

Our Ref: 536/2021

Re: Your request made under the Freedom of Information Act 2000

Hi,

Under the Freedom of Information Act 2000 I would like to request the following:

1) How many "invited reviews" by medical royal colleges have been commissioned by the Trust since the beginning of the 2016 calendar year;

One

2) Copies of any of these reports, and

Under section 40(2) of the Freedom of Information Act, we are not obliged to provide information that is the personal data relating to another person, if releasing this information would contravene any of the principles of the UK General Data Protection Regulation / Data Protection Act 2018. In this instance we believe that the release of the personal data within the report would contravene the first data protection principle set out in Article 5(1)(a) of the UK GDPR, which requires all processing of personal data to be fair, lawful in transparent. In our view, release of the personal data within the report would not be lawful and therefore section 40(2) FOIA is engaged.

FOIA entitles access to information held by a public authority, and not specific exemptions. We consider that any of the information within the report which does not constitute personal data is reasonably accessible to you by other means within the Executive Summary and Conclusions and Recommendations.

Those documents are publicly available via the Trust's website, specifically within the Maternity service page: <https://www.dbth.nhs.uk/services/maternity/> and these have also been made available on request since receipt of the report. These documents give a reasonable account of the report in question, and of the actions which have since been completed.

3) Whether any of these reports were subsequently referred to the Care Quality Commission or another regulator.

The report was discussed with CQC and NHSE as part of the planned relationship meetings. The report was shared with CQC at a Trust: CQC engagement meeting on 24.5.2017 and was raised at the NHSI Quarterly Review meeting of 15.9.2017. The report was also noted at BOD meetings with the papers available to CQC and NHSI.

The report was also available to CQC as part of their inspections of services in 2018 and 2019 and is referenced in the final CQC report 10 July 2018.

Thanks,
Sam Brooke