

Ref. No: 564020322
From: Commercial
Date: 02/03/22
Subject: Sexual Assault Allegations in Care Settings

REQUEST

1. Please provide the number of allegations reported within your trust, clinical commissioning group or other care setting as defined, of
 - a) Rape
 - b) Sexual assault
 - c) Sexual harassment
 - d) Sexual misconduct
2. Please advise the location of these offences and or alleged offences broken down by location Mental Health Unit, Hospital, Other Hospital Setting to be clearly defined.
3. Please provide this data for the last three years, 2019, 2020, 2021 and 2022 to date.
4. Please provide a month by month and location
5. Please identify if these allegations are
 - A On Staff carried out by a staff Member
 - B On Staff carried out by a patient or visitor
 - C By Staff on a Patient
 - D by Staff on a visitor
 - E On Staff carried out by a visitor
6. For each of these allegations please advise if a suspect was identified and or arrested
7. If a suspect was identified and the suspect was identified as a member or staff or a contractor to the trust, CCG or group. What was the outcome? Was the suspect subsequently arrested, charged or convicted? Was the suspect subsequently investigated, suspended or dismissed from the Trust.

RESPONSE

The Trust considers the information that you have requested to be exempt under Section 36 of the FOIA, Section 36 (2c) provides an exemption if disclosure would or would be likely to otherwise prejudice the effective conduct of public affairs.

The Trusts view is that if this information was to be disclosed it could deter both employees and patients from reporting allegations of Sexual Abuse if they thought that those allegations would be published as part of a FOI request, this would, in turn prevent alleged perpetrators of those allegations from being brought to justice.

It is also the view of the Trust that publishing this information could deter patients from visiting the Trust sites and services to seek medical help when they require it.

The Trust has sought the view of the Qualified person and for the reasons outlined above they have deemed application of the exemption to be reasonable.