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Foundation Trust Office: 01325 74 3625
Corporate Records Office: 01325 74 3700

Request for Information Reference: 06.23.22

FOI Direct line: 01325 743700
Email: cdda-tr.cddftfoi@nhs.net

Email only

8th June 2023

Dear

Freedom of Information Act 2000 – Request for Information

Thank you for submitting a request for information which we received on 7th June 2023 in relation to County Durham and Darlington NHS Foundation Trust (the Trust). Your request has been processed under the provisions of the Freedom of Information Act 2000 and I am now able to provide you with a response.

Your request was in relation to Compensation paid out and I am providing the following information in response to your specific questions:

- 1. Please can you provide the total amount of compensation you have paid out to maternity claims in 2022/23.**
 - a) Can you please provide the highest amount of compensation paid out to a single maternity claim in 2022/23?**
 - b) Please could you split the 2022/23 figure on maternity claims into how much was spent on compensation and how much was spent on legal and other costs?**

Whilst Legal Services records information on maternity claims, financial data such as damages and costs is not always up-to-date as there can sometimes be a time lag between damages and costs settlements being agreed and NHS Resolution notifying us of this. In addition, the Trust does not hold data on any periodic payments that have been agreed (these are regular payments, usually made annually, agreed by the courts as part of any damages settlement that are made during the life of the claimant to meet costs such as ongoing care) but as the indemnifier, NHS Resolution will hold this information.

Therefore in order to get the most accurate data we would advise you to contact NHS Resolution directly. If you wish to contact NHS Resolution in accordance with Section 16 of the Act (duty to provide advice and assistance) you can do so via the following link: <https://resolution.nhs.uk/freedom-of-information/>

In line with the Information Commissioner's directive on the disclosure of information under the Freedom of Information Act 2000 your request will form part of our disclosure log on the Trust's website. However please be assured that we anonymise all responses prior to adding them to the disclosure log.

I hope that this response has provided you with the information you had requested. If you have any queries or wish to discuss the information supplied, please do not hesitate to contact me by telephone or in writing. If however, you are dissatisfied with the way in which your request has been handled and would like an internal review, you will need to contact me in writing at the above address or via cdda-tr.cddftfoi@nhs.

If you remain dissatisfied with our response following an internal review you have the right to appeal to The Information Commissioner at Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. More information is available on their website; www.ico.gov.uk.

Yours sincerely

Corporate Records and Freedom of Information Facilitator