

Date: 24/01/2014

FREEDOM OF INFORMATION ACT 2000 - Ref: FOI/011670

With reference to your FOI request that was received on 22/11/2013 in connection with 'Compensation payouts'.

Your request for information has now been considered and the information requested is below

Please could you provide details of compensation payouts made by the Trust in the most recent three years available? This should include a year-by-year breakdown of payments and a description of why they were made in each case. Please specify in each case the amount paid in damages/settlement and the costs to each side respectively.

Please also list which hospital, facility or service the compensation payments were made in relation to.

Please find information below, provided in the public interest, showing information relating to the number of claims settled, the years the claims were settled and the amount settled to include costs.

Year ending 31/3/2011	23 claims settled £1,732,364 plus costs
Year ending 31/3/2012	46 claims settled £3,071,110 plus costs
Year ending 31/3/2013	38 claims settled £1,879,861 plus costs

To avoid any harm or distress to the claimants in being potentially identified in the public domain, The Trust is unable to release information on why particular payments were made to individual persons and the exact amount of compensation payment they each received and as such is using exemption Section 40 (2) of the Freedom of Information Act -

'If the requested information is (or contains) other people's personal data, which is not also personal data of the requester, section 40(2) may be engaged.'

The Trust finds that by releasing the requested information relating to: individual patient settlements, descriptions of each patient case and which specific hospital the patient attended within the Trust, we would be in breach of the following two Data Protection Principles, where information collected by The Trust should be:

1. Processed fairly and lawfully.
2. Obtained for specified and lawful purposes