

Information Governance

Robert Dolan House
9 Alie Street
London
E1 8DE

Email elft.foi@nhs.net

Website: <https://www.elft.nhs.uk>

3 July 2023

Our reference: FOI DA4712

I am responding to your request for information received 26 April 2023. 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.

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 eighteen hours specified in the Freedom of Information Act 2000.

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 eighteen 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

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:



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Chair: Eileen Taylor

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: Which off framework agencies are used for non-clinical vacancies?

Answer: This information would take one hour to collate.

Question 2: On a month by month basis what was your off-framework agency spend for the last 12 months for nurses

Answer: This information would take one hour to collate.

Question 3: On a month by month basis what was your off-framework agency spend for the last 12 months for doctors

Answer: This information would take one hour to collate.

Question 4: On a month by month basis what was your off-framework agency spend for the last 12 months for band 8s

Answer: This information would take one hour to collate.

Question 5: On a month by month basis what was your off-framework agency spend for the last 12 months for band 9s

Answer: The Trust has reviewed question 5 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
(b) if that is the case, to have that information communicated to them.*

East London NHS Foundation Trust does not record off framework spend for Band 9s and is therefore unable to provide a response.

Question 6: On a month by month basis what was your off-framework agency spend for the last 12 months for very senior managers?

Answer: The Trust has reviewed question 6 of your request for information under the Freedom of Information Act (FOI) 2000.

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

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East London NHS Foundation Trust does not record off framework spend for very senior managers and is therefore unable to provide a response.

Question 7: Which off framework agencies supplied nurses in 2020, 2021 and 2022

Answer: Section 12(1) of the Freedom of Information Act 2000 states:



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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

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. 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.

The Trust has reviewed your request for information and in order to collate this information, staff would have to review invoices to calculate the spend. It is estimated that this would take 37.5 hours to collate.

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.

Question 8: What is the average length of a contract for a band 8 placed through an off framework agency

Answer: The Trust has reviewed question 8 of your request for information under the Freedom of Information Act (FOI) 2000.

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East London NHS Foundation Trust does not record the information requested on contract lengths and is therefore unable to provide a response.

Question 9: What is the average length of a contract for a band 9 placed through an off framework agency

Answer: The Trust has reviewed question 9 of your request for information under the Freedom of Information Act (FOI) 2000.

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

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

East London NHS Foundation Trust does not record the information requested on contract lengths and is therefore unable to provide a response.

Question 10: Total off framework spend in 2020, 2021, and 2022

Answer: Section 12(1) of the Freedom of Information Act 2000 states:



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Question 11: Total agency spend for band 8s in 2020, 2021 and 2022 through framework

Answer: The Trust has reviewed question 11 of your request for information under the Freedom of Information Act (FOI) 2000.

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

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East London NHS Foundation Trust does not record the information requested and is therefore unable to provide a response.

Question 12: Total agency spend for band 9s in 2020, 2021 and 2022 through framework

Answer: The Trust has reviewed question 12 of your request for information under the Freedom of Information Act (FOI) 2000.

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

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East London NHS Foundation Trust does not record the information requested on the total agency spend for band 9 managers and is therefore unable to provide a response.

Question 13: Total agency spend for VSMs in 2020, 2021 and 2022 through framework

Answer: The Trust has reviewed question 13 of your request for information under the Freedom of Information Act (FOI) 2000.



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East London NHS Foundation Trust does not record the information requested on the total agency spend for very senior managers and is therefore unable to provide a response.

Question 14: Who is responsible for approving the use of agencies for agency staff? Please provide their email address and contact number

Answer: Temporary staffing team; elft.agency-booking@nhs.net. 020 7655 4000.

Question 15: What was your off-framework agency spend for fixed term contracts (not ad-hoc shifts) in 2020, 2021, and 2022 split between clinical and non-clinical.

Answer: Section 12(1) of the Freedom of Information Act 2000 states:

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

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. 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.

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Question 16: What is the process for recruiting interim very senior managers? Who is responsible for that recruitment?

Answer: This information would take one hour to collate.

Question 17: What was the agency spend for VSMs for 2020, 2021 and 2022

Answer: The Trust has reviewed question 17 of your request for information under the Freedom of Information Act (FOI) 2000.

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*(a) to be informed in writing by the public authority whether it holds information of the description specified in the request, and
(b) if that is the case, to have that information communicated to them.*

East London NHS Foundation Trust does not record the information requested on the agency spend for VSMs for 2020, 2021 and 2022 and is therefore unable to provide a response.

Question 18: Do you have an off-framework audit pack?

Answer: This information would take one hour to collate.

Question 19: What are the compliance requirements for off-framework agencies – split between clinical and non-clinical

Answer: This information would take one hour to collate.



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