

Information Governance

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23rd November 2022

Our reference: FOI DA4225

I am responding to your request for information received **1st June 2022**. I am sorry for the delay in responding to your request. This has been treated as a request under the Freedom of Information Act 2000.

I am now enclosing a response which is attached to the end of this letter. Please do not hesitate to contact me on the contact details above if you have any further queries.

Yours sincerely,



Lara Cousens
Information Governance Manager – Information Rights

If you are dissatisfied with the Trust's response to your FOIA request then you should contact us and we will arrange for an internal review of this decision.

If you remain dissatisfied with the decision following our response to your complaint, you may write to the Information Commissioner for a decision under Section 50 of the Freedom of Information Act 2000. The Information Commissioner can be contacted at:

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

Tel: 0303 123 1113
Web: www.ico.org.uk

Please note that the data supplied is not allowed to be re-used and/or published without the explicit consent of East London NHS Foundation Trust. Please contact the signatory to request permission if this is your intention



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Request: Please may I receive the following data, from the beginning of 2018:

Question 1: The total number of in-patient deaths (including emergency department deaths)

Answer: Please see below total number of inpatient deaths per year since 2018.

Year	Total number of in-patient deaths
2018-2019	14
2019-2020	27
2020-2021	24
2021-2022	29

Question 2: The number of deaths subject to case record review

Answer: East London NHS Foundation Trust does not use the term “case record review”. However we do undertake Serious Incident Investigations (SII) and have therefore provided the below figures as the total number SIIs conducted following the death of a patient.

Year	Total number of in-patient deaths subject to a Serious Incident Investigation
2018-2019	5
2019-2020	7
2020-2021	8
2021-2022	X

The Trust has reviewed questions 2 of your request for information under the Freedom of Information Act (FOI) 2000.

The Trust has reviewed your request for information under the Freedom of Information Act (FOI) 2000.

Section 40 for the FOI Act states:

(2) This exemption covers the personal data of third parties (anyone other than the requester) where complying with the request would breach any of the principles in the UK GDPR.

The information you have requested for the year 2021 – 2022 relates to less than five individuals and therefore has the potential for those individuals to be identified. We can therefore not provide this information which could contravene The Data Protection Act 2018 / UK GDPR.

Question 3: Of these deaths subjected to review, the number that were judged more likely than not to have been due to problems in care

Answer: The Trust has reviewed question 3 of your request for information under the Freedom of Information Act (FOI) 2000.

Section 1(1) of the Freedom of Information Act 2000 states:

Any person making a request for information to a public authority is entitled—
(a) to be informed in writing by the public authority whether it holds information of the description specified in the request, and



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(b) if that is the case, to have that information communicated to them.

East London NHS Foundation Trust does not centrally record how many cases subject to a serious incident were likely to have been due to problems in care. In order for the Trust to provide this information it would have to access patient records. We do not have a legal basis to access patient records in order to respond to a Freedom of Information Request. Therefore we are unable to provide a response.

Please note East London NHS Foundation Trust does not use the term “case record review”. However we do undertake Serious Incident Investigations (SII) and have therefore responded to question 3 above on the basis of SII.



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