

Information Governance

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20 April 2023

Our reference: FOI DA4648

I am responding to your request for information received 20 March 2023. This has been treated as a request under the Freedom of Information Act 2000.

When an organisation receives a request for information under the Freedom of Information Act, it is allowed under the Act to apply a blanket exemption to this where it has concluded that providing a response would take in excess of eighteen hours. When the cost of compliance and extracting information would exceed eighteen hours, a cost limit of £450 can be applied. This is explained in Section 12 of the Freedom of Information Act 2000 and is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to eighteen hours work.

Having reviewed your request, the Trust has noted that it would not be able to provide all the information requested within the 18-hours specified in the Freedom of Information Act 2000. When the Trust identifies that the request is likely to take over 18 hours, we are not obliged to provide information for any part of the request. However, in this instance and in order to assist you, we have provided a partial response to your request as per below.

In order to assist you with your request, I have advised below the timing each question would take in order to assist you to refine your request. If you wish to refine your request to comply with the 18-hour time limit, please do get in touch.

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,



Nimita Parmar
Information Rights Coordinator



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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:

Question 1: What is the name of your Trust?

Answer: East London NHS Foundation Trust.

Question 2: How many mixed-gender accommodation units does your trust have?

Answer: The Trust has four mixed-gender wards for older adults and two for CAMHS.

Question 3: How many communal areas does your trust have which can be accessed by all sexes?

Answer: All mixed sex wards have dedicated female lounges, and would have a mixed sex lounge, allowing individuals to make a choice about where they want to spend their time.

Questions 4 How many reports of rape were reported between 2021 – 2022?
a. in mixed-gender accommodation.
b. in a communal area accessed by all sexes.
c. on a single sex ward.

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 4 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 5: Of those reports how many were serious enough to refer to safeguarding which took place:
a. in mixed-gender accommodation.
b. in a communal area accessed by all sexes.
c. on a single sex ward.

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 5 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements



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would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 6: Of those reports how many were serious enough to refer to the police which took place:
a. in mixed-gender accommodation.
b. in a communal area accessed by all sexes.
c. on a single sex ward.

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 6 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information. To clarify there is no particular category of incidents on Datix, sexual or otherwise, that identifies incidents 'serious enough to be referred to the police'. Datix identifies four main categories of sexual related incidents. Including; Sexual Abuse, Sexual Aggression and Sexual Behaviour / Activity, these are the categories against which this response was formulated. Therefore, to respond to this question all the incident categories under the aforementioned 'sexual' related categories will need to be individually reviewed to identify the nature of the incident and whether the incident was considered serious enough to refer to the Police.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 7: How many reports of sexual assault were reported between 2021 – 2022?
a. in mixed-gender accommodation.
b. in a communal area accessed by all sexes.
c. on a single sex ward.

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 7 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information. Due to the



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various 'sexual' categories available on Datix as mentioned in Q6 above, it would require each individual incident categorised with a 'sexual' category to be reviewed, to determine whether it was a sexual assault.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 8: Of those reports how many were serious enough to refer to safeguarding which took place:
a. in mixed-gender accommodation.
b. in a communal area accessed by all sexes.
c. on a single sex ward.

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 8 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 9: Of those reports how many were serious enough to refer to the police which took place:
a. in mixed-gender accommodation.
b. in a communal area accessed by all sexes.
c. on a single sex ward.

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 9 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.



Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 10: How many reports of sexual exploitation were reported between 2021 – 2022:

- a. in mixed-gender accommodation.**
- b. in a communal area accessed by all sexes.**
- c. on a single sex ward.**

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 10 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information. Due to the various 'sexual' categories available on Datix as mentioned in Q6 and Q7 above, it would require each individual incident categorised with a 'sexual' category to be reviewed, to determine whether it was a sexual assault.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 11: Of those reports how many were serious enough to refer to safeguarding which took place:

- a. in mixed-gender accommodation.**
- b. in a communal area accessed by all sexes.**
- c. on a single sex ward.**

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 11 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.



Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 12: Of those reports how many were serious enough to refer to the police which took place:

- a. in mixed-gender accommodation.**
- b. in a communal area accessed by all sexes.**
- c. on a single sex ward.**

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 12 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 13: How many reports of sexual misconduct were reported between 2021–2022, which took place:

- a. in mixed-gender accommodation.**
- b. in a communal area accessed by all sexes.**
- c. on a single sex ward.**

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 13 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per



hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 14: Of those reports how many were serious enough to refer to safeguarding which took place:
a. in mixed-gender accommodation.
b. in a communal area accessed by all sexes.
c. on a single sex ward.

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 14 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.

As this request would take the Trust over 18 hours to fulfil, we are required to provide advice on how you may refine your request to information that can be collated within the 18-hour timeframe. You may then choose what information you would like to receive and confirm the same to us, upon which we will process your request.

Question 15: Of those reports how many were serious enough to refer to the police which took place:
a. in mixed-gender accommodation.
b. in a communal area accessed by all sexes.
c. on a single sex ward.

Answer: Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust has reviewed question 15 of your request for information and in order to collate this information, staff would have to review over 800 incidents, which is estimated to take 1 hour 45 minutes to collate the information.

Therefore, the Trust is unable to comply with this particular part of your request as the cost of compliance and extracting your exact requirements would exceed the appropriate cost limit of £450, which is specified in Section 12 of the Freedom of Information Act 2000. This is based on a rate of £25 per hour, regardless of the rate of pay of any individual involved in the retrieval of requested information, and equates to 18 hours work.



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