

Ref: FOI/2023/8964

Date Received: 7th June 2023

Response Due: 5th July 2023

Date: 27th June 2023

Dear Sir/Madam

You asked:

I am writing to request, under the Freedom of Information Act 2000, the following:

- 1. Please can you provide the total amount of compensation you have paid out to maternity claims in 2022/23.**

Less than 5.

- a. Can you please provide the highest amount of compensation paid out to a single maternity claim in 2022/23?**

Please see our refusal notice below.

- 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?**

Please see our refusal notice below.

Refusal Notice: Sec 40(2) Personal Information

The Trust has a policy of not releasing information when the data involved is less than 5. This is because we feel that such low numbers could make the individuals involved identifiable and therefore may cause undue harm and distress.

To disclose this information would:

- a) Contravene the Data Protection Act principles in that it would amount to unfair and possibly unlawful processing, as there was a legitimate expectation by the third parties that this information would remain confidential, and
- b) Disclosure may cause damage or distress to the individual(s) involved, and that damage or distress would be unwarranted (section 10 of the DPA).

If you are not entirely satisfied with this response, please do not hesitate to contact the Information Governance Department via the email address provided. If we do not hear from you within 40 days, we will assume that we have been able to accommodate your request under the Freedom of Information Act 2000.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Sanjay Arya', written over a horizontal line.

Sanjay Arya
Medical Director

PLEASE NOTE:

If you are unhappy with the service you have received in relation to your request and wish to make a complaint or request a review of our decision, you should write to: Information Governance Department, Wrightington, Wigan and Leigh NHS Foundation Trust, Suite 9, Buckingham Row, Brick Kiln Lane, Wigan, WN1 1XX.

If you are not content with the outcome of your complaint, you may apply directly to the Information Commissioner for a decision at:

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

Helpline number: 0303 123 111