	#	#
Fatality	6	852,750	162,520	827,100	1,842,370
Nerve Damage	7	2,352,119	282,454	1,177,000	3,811,573
Other Visual Problems	#	#	#	#	#
Psychiatric/Psychological Dmge	25	537,540	93,553	617,540	1,248,633
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	20	254,982	111,443	543,291	909,717
Tissue Damage	#	#	#	#	#
Respiratory Disorder/ Failure	#	#	#	#	#
Cardiovascular Condition	#	#	#	#	#
Brain Damage	5	8,700,671	377,718	2,148,500	11,226,890
Stroke	#	#	#	#	#
Joint Damage	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Partial Paralysis	#	#	#	#	#
Vocal Cord Damage	#	#	#	#	#
Tetraplegia/ Quadraplegia	#	#	#	#	#
2018/19	109	7,207,029	1,343,194	5,030,968	13,581,190
Adtnl/unnecessary Operation(s)	6	196,000	35,279	204,650	435,929
Dental Damage	9	33,778	10,635	54,510	98,923
Fatality	9	258,500	74,005	366,386	698,891
Nerve Damage	8	320,740	354,001	887,273	1,562,014
Other	#	#	#	#	#
Other Visual Problems	#	#	#	#	#
Pressure Sores	#	#	#	#	#
Psychiatric/Psychological Dmge	16	533,000	66,193	452,481	1,051,675
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	20	298,255	68,105	399,713	766,073
Perforation	#	#	#	#	#

Table 3: Analysis of Primary Injuries for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary speciality is Anaesthesia (includes the damages paid to date for any claims settled on a periodical payment order basis)

Closed_Settled	Y
Clinical_NonClinical	Clinical
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
----- Primary Injuries					
Multiple Disabilities	#	#	#	#	#
Multiple Injuries	#	#	#	#	#
Bruising/ Extravasation	#	#	#	#	#
Thrombosis/Embolism	#	#	#	#	#
Respiratory Disorder/ Failure	#	#	#	#	#
Bowel Damage/ Dysfunction	#	#	#	#	#
Bladder Damage	#	#	#	#	#
Brain Damage	5	2,856,809	266,931	758,500	3,882,240
Stroke	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Hospital Acquired Infection	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Partial Paralysis	#	#	#	#	#
Compartment Syndrome	#	#	#	#	#
Epilepsy	#	#	#	#	#
2019/20	99	11,832,004	1,244,035	4,062,111	17,138,149
Adtnl/unnecessary Operation(s)	6	94,500	24,450	105,599	224,549
Dental Damage	#	#	#	#	#
Fatality	#	#	#	#	#
Nerve Damage	5	151,000	109,801	277,874	538,676
Other	#	#	#	#	#
Other Visual Problems	#	#	#	#	#
Pressure Sores	#	#	#	#	#
Psychiatric/Psychological Dmge	21	389,350	83,659	469,432	942,442
Scarring	#	#	#	#	#
Spinal Damage	#	#	#	#	#
Unnecessary Pain	12	127,935	71,963	277,164	477,062
Fracture	#	#	#	#	#
Perforation	#	#	#	#	#
Tissue Damage	#	#	#	#	#
Other Infection	#	#	#	#	#
Bruising/ Extravasation	5	586,120	70,822	334,250	991,192
Respiratory Disorder/ Failure	#	#	#	#	#
Bowel Damage/ Dysfunction	#	#	#	#	#
Bladder Damage	#	#	#	#	#
Burn(s)	#	#	#	#	#
Paraplegia	#	#	#	#	#
Brain Damage	#	#	#	#	#
Deafness	#	#	#	#	#
Blindness	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Loss Of Kidney	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Partial Paralysis	#	#	#	#	#
2020/21	77	17,244,287	1,333,837	5,481,353	24,059,478
Adtnl/unnecessary Operation(s)	#	#	#	#	#
Cosmetic Disfigurement	#	#	#	#	#
Dental Damage	#	#	#	#	#
Fatality	#	#	#	#	#
Nerve Damage	#	#	#	#	#
Not Specified	#	#	#	#	#
Other Visual Problems	#	#	#	#	#
Psychiatric/Psychological Dmge	19	514,154	67,814	457,076	1,039,044
Spinal Damage	#	#	#	#	#

Table 3: Analysis of Primary Injuries for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary specialty is Anaesthesia (includes the damages paid to date for any claims settled on a periodical payment order basis)

Closed_Settled	Y
Clinical_NonClinical	Clinical
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
----- Primary Injuries					
Unnecessary Pain	10	422,527	84,320	238,941	745,788
Perforation	#	#	#	#	#
Tissue Damage	#	#	#	#	#
Bruising/ Extravasation	#	#	#	#	#
Respiratory Disorder/ Failure	#	#	#	#	#
Burn(s)	#	#	#	#	#
Cardiovascular Condition	#	#	#	#	#
Paraplegia	#	#	#	#	#
Brain Damage	#	#	#	#	#
Cardiac Arrest	#	#	#	#	#
Cancer	#	#	#	#	#
Anaphylact Shock/Allergic Shock/allergy	#	#	#	#	#
Anaesthetic	#	#	#	#	#
Partial Paralysis	#	#	#	#	#
Vocal Cord Damage	#	#	#	#	#
Compartment Syndrome	#	#	#	#	#
Grand Total	1,062	141,068,432	12,338,085	51,891,268	205,297,785

Table 4: Analysis of Primary Causes for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary specialty is Anaesthesia. (includes the damages paid to date for any claims settled on a periodical payment order basis)

Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Causes	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
2009/10	62	8,174,700	512,992	1,639,031	10,326,723
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	#	#	#	#	#
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadqte Monitor In Recov Room	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	10	1,178,500	91,416	189,583	1,459,499
Lack Of Assistance/Care	#	#	#	#	#
Operator Error	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Retained Instrument Post-Operation	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Medication Errors	7	76,250	8,133	91,033	175,415
Err With Agnt/Dose/Route/Selec	10	408,239	34,984	161,906	605,129
Diathermy Burns/react. To Prep	#	#	#	#	#
Inappropriate Discharge	#	#	#	#	#
Unexpected Death	#	#	#	#	#
Intubation Problems	#	#	#	#	#
Incorrect Injection Site	#	#	#	#	#
MisplacedNaso/OrogastricTubeNotDet	#	#	#	#	#
ECT Treatment	#	#	#	#	#
2010/11	103	13,056,785	1,430,855	4,052,576	18,540,216
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	10	504,500	84,386	359,198	948,084
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Recog. Complication Of	10	1,047,113	265,648	654,680	1,967,441
Fail To Warn-Informed Consent	5	352,000	27,271	116,182	495,453
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inadqte Monitor In Recov Room	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	18	4,110,305	212,435	649,142	4,971,882
Lack Of Assistance/Care	#	#	#	#	#
Other	#	#	#	#	#
Operator Error	5	371,970	52,473	243,705	668,148
Foreign Body Left In Situ	#	#	#	#	#
Fail To Act On Abnorm Test Res	#	#	#	#	#
Medication Errors	#	#	#	#	#
Err With Agnt/Dose/Route/Selec	13	628,656	175,560	394,239	1,198,455
Perform. Of Op. Not Indicated	#	#	#	#	#
Diathermy Burns/react. To Prep	#	#	#	#	#
Intubation Problems	6	155,000	12,406	86,179	253,586
Wrong Site Surgery	#	#	#	#	#
Incorrect Injection Site	#	#	#	#	#
Improp. Delegation To Junior	#	#	#	#	#
Fail/Delay Of Avail Emgy Anaes	#	#	#	#	#
Tooth Inj & Patient Posit Prob	#	#	#	#	#
2011/12	83	6,534,368	535,630	2,524,777	9,594,775
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	9	218,500	29,159	218,579	466,238

Table 4: Analysis of Primary Causes for Claims Closed between financial years 2009/10 - 2020/21 with a damages payment where the primary speciality is Anaesthesia. (includes the damages paid to date for any claims settled on a periodical payment order basis)

Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Causes	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Supervise	#	#	#	#	#
Fail To Warn-Informed Consent	5	14,267	3,106	17,000	34,373
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inadqte Monitor In Recov Room	#	#	#	#	#
Inappropriate Treatment	#	#	#	#	#
Intra-Op Problems	5	3,536,174	168,779	612,500	4,317,453
Other	#	#	#	#	#
Operator Error	6	72,098	8,459	83,771	164,328
Infusion Problems	#	#	#	#	#
Application Of Excess Force	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Medication Errors	6	90,500	2,915	68,085	161,500
Err With Agnt/Dose/Route/Selec	21	1,030,328	137,855	725,333	1,893,516
Diathermy Burns/react. To Prep	#	#	#	#	#
Intubation Problems	5	19,799	2,199	36,000	57,998
Incorrect Injection Site	#	#	#	#	#
Tooth Inj & Patient Posit Prob	#	#	#	#	#
2012/13	88	11,914,197	887,743	3,794,078	16,596,019
Fail / Delay Treatment	6	452,350	25,606	124,481	602,437
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	8	229,672	32,030	124,540	386,242
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inappropriate Treatment	8	3,014,997	177,696	481,125	3,673,818
Intra-Op Problems	11	425,520	105,950	407,815	939,285
Other	#	#	#	#	#
Operator Error	6	520,950	39,501	83,157	643,608
Fail Antenatal Screening	#	#	#	#	#
Infusion Problems	#	#	#	#	#
Application Of Excess Force	#	#	#	#	#
Medication Errors	8	134,250	7,735	112,650	254,635
Err With Agnt/Dose/Route/Selec	10	2,733,449	156,257	826,100	3,715,806
Unexpected Death	#	#	#	#	#
Intubation Problems	7	599,137	35,664	272,250	907,051
Fail To Infrm Test Rslts	#	#	#	#	#
Wrong Site Surgery	#	#	#	#	#
Re-Canalisation	#	#	#	#	#
Tooth Inj & Patient Posit Prob	#	#	#	#	#
2013/14	83	15,867,670	849,922	3,489,571	20,207,162
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	#	#	#	#	#
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	5	191,332	22,266	140,500	354,098
Inadqte Monitor In Recov Room	#	#	#	#	#
Inappropriate Treatment	7	253,672	36,048	223,310	513,030
Intra-Op Problems	13	899,410	130,946	580,270	1,610,626
Other	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	#	#	#	#	#
Infusion Problems	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#

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Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Causes	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Application Of Excess Force	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Medication Errors	5	74,500	8,908	81,000	164,408
Err With Agnt/Dose/Route/Selec	17	3,963,401	101,286	645,510	4,710,196
Perform. Of Op. Not Indicated	#	#	#	#	#
Diathermy Burns/react. To Prep	#	#	#	#	#
Intubation Problems	7	3,802,948	152,293	362,603	4,317,844
Cross Infection	#	#	#	#	#
Fail/Delay Of Avail Emgy Anaes	#	#	#	#	#
Tooth Inj & Patient Posit Prob	#	#	#	#	#
2014/15	90	3,431,121	381,866	2,789,115	6,602,102
Fail / Delay Treatment	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadqte Monitor In Recov Room	#	#	#	#	#
Inappropriate Treatment	9	59,000	16,872	130,050	205,922
Intra-Op Problems	8	288,300	72,809	572,644	933,753
Lack Of Assistance/Care	#	#	#	#	#
Other	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	10	77,950	18,688	152,246	248,884
Foreign Body Left In Situ	#	#	#	#	#
Application Of Excess Force	#	#	#	#	#
Failed Infection Control Policy/Hospital Hygiene	#	#	#	#	#
Medication Errors	14	154,665	27,523	218,125	400,313
Err With Agnt/Dose/Route/Selec	13	458,394	54,740	524,944	1,038,079
Bacterial Infection	#	#	#	#	#
Intubation Problems	8	964,357	32,909	367,500	1,364,766
Tooth Inj & Patient Posit Prob	#	#	#	#	#
2015/16	91	15,024,483	1,441,098	7,004,632	23,470,213
Fail / Delay Treatment	6	1,770,843	196,498	605,843	2,573,184
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Recog. Complication Of	8	1,624,524	153,462	1,064,825	2,842,811
Fail To Supervise	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure To Perform Operation	#	#	#	#	#
Inadequate Monitoring Intra-Op	7	2,465,764	293,016	1,410,170	4,168,950
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	9	353,600	74,102	349,500	777,202
Intra-Op Problems	7	4,494,868	243,574	819,500	5,557,941
Lack Of Assistance/Care	#	#	#	#	#
Other	#	#	#	#	#
Operator Error	6	1,014,993	93,402	471,400	1,579,795
Fail To Monitor 1st Stg Labour	#	#	#	#	#
Infusion Problems	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Retained Instrument Post-Operation	#	#	#	#	#
Medication Errors	8	196,938	20,288	198,250	415,476
Inapp Use Of Forceps/Ventouse	#	#	#	#	#
Err With Agnt/Dose/Route/Selec	13	1,158,481	127,303	662,010	1,947,795
Perform. Of Op. Not Indicated	#	#	#	#	#
Intubation Problems	#	#	#	#	#
Fail/Delay Of Avail Emgy Anaes	#	#	#	#	#

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Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Causes	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Tooth Inj & Patient Posit Prob	#	#	#	#	#
2016/17	84	11,602,827	853,263	3,577,384	16,033,475
Fail / Delay Treatment	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Supervise	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inappropriate Treatment	8	317,636	64,698	286,663	668,997
Intra-Op Problems	10	799,876	99,057	365,006	1,263,938
Lack Of Assistance/Care	#	#	#	#	#
Other	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	7	1,020,627	46,846	174,928	1,242,401
Infusion Problems	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Wrong Diagnosis	#	#	#	#	#
Fail Mon Dose/rate Syntocinon	#	#	#	#	#
Medication Errors	6	797,163	88,018	509,950	1,395,131
Err With Agnt/Dose/Route/Selec	20	4,920,087	262,593	1,037,416	6,220,096
Diathermy Burns/react. To Prep	#	#	#	#	#
Intubation Problems	#	#	#	#	#
Failure To X-Ray	#	#	#	#	#
Incorrect Injection Site	#	#	#	#	#
Cross Infection	#	#	#	#	#
MisplacedNaso/OrogastricTubeNotDet	#	#	#	#	#
Re-Canalisation	#	#	#	#	#
Tooth Inj & Patient Posit Prob	#	#	#	#	#
2017/18	93	19,178,960	1,523,650	8,445,672	29,148,283
Fail / Delay Treatment	#	#	#	#	#
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inadqte Monitor In Recov Room	#	#	#	#	#
Inappropriate Treatment	12	261,505	129,740	587,689	978,933
Intra-Op Problems	13	3,116,395	217,643	831,027	4,165,065
Lack Of Assistance/Care	#	#	#	#	#
Operator Error	6	1,768,147	122,594	604,065	2,494,806
Foreign Body Left In Situ	#	#	#	#	#
Inapprop. Case Selection	#	#	#	#	#
Application Of Excess Force	#	#	#	#	#
Medication Errors	13	543,700	41,854	516,313	1,101,868
Err With Agnt/Dose/Route/Selec	12	3,304,506	254,118	1,734,750	5,293,374
Fail/Delay Avail Op Thtre	#	#	#	#	#
Intubation Problems	5	461,218	96,313	542,500	1,100,031
Incorrect Injection Site	5	261,750	16,339	146,800	424,889
Fail/Delay Of Avail Emgy Anaes	#	#	#	#	#
2018/19	109	7,207,029	1,343,194	5,030,968	13,581,190
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	9	511,000	75,991	415,698	1,002,688
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	#	#	#	#	#
Failure To Interpret X-Ray	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#

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Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Causes	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	9	225,985	62,534	241,500	530,019
Intra-Op Problems	7	272,302	324,629	831,294	1,428,225
Lack Of Assistance/Care	#	#	#	#	#
Other	#	#	#	#	#
Operator Error	11	322,738	69,349	276,425	668,512
Infusion Problems	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Application Of Excess Force	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Fail To Act On Abnorm Test Res	#	#	#	#	#
Medication Errors	16	661,695	106,894	411,721	1,180,310
Err With Agnt/Dose/Route/Selec	12	1,586,000	99,333	360,846	2,046,179
Perform. Of Op. Not Indicated	#	#	#	#	#
Unexpected Death	#	#	#	#	#
Intubation Problems	6	129,425	15,899	83,660	228,984
Incorrect Injection Site	5	108,176	79,004	68,463	255,643
Re-Canalisation	#	#	#	#	#
Tooth Inj & Patient Posit Prob	#	#	#	#	#
2019/20	99	11,832,004	1,244,035	4,062,111	17,138,149
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	5	49,500	22,498	100,585	172,583
Fail To Carry Out PO Observs.	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Supervise	#	#	#	#	#
Fail To Warn-Informed Consent	10	3,357,521	219,814	472,290	4,049,625
Failure To Perform Operation	#	#	#	#	#
Failure/Delay Diagnosis	#	#	#	#	#
Inadequate Monitoring Intra-Op	#	#	#	#	#
Inadequate Nursing Care	#	#	#	#	#
Inadqte Monitor In Recov Room	#	#	#	#	#
Inappropriate Treatment	5	110,750	102,300	232,500	445,550
Intra-Op Problems	#	#	#	#	#
Lack Of Assistance/Care	#	#	#	#	#
Other	#	#	#	#	#
Delay In Performing Operation	#	#	#	#	#
Operator Error	7	65,296	44,340	198,000	307,636
Infusion Problems	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Fail To Act On Abnorm Test Res	#	#	#	#	#
Medication Errors	14	1,109,493	217,024	872,969	2,199,487
Err With Agnt/Dose/Route/Selec	11	190,100	24,107	183,049	397,255
Diathermy Burns/react. To Prep	#	#	#	#	#
Failure To Perform Tests	#	#	#	#	#
Intubation Problems	#	#	#	#	#
Incorrect Injection Site	#	#	#	#	#
Fail/Delay Of Avail Emgy Anaes	#	#	#	#	#
MisplacedNaso/OrogastricTubeNotDet	#	#	#	#	#
2020/21	77	17,244,287	1,333,837	5,481,353	24,059,478
Equipment Malfunction	#	#	#	#	#
Fail / Delay Treatment	#	#	#	#	#
Fail To Recog. Complication Of	#	#	#	#	#
Fail To Warn-Informed Consent	7	1,649,648	136,016	461,586	2,247,250
Inadequate Monitoring Intra-Op	6	4,914,937	446,269	1,436,231	6,797,436

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Closed_Settled	Y
Clinical_NonClinical	Clinical
Claim_Outcome_FOI	Damages Paid

Year of Closure (Settlement Year for PPOs) ----- Primary Causes	No. of Claims	Damages Paid	NHS Legal Costs Paid	Claimant Legal Costs Paid	Total Paid
Inadequate Nursing Care	#	#	#	#	#
Inappropriate Treatment	6	215,000	20,686	121,102	356,788
Intra-Op Problems	9	339,684	52,956	230,775	623,415
Delay In Performing Operation	#	#	#	#	#
Operator Error	6	429,386	48,822	245,722	723,930
Infusion Problems	#	#	#	#	#
Foreign Body Left In Situ	#	#	#	#	#
Lack Of Pre-Op Evaluation	#	#	#	#	#
Retained Instrument Post-Operation	#	#	#	#	#
Medication Errors	10	2,209,979	166,602	1,106,251	3,482,832
Err With Agnt/Dose/Route/Selec	9	237,000	22,149	171,150	430,299
Diathermy Burns/react. To Prep	#	#	#	#	#
Unexpected Death	#	#	#	#	#
Intubation Problems	#	#	#	#	#
Incorrect Injection Site	#	#	#	#	#
Fail/Delay Of Avail Emgy Anaes	#	#	#	#	#
Grand Total	1,062	141,068,432	12,338,085	51,891,268	205,297,785