

<b>Reference:</b>	FOI.9275.22
<b>Subject:</b>	Negligence claims
<b>Date of Request:</b>	29 June 2022

**Requested:**

How much has this health board paid out following successful negligence claims in each of the last 5 years?

**Response:**

The UHB is unable to provide you with all of 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 (Fees and Appropriate Limit) 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.

During the 2021 calendar year, the UHB introduced a new Datix system and as a result migrated all claims onto the new system. Unfortunately, due to the manner in which the old claims were entered onto the system, it is not possible to identify the records required to provide you with the data for the 2021 calendar year by running a report and accordingly, it would require a manual search of each record from 2021.

The UHB is therefore applying an exemption under Section 12 of the Freedom of Information Act 2000, 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*.

However, under Section 16 of the FoIA, we are required as a public authority, to provide advice and assistance so far as it is reasonable, to individuals who have made a request under FoIA. Therefore, the UHB provides the information requested for the 2017 to 2020 calendar years within the table below.

Year claim closed	Clinical Negligence		Personal Injury	
	Damages	Claimant’s costs	Damages	Claimant’s costs
<b>2017</b>	£5,141,408.84	£1,578,747.76	£264,646.77	£134,379.50
<b>2018</b>	£5,901,302.35	£2,229,715.95	£146,314.90	£110,248.26
<b>2019</b>	£2,424,129.63	£1,211,515.00	£125,693.65	£104,036.29
<b>2020</b>	£3,516,175.40	£1,797,167.20	£59,242.64	£140,915.46