

<b>Reference:</b>	FOI.10584.22
<b>Subject:</b>	Dental contracts
<b>Date of Request:</b>	22 December 2022

**Requested:**

Please can you provide details of how every dental contract in every/your Health Board for this current financial year (FY23), including:

1. The name and location of the contract
2. Whether the contract is operating under the new Welsh dental contract
3. The targeted UDAs and specific Key Performance Indicators (KPI) necessary for 100% of the contract to be paid and not clawed back (i.e. number of new patients seen, number of fluoride varnishes, number of historic patients etc)
4. For each month (or if you do not have this, either each quarter or cumulatively year to date):
  - a. The number of UDAs delivered by each contract
  - b. The performance of each contract against each KPI
5. The total amount of clawback that has so far been taken from each dental contract in monetary and UDA terms

**Response:**

Hywel Dda University Health Board (UHB) considers that Section 43 of the FoIA applies to some of the requested information, as answering would be prejudicial to commercial interests. Section 43(2) exempts information, where disclosure would or would be likely to prejudice the commercial interests of any company. Commercial interests may be prejudiced where disclosure would, or would be likely to:

- Weaken a company's position in a competitive environment by revealing market sensitive information or information of potential usefulness to its competitors
- Damage a company's business reputation or the confidence that customers/users, suppliers or investors may have in it.

This exemption is qualified; therefore, even if information falls within Section 43, public authorities must then apply the public interest test set out in Section 2(2)(b).

The information can only be withheld if the public interest in maintaining the exemption outweighs the public interest in disclosure.

The UHB has therefore considered the following:

**In favour of disclosure:** There is a public interest in transparency and in the accountability of public funds. Furthermore, it is in the public's interest that public funds be used effectively and that public sector bodies obtain the best value for money when contracting for the provision of services. Private sector bodies engaging in commercial activities with the public sector must expect some information about those activities to be disclosed.

**Against Disclosure:** Disclosure of the information being requested, when used in conjunction with other information accessible within the public domain could result in the calculation of an individual dental practice's contract value. It is not within the expectation of the dental practices that their individual contract details would be released into the public domain, and this in turn could impact negatively on the UHB's relationship with the practice, thus affecting our service delivery.

**Decision:** - The UHB has considered that releasing the information under the FoIA, to which the UHB is subject, would impede upon the UHB's relationship with the contracted practices, as it could allow for the calculation of individual contract details. The UHB believes that there is wider established public interest in companies not being prejudiced merely because they have contracted with a public sector body, and that there is a public interest in protecting its relationship with its contracted partners.

Therefore, the public interest in withholding the contract information is greater than the interests in disclosing it and thereby giving unfair commercial advantage to competitors of the contractors to which this information concerns.

However, whilst operating in accordance with the Section 45 Freedom of Information Code of Practice, the UHB has a duty to provide advice and assistance. Therefore, the UHB provides the information that does not fall within the scope of the Section 43 exemption below.

1. The UHB provides, within the table below, the Dental Practices' names and addresses, that the UHB has NHS contracts with.

Name	Address
Achddu Villa Dental Practice	18 Stepney Road, Burry Port, SA16 0BH
Avenue Villa Dental Practice	Queen Victoria Road, Llanelli, SA15 2TP
Brynteg Dental Practice- Ammanford	Brynteg Terrace, Ammanford, SA18 3AU
Brynteg Dental Practice - Brynamman	34 Station Road, Upper Brynamman, SA18 1SF
Brynteg Dental Practice - Carmarthen	Brynteg House, Old Station Road, Carmarthen, SA31 1JN
Capel Dental Practice	Mansel Street, Carmarthen, SA31 1QX
Celtic Dental Practice	57 Rhos Maen Street, Llandeilo, SA19 6LW
Crosshands Dental Care Ltd	38 Llandeilo Road, Crosshands, SA14 6RD
Hayden Dental	Castle Hill, Carmarthen, SA31 1JW
My Dentist, Whitland	Lomead, St John Street, Whitland, SA34 0AP
Llandeilo Dental Surgery	18 Carmarthen Street, Llandeilo, SA19 6AE
Llandovery Dental Surgery	22 Stone Street, Llandovery, SA20 0JP
Llannon Road Dental Practice	25 Llannon Road, Upper Tumble, SA14 6BW
My Dentist, Mill Lane	Mill Lane, Llanelli, SA15 3SE
Murray Street Dental Practice	16 Murray Street, Llanelli, SA15 1DZ
Old Oak Dental Practice	Unit 8, Parc Pensarn, Carmarthen, SA31 2NF
Penclawdd Dental Practice	2 Compton Houses, West End, Swansea, SA4 3YU
My Dentist, Thomas Street	45 Thomas Street, Llanelli, SA15 3JE
Tywi Dental Practice	22 Crescent Road, Llandeilo, SA19 6HN
Warren Davies Ltd	13 Llwynhendy Road, Llanelli, SA14 9DP
Water Street Dental Practice	13 Water Street, Carmarthen, SA31 1PY
Whitland	Dental Surgery, 6 King Edward Street, Whitland, SA34 0AA
Cardigan Dental	Cardigan Intergrated Care Centre, Rhodfa'r Felin, Cardigan, SA43 1JX
Eastgate Dental Surgery	29 Eastgate, Aberystwyth, SY23 2AR
My Dentist, Feidrfair	7 Feidr Fair, Cardigan, SA43 1DU

My Dentist, Friars	Park Avenue, Aberystwyth, SY23 1PB
My Dentist, North Parade	61 North Parade, Aberystwyth, SY23 2JN
Portland Street Dental Practice	23 Portland Street, Aberystwyth, SY23 2DX
My Dentist, Lampeter	The Barn, 2 Market Place, Lampeter, SA48 7DS
Bridge Street Dental Practice	21-23 Bridge Street, Haverfordwest, SA61 2AL
Brynteg Tenby	Brynteg Dental Surgery, Tenby, SA70 8AG
Charles Street Dental Practice	147 Charles Street, Milford Haven, SA73 2HP
Dental Excellence	2 Station Road, Pembroke, SA71 4AH
Dew Street Dental Practice	31 Dew Street, Haverfordwest, SA61 1ST
My Dentist, Milford Haven	Robert Street, Milford Haven, SA73 2DH
Haven Dental Practice	73 Great North Road, Milford Haven, SA73 2ND
My Smile Centre	118 Charles Street, Milford Haven, SA73 2HW
Pembroke Dock Dental Centre	40 Queen Street, Pembroke Dock, SA72 6JE
Portfield Dental Surgery	11 Portfield, Haverfordwest, SA61 1BN
My Dentist, Haverfordwet	Quay Street, Haverfordwest, SA61 1BB
St Davids Dental Surgery	34A New Street, St Davids, SA62 6SS
Vergam Dental Practice	6 Vergam Terrace, Fishguard, SA65 9DD
West Street Dental Practice	23 West Street, Fishguard, SA65 9DD
Winchester House Dental Practice	67 St James Street, Narberth, SA67 7DB

2. A Section 43 exemption has been applied, as detailed above. However, the UHB can confirm that of the forty four (44) Dental Practices provided in response to question 1, thirty six (36) have opted to work within the New Contract Reform Model.
3. & 4. A Section 43 exemption has been applied, as detailed above.
5. The UHB confirms that to date, there has been no clawback from any dental contract.