

Information Governance

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23 November 2020

Our reference: FOI DA3578

I am responding to your request for information received 8 October 2020. I am sorry for the delay in responding to your request. 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
Information Governance Manager

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

Chair: Mark Lam

Interim Chief Executive: Paul Calaminus

We care

We respect

We are inclusive

Request:

Hodge Jones & Allen act for the family of XXXXX in the inquest into his death on Ash Ward on 1 July 2017. We note from the Care Quality Commission's inspection report of February 2018 that in addition to XXXXX death, three other unexpected deaths occurred on Ash Ward around this time, between December 2016 and July 2017, one of which was that of XXXXX, who drowned on the ward on 27 December 2016. We wish to be provided with copies of the Serious Incident Reports into the deaths of XXXXX and the two other individuals for the purposes of identifying common themes to be explored at the inquest into XXXXX death.

Answer: We have processed your request under the Freedom of Information Act 2000. Section 40 of Freedom of Information Act provides an exemption if the information requested is personal data protected by the Data Protection Act. In addition to data about the deceased individuals, the Serious Incident Reports contain data relating to living individuals who we believe have a right to confidentiality. Please note additionally that whilst the Data Protection Act 2018 itself applies only to living individuals we believe the duty of confidentiality continues after an individual's death. We therefore believe that disclosure of these Reports in their entirety would compromise the right to confidentiality of both living and deceased individuals.

We would, however, be able to provide information relating to the service contained within the Serious Incident Reports. Please do let us know if you would like to receive these.