



South Warwickshire
NHS Foundation Trust

Freedom of Information
Warwick Hospital
Lakin Road
Warwick
CV34 5BW

Freedom of Information Request

Ref – SWFT FOI 6250

13th March 2019

Dear Mr Dale

Thank you for your Freedom of Information request.

Please see the response to your query below;

I'm writing to obtain the following information relating specifically to your NHS Trust under the Freedom of Information Act 2000:

1. What is the number of serious incident reviews relating to clinical negligence at your hospitals in 2016, 2017 and 2018?

In order to adhere to best practice in maintaining patient confidentiality South Warwickshire NHS Foundation Trust do not publish figures that are lower than 5 as this could lead to the identity of the patients being revealed. Exemption – Section 40(2) of the Freedom of Information Act is therefore applied. To disclose the information requested would be in breach of the Data Protection Act (1998).

As this information is personal and confidential by virtue of Section 40(2) of the Freedom of Information Act, we therefore must refuse to respond to this part of your request in accordance with Section 17 of the Freedom of Information Act.

2. What is the monetary value of successful clinical negligence claims made against your hospitals in 2016, 2017 and 2018?

Please refer to NHS Resolutions link provided: <https://resolution.nhs.uk/freedom-of-information/>

3. In the last three years (2016, 2017 & 2018), what is the number of settled negligence claims where damages have been paid (number of cases and total monetary value) in relation to:

- Allegations of late diagnosis / misdiagnosis
- Allegations of negligence leading to amputation
- Cases involving stillbirth or neonatal death
- Cases involving delayed diagnosis of cancer
- Cases involving medication errors
- Legal cases alleging clinical negligence which have taken more than 5 years to reach

Please refer to NHS Resolutions link provided: <https://resolution.nhs.uk/freedom-of-information/>

If you are unhappy with the service you have received in relation to your request and wish to request a review of our response please write to:

Governance Team
South Warwickshire NHS Foundation Trust
Warwick Hospital
Lakin Road
Warwick
CV34 5B

If you are not content with the outcome of your complaint, you may apply directly to the Information Commissioner for a decision. Generally, the ICO cannot make a decision unless you have exhausted the complaints procedure provided by the South Warwickshire NHS Foundation Trust. The Information Commissioner can be contacted at:

FOI/EIR Complaints Resolution Information Commissioner's Office Wycliffe House
Water Lane Wilmslow Cheshire SK9 5AF

The Trust always seeks feedback on how it handles requests made under the Freedom of Information Act. If you wish to provide feedback please e-mail; FOI@swft.nhs.uk

Yours sincerely

Freedom of Information Governance Team
DDI – 01926 495321
FOI@swft.nhs.uk