

Information Governance

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16 April 2024

Our reference: FOI DA5274

I am responding to your request for information received on 18 March 2024. 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,



Keshia Harvey
Senior Information Governance Manager - Compliance

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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Interim Chief Executive Officer: Lorraine Sunduza
Chair: Eileen Taylor

Request:

Question 1: The number of requests for discharge through Neared Relative Orders in 2022/23?

Answer: 32 requests for discharge through Neared Relative Orders were received in 2022/23.

Question 2: How many were accepted?

Answer: 13 requests for discharge through Neared Relative Orders were accepted in 2022/23.

Question 3: How many were denied?

Answer: 19 requests for discharge through Neared Relative Orders were denied in 2022/23.

Question 4: How many applications which were denied went to a Mental Health Tribunal?

Answer: Zero applications which were denied went to a Mental Health Tribunal.

Question 5: Of those which went to a Mental Health Tribunal, how many had a psychiatrist sitting on them who currently works full-time or as a locum for ELFT?

Answer: Not applicable.

Question 6: How many appeals to a Tribunal were successful?

Answer: Not applicable.

Question 7: What is the cost to ELFT of managing a Mental Health Tribunal? Please include all relevant expenses, for example any money spent on taking legal advice.

Answer: The Trust has reviewed question 7 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 the information requested however, please note, the Trust did not spend any money seeking legal advice regarding managing mental health tribunal in 2022/23. We are therefore unable to provide a response.

Question 8: Of the patients held by ELFT in the year 2022-2023 how many patients instructed solicitors?

Answer: The Trust has reviewed question 8 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 and is therefore unable to provide a response.

Question 9: How many instructed them using the Legal Aid list provided by ELFT?

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:

*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 the information requested and is therefore unable to provide a response.

Question 10: How many instructed them privately?

Answer: The Trust has reviewed question 10 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 the information requested and is therefore unable to provide a response.

Question 11: Of these cases how many resulted in the patient being discharged due to legal, rather than clinical action?

Answer: Zero cases resulted in a patient being discharged due to legal rather than clinical action.

Question 12: What was the cost to ELFT of defending such cases where they chose to do so?

Answer: Not applicable.



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