

Ref. No: 164270622
From: Press
Date: 27/06/22
Subject: Sexual misconduct and assault

REQUEST

- The number of offences relating to sexual misconduct (including rape, assault, groping, and sexually inappropriate language) that have been reported to your trust in the past five years (up to and including June 2022)
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- A breakdown of this data which details:
 - The month and year an offence was reported
 - Who filed the report/complaint (i.e. patient, member of public, or staff member - please specify if they were aged over or under 18), what type of sexual misconduct report/complaint they filed, and who they filed the report/complaint against - i.e. Patient complaining against staff, staff complaining against staff, or staff complaining against patient?
 - The outcome of a reported offence - i.e. Was the alleged perpetrator disciplined? If so, how? And by whom? Was a payment made? Or, was the report/complaint dismissed?
 - How many and which sexual misconduct reports/complaints were reported to the police?
- The number of non-disclosure agreements your organisation holds with current or former staff which involve or relate to sexual misconduct (including rape, assault, groping, and sexually inappropriate language)?

RESPONSE

- The number of offences relating to sexual misconduct (including rape, assault, groping, and sexually inappropriate language) that have been

reported to your trust in the past five years (up to and including June 2022)

	2019	2020	2021	2022 YTD (Jan to June)
Abuse - Sexual	11	8	10	7

- A breakdown of this data which details:
- The month and year an offence was reported –

**We have answered in years rather than monthly due to the low numbers as the answer would account for less than 5 per month. Therefore, we would not disclose such information due to confidentiality.

- Who filed the report/complaint (i.e. patient, member of public, or staff member - please specify if they were aged over or under 18), what type of sexual misconduct report/complaint they filed, and who they filed the report/complaint against - i.e. Patient complaining against staff, staff complaining against staff, or staff complaining against patient?

The data has been provided below in line with how it is recorded:

	2019	2020	2021	2022 YTD (Jan-Jun)
Abuse by the staff to the patient	<5	<5	<5	<5
Abuse etc of patient by patient	<5	<5	<5	<5
Abuse etc of Staff by patients	<5	<5	8	7
Abuse of staff by other staff	<5	<5	<5	<5

Please note <5 has been added where the number of individuals is 5 or less, this information has been redacted to protect individuals confidentiality and to ensure that they can not be identified.

- The outcome of a reported offence - i.e. Was the alleged perpetrator disciplined? If so, how? And by whom? Was a payment made? Or, was the report/complaint dismissed?

Outcomes of abuse by patients	2019	2020	2021	2022
Yellow cards	0	0	0	0
Red cards	0	0	<5	0
Verbal warning	<5	0	<5	<5
Written warning	0	0	0	<5
	Yes	No	Unknown	
Arrested/charged	<5	33	<5	

- How many and which sexual misconduct reports/complaints were reported to the police?

. **We are unable to provide a full breakdown for each category given the low numbers of cases on a yearly basis (Less than 5).

- The number of non-disclosure agreements your organisation holds with current or former staff which involve or relate to sexual misconduct (including rape, assault, groping, and sexually inappropriate language)?

The number of Non-Disclosure agreements are 0.

** We are unable to provide precise figures when those figures refer to individuals in volumes of 5 or less due to the risk that individuals will be re-identified, as we are required to protect their identity under the General Data Protection Regulations & Data Protection Act 2018. In such circumstances sections 40(2) and (3) of the Freedom of Information Act apply. In this case, our view is that disclosure would breach the first data protection principle. This states that personal data should be processed “lawfully, fairly and in a transparent manner”. It is the lawful aspect of this principle which, in our view, would be breached by disclosure. In such circumstances section 40 confers an absolute exemption on disclosure.