



Victoria Soeder
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21 Bloomsbury Street
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WC1B 3HF

Your ref: CAF 18-184
Our ref: Gov/CAF 18-184

Tel 0300 456 4000

31 January 2019

Dear Ms Soeder,

Re: Freedom of Information Request - Internal Review

Thank you for your email of 09 January 2019. You requested an internal review of the response to your Freedom of Information request (CAF18-184) which was sent to you on 08 January 2019. An internal review involves a review of the decision on disclosure in the original response and the way in which the request was handled. The internal reviewer can either uphold or overturn the original decision.

Melanie Carew, Head of Legal who was not party to the original decision on whether to release the information, has now conducted the internal review. Please see his response below.

In your request for an internal review, you stated:

I am dissatisfied with the response. It seems rather odd that a Cafcass respond about "liability insurance" when the request pertained to "indemnity insurance".

The information requested has not been specifically provided for example Cafcass have responded to a question about professional indemnity insurance and responded about liability insurance which is something completely different.

Can Cafcass be very clear is the FCA covered by Cafcass professional indemnity insurance.

Who are the FCA's within Cafcass insured by for professional indemnity insurance cover ?
I.e Cafcass or their own trade union please be very clear ?

Does Cafcass hold professional indemnity insurance cover for FCA's ?

Edward Timpson CBE Chair
Anthony Douglas CBE Chief Executive





Does Cafcass not hold professional indemnity insurance cover for FCA's ?

Please do not reference liability insurance as it is irrelevant to the information seek.

On 09 January 2019, you also contacted Cafcass in regards to your request for an internal review and asked for the following:

Are Cafcass employees covered by the ministry of justice professional indemnity insurance where their professional judgements to the court are proven incorrect and evidenced ?

As stated in our response to your Freedom, Cafcass has a certificate of Exemption from Employers Liability Insurance under the Employers Liability (Compulsory Insurance) Regulations of 1998 and practitioners are not covered by insurance held by Cafcass. This includes professional indemnity insurance cover and Cafcass does not have professional indemnity insurance for its FCAs. The Ministry of Justice does not have a professional indemnity insurance for Cafcass staff.

We hope that you feel your question has been answered effectively. If you are dissatisfied with the way the internal review is handled or with the final decision made at that review about the information released, you are free to contact the Information Commissioner's Office (<https://ico.org.uk/>):

Post

Information Commissioner's Office
Wycliffe House, Water Lane,
Wilmslow,
Cheshire
SK9 5AF

Fax

01625 524 510

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0303 123 1113

E-mail

casework@ico.org.uk

Yours sincerely,

Governance Team

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Edward Timpson CBE Chair
Anthony Douglas CBE Chief Executive

