

Reference:	FOI.13278.23
Subject:	Allegations reported
Date of Request:	30 November 2023

Requested:

1. Please provide the number of allegations reported within your trust, clinical commissioning group or other care setting as defined, of a) Rape b) Sexual assault c) Sexual harassment
2. Please advise the location of these offences and or alleged offences broken down by location Mental Health Unit, Hospital, Other Hospital Setting to be clearly defined.
3. Please provide this data, broken down for the last three years, 2020, 2021, 2022 and 2023 to date.
4. Please provide a month by month and location
5. Please identify if these allegations are a) A On Staff carried out by a staff Member b) B On Staff carried out by a patient or visitor c) C By Staff on a Patient d) D by Staff on a visitor e) E On Staff carried out by a visitor.
6. For each of these allegations please advise if a suspect was identified and or arrested.
7. If a suspect was identified and the suspect was identified as a member or staff or a contractor to the trust, CCG or group. What was the outcome? Was the suspect subsequently arrested, charged or convicted? Was the suspect subsequently investigated, suspended or dismissed from the Trust

Response:

Hywel Dda University Health Board (UHB) is unable to provide you with the information requested, as it is estimated that the cost of answering your request would exceed the “appropriate limit” as stated in the Freedom of Information Act 2000 and the Data Protection (Appropriate Limit and Fees) Regulations 2004. The “appropriate limit” represents the estimated cost of one person spending 18 hours (or 2½ working days) in determining whether the UHB holds the information, and locating, retrieving and extracting the information.

In order to provide you with the data requested, the UHB would need to undertake a manual trawl of each incident recorded across the UHB’s Safeguarding and Datix Incident Reporting Systems alongside those recorded by the Workforce and Organisational Development (W&OD) Department. These would then need to be scrutinised, to identify the information that would fulfil your request, as the information requested is not recorded centrally or easily identifiable from the searches that are able to be conducted.

Additionally, the UHB can confirm that it would not be able to separate the data into the descriptions provided in question 1 of your request, as any incidents would not distinguish between rape and sexual assaults.

However, the UHB can confirm that it has identified approximately one hundred and twenty-five (125) records that may fulfil your request. Therefore, to provide you with the exact information being

requested, conducting the search would far exceed the 'appropriate limit', costing the UHB the following:

125 @ 15 minutes per item = 31.25 hours

31.25 hours @ £25 per hour = £781.25

The UHB is therefore applying an exemption under Section 12 of the Freedom of Information Act 2000 (FoIA), which provides an exemption from a public authority's obligation to comply with a request for information where the cost of compliance is estimated to exceed the appropriate limit.