

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: 10.19.01

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

Email only

29 October 2019

Freedom of Information Act 2000 – Request for Information

Thank you for your request for information received on 1 October 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 Electronic Patient Records. Specifically you requested a spreadsheet is completed.

County Durham and Darlington NHS Foundation Trust replies:

Please see the attached completed spreadsheet.

With regards to question 4 we are unable to provide the information as requested on the grounds that this information is commercially sensitive and has, therefore, been withheld pursuant to Section 43 of the Act.

Section 43 (2) exempts from disclosure the following:

(2) Information, the disclosure of which would, or would be likely to, prejudice the commercial interests of any person including those of the public authority holding the information.

The supplier has informed the Trust that, to disclose this information would place the supplier at a commercial disadvantage in future negotiations within the marketplace when re-negotiating with current customers or bidding for new work. In providing both the number of scanning copies and the cost for the scanning copies

it would be possible for a competitor to work out the exact price per copy that the service provider is paid by the Trust.

The Trust considers that the service provider's negotiating position would be likely to be undermined if different providers were able to undercut the provider in future negotiations for this service. The Trust considers that the public interest in preserving a fair negotiating position for the service provider and the ability to achieve VFM for the Trust outweighs the public interest in transparency.

The Trust is therefore applying the exemption available under S43 (2) of the Act – Prejudice to Commercial Interests.

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.



County Durham
and Darlington
NHS Foundation Trust

There is no charge for making an appeal.

Yours sincerely

Joanna Tyrrell
Freedom of Information Officer