

Ref: FOI/2023/8895

Date Received: 15th May 2023

Response Due: 13th June 2023

Date: 26th May 2023

Dear Sir/Madam

You asked:

For each question, please can you provide data for the following years – 2020, 2021, 2022, 2023 to date.

1. How many sexual assaults were reported to the trust?

a) Of these allegations, please advise whether they were:

i) On Staff carried out by a staff Member

ii) On Staff carried out by a patient or visitor

iii) By Staff on a Patient

iv) By Staff on a visitor

v) On Staff carried out by a visitor

vi) On a patient carried out by a patient

b) Of these alleged offences, how many were reported to the police?

c) If these alleged offences involved members of staff or contractors of the trust, please outline whether disciplinary proceedings took place and what was the outcome?

NB. The Category used on Datix does not allow us to differentiate between Sexual Assault (physical or verbal), so the numbers below include physical sexual assault or verbal sexual assault.

(April to March – 2020, 2021, 2022, 2023 to date)

1. How many sexual assaults were reported to the trust?	20/21	21/22	22/23	23 to date	Total
i) On Staff carried out by a staff Member	<5	<5	0	0	<5
ii) On Staff carried out by a patient or visitor	<5	14	<5	0	16
iii) By Staff on a Patient	0	0	0	0	0
iv) By Staff on a visitor	0	0	0	0	0
v) On Staff carried out by a visitor	0	<5	0	<5	<5
vi) On a patient carried out by a patient	0	0	1	0	
b) Of these alleged offences, how many were reported to the police?	0	<5	<5	<5	<5
c) If these alleged offences involved members of staff or contractors of the trust, please outline whether disciplinary proceedings took place and what was the outcome?	N/A	N/A	N/A	N/A	N/A

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).

2. How many rapes were reported to the trust?

a) Of these allegations, please advise whether they were:

i) On Staff carried out by a staff Member

ii) On Staff carried out by a patient or visitor

iii) By Staff on a Patient

iv) By Staff on a visitor

v) On Staff carried out by a visitor

vi) On a patient carried out by a patient

b) Of these alleged offences, how many were reported to the police?

c) If these alleged offences involved members of staff or contractors of the trust, please outline whether disciplinary proceedings took place and what was the outcome?

We are unable to provide any data in response to this question, as there is no category for 'Rape' on the Datix Incident Report System.

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,



Allison Luxon
Deputy Director of Nursing

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