



Our Ref: PW/TLR/FOI/0624/894

Stafford Education & Enterprise Park
Weston Road
Stafford
ST18 0BF

9th August 2024

Sent by email

Telephone: 0300 123 1461

Dear

FOI-0624-894

Your request for information under the Freedom of Information Act 2000

We refer to your email received on the 12th July 2024, requesting an internal review on the information provided to you under the above FOI reference. We can confirm that following the review our view remains that the information we hold are not our documents to release, but that of the Provider and you would need to go directly to the Provider to obtain the documents.

The Root Cause Analysis (RCAs) and action plans that we hold are submitted by our providers, the information is not ours and therefore, not within our remit to release. The ICB can only release data that is theirs and not provided by a third party, the ownership remains with the creator of the data and in this case is not the ICB.

The ICO website guidance under "When is information considered 'held' under FOIA? States the following:

You may hold information solely on behalf of another public authority or another individual. This would not be considered to be 'held' by you.

There are approximately 1500 full RCAs upon our system. To filter the information we hold to ensure that we release any pertinent to this request would require in the region of 750 hours of clinician time. If you wish us to review this information, we will have to trigger the "Fees Notice" which would incur a cost of c.£450.

The Terms of Reference for our Quality and Safety Committee which you have quoted do indeed receive reports regarding incidents within Staffordshire and Stoke-on-Trent. This is a summary of incidents, themes and trends which are based upon information provided by our providers. I can confirm that none of the reports provided to this committee contain sufficiently detailed information which would identify the role types particular to this FOI.

If you are not content with the outcome of your internal review, you may apply directly to the Information Commissioner's Office (ICO) for a decision. Generally, the ICO cannot make a decision unless you have exhausted the Staffordshire and Stoke-on-Trent Integrated Care Board's FOI complaints procedure.

The ICO can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire SK9 5AF



**Staffordshire and
Stoke-on-Trent**
Integrated Care Board

www.ico.gov.uk

Yours sincerely

Paul Winter
Associate Director of Corporate Governance