

Executive Corridor
Darlington Memorial Hospital
Hollyhurst Road
Darlington
DL3 6HX
Switchboard Tel: 01325 38 0100
Foundation Trust Office: 01325 74 3625
Corporate Records Office: 01325 74 3700

Request for Information Reference: 08.23.31

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

Email only

22nd August 2023

Dear

Freedom of Information Act 2000 – Request for Information

Thank you for submitting a request for information which we received on 15th August 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 E-Scooter Injuries and I am providing the following information in response to your specific questions:

Please can you tell me, for each of the last three calendar years, up to and including this one to date:

1. How many children (under 18) have been treated for injuries caused as a result of riding an e scooter or being involved in a collision with one?

The Trust records activity type as Electric Personal Mobility Device; with less than five recorded in the last three years as being scooter related.

2. How many of these children died?

None.

3. In each case, please give brief details of injuries sustained and length of stay required in hospital

There were no inpatient stays. Please note, regards to exact numbers of patients and details of injuries the Trust has withheld this information, as to disclose this

information would breach one of the data protection principles contained in the Data Protection Act 2018 (which supplements the EU General Data Protection Regulation (GDPR) which came into effect in May 2018) in that it would render it possible to identify the individuals. We do not believe that it would be fair to the individuals for their identities to be made public. We therefore believe that the exemption contained within section 40 of the Act is engaged.

The Trust has assessed the risk that the identities of the individual patients could be inferred, and judges that possibility to be real. It has therefore taken the decision to withhold this information under Section 40 of the Freedom of Information Act. The Trust is relying, in part, on the absolute exemption available under Section 40(3) (a) (i), where information would be shared in contravention of the principles in the Data Protection Act and the qualified exemption in Section 40(3) (a) (ii), where the numbers published could allow the identify of individual patients to be inferred causing damage or distress to themselves or their families. The Trust has weighed the public interest in preventing that distress with the public interest in transparency and has concluded that the former interest carries greater weight, in particular because it is not necessary to disclose specific numbers relating to individuals for the reader to understand the approach taken by the Trust in preventing the transfer of Covid-19 from patient to patient.

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