

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: 02.19.04

Direct line: 01325 743700

Email: cdda-tr.cddftfoi@nhs.net

Email only

4 March 2019

Freedom of Information Act 2000 – Request for Information

Thank you for your request for information received on 4 February 2019 in relation to the County Durham and Darlington NHS Foundation Trust (Trust). We are dealing with your request under the provisions of the Freedom of Information Act 2000.

You requested information regarding the allegations of sexual misconduct. Specifically you requested information as follows:

I write to request the following under freedom of information laws:

1. For each of the last five calendar years, 2014, 2015, 2016, 2017 and 2018, please state the number of allegations received of:

- a. Sexual misconduct***
- b. Sexual harassment***
- c. Sexual assault***
- d. Rape***

The following data is from the Trust's HR records in relation to allegations dealt with via a formal HR process.

Year	Number of Allegations Made Of : Sexual Harassment Sexual Misconduct Sexual Assault Rape
2014	4
2015	0
2016	0
2017	0
2018	3

2. For each of the above allegations received, please state:

a) Whether the alleged victim was a member of the public, patient or health worker?

Year	Of the Total Cases Alleged Victim Was :		
	Public	Patient	Health Worker
2014		1	3
2015			
2016			
2017			
2018			3

b) Whether the alleged perpetrator was a member of the public, patient or health worker?

Year	Of the Total Cases Alleged Perpetrator Was :		
	Public	Patient	Health Worker
2014			4
2015			
2016			

2017			
2018			3

c) Brief details of allegations?

Answer: The allegations fall within one of the four categories outlined in the request.

d) Outcome of case i.e. for instance if the alleged perpetrator was a member of staff were they cautioned, disciplined or sacked?

Year	Outcome of Cases					
	Cautioned	Disciplined	Ongoing	No Further Action	Dismissed	Other
2014	1	2				1
2015						
2016						
2017						
2018			2	1		

e) Whether allegation was referred to police?

Year	Number of Cases Where Police Involved
2014	1
2015	
2016	
2017	
2018	1

3. For each of the last five calendar years, 2014, 2015, 2016, 2017 and 2018, please state the number of allegations received where the alleged victim was under the age of 18 of:

- a) Sexual misconduct**
- b) Sexual harassment**
- c) Sexual assault**
- d) Rape**

Answer: One, included in the total above.

4. For each of the above allegations received re alleged victims under 18, please state:

a) Whether the alleged victim was a member of the public, patient or health worker?

Answer: Patient.

b) Whether the alleged perpetrator was a member of the public, patient or health worker?

Answer: Health Worker.

c) Brief synopsis of allegations?

Answer: The allegations fall within one of the four categories outlined in the request.

d) Outcome of case i.e. for instance if the alleged perpetrator was a member of staff were they cautioned, disciplined or sacked?

Answer: Other.

e) Whether allegation was referred to police?

Answer: Yes.

5. Please state the number of non-disclosure agreements your organisation holds with current or former staff which involve or relate to sexual misconduct, sexual harassment, sexual assault, rape or other sexual offences? For each of these, please state the number and financial value of the settlements?

Answer: None.

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. Therefore, a version of our response which will protect your anonymity will be posted on the County Durham and Darlington NHS Foundation Trust website.

If you have any queries or wish to discuss the information supplied, please do not hesitate to contact me on the above telephone number or at the above address.

If you are unhappy with the way your request for information has been handled, you can request a review by writing to:

The Chief Executive
County Durham & Darlington NHS Foundation Trust
Darlington Memorial Hospital
Hollyhurst Road
Darlington
DL3 6HX

If, you remain dissatisfied with the handling of your request or complaint, you have a right to appeal to the Information Commissioner at:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Telephone: 0303 123 1113
Website: www.ico.gov.uk.

There is no charge for making an appeal.

Yours sincerely

Joanna Tyrrell
Freedom of Information Officer