

Ref. No: 827  
Date: 07/06/23  
Subject: Maternity claims

## REQUEST

1. Please can you provide the total amount of compensation you have paid out to maternity claims in 2022/23.
  - a. Can you please provide the highest amount of compensation paid out to a single maternity claim in 2022/23?
  - b. Please could you split the 2022/23 figure on maternity claims into how much was spent on compensation and how much was spent on legal and other costs?

## RESPONSE

1. Please can you provide the total amount of compensation you have paid out to maternity claims in 2022/23.

The answers to these questions assume that they refer to cases where damages have been agreed in 2022/23. Where the court has approved damages, the date of the approval is used.

Total - £143,063 – (this includes damages, claimant's costs, and defence costs)

- a. Can you please provide the highest amount of compensation paid out to a single maternity claim in 2022/23?

### Section 40: personal information

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 Section 40(2) and Section 40(3) of the Freedom of Information Act apply. In this case, our view is that disclosure would

breach the first data protection principle which 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, and in such circumstances, Section 40 confers an absolute exemption on disclosure.

- b. Please could you split the 2022/23 figure on maternity claims into how much was spent on compensation and how much was spent on legal and other costs?**

Overall – damages £91,500, claimant’s costs £45,600 (not all claimant’s costs may have been agreed in 2022/23), defence costs £5,963 (not all defence costs will have been paid in 2022/23 – they are paid across the life of the claim).