

Ref no: 157290319
From: Press
Date: 29/03/19
Subject: Sexual misconduct

REQUEST

1. The name of your trust
2. For each of the last five calendar years, 2014, 2015, 2016, 2017 and 2018, please state the number of allegations AGAINST a staff member of:
 - Sexual misconduct
 - Sexual harassment
 - Sexual assault
 - Rape
3. For each of the allegations received, please state:
 - Whether the alleged victim was a member of the public, patient or health worker
 - If health worker, whether they were staff, bank or agency
 - Brief details of allegations
 - Outcome of case (i.e. international investigation, staff members disciplined, sacked)
 - Whether allegations was referred to police
 - In each case found to be proved, whether trust reported concerns about individual to the Healthcare Professional Alert Notices System (HPANs)?

4. Please specify the Trust's policy for alerting relevant authorities/future employers about UNREGISTERED/UNQUALIFIED staff (e.g. nursing assistant or healthcare assistant) who are proven (by internal investigation) to have committed acts pertaining to sexual misconduct/sexual harassment/sexual assault/rape

RESPONSE

The name of your Trust:

St Helens & Knowsley Teaching Hospitals NHS Trust

For each of the last five calendar years, 2014, 2015, 2016, 2017 and 2018, please state the number of allegations AGAINST a staff member of:

- Sexual misconduct
- Sexual harassment
- Sexual assault
- Rape

2014	2015	2016	2017	2018
Sexual misconduct=0	Sexual misconduct=0	Sexual misconduct=0	Sexual misconduct=*	Sexual misconduct=*
Sexual harassment =0	Sexual harassment=0	Sexual harassment=*	Sexual harassment=0	Sexual harassment=*
Sexual assault=0	Sexual assault=0	Sexual assault=0	Sexual assault=0	Sexual assault=0
Rape=0	Rape=0	Rape=0	Rape=0	Rape=0

For each of the allegations received, please state:

- Whether the alleged victim was a member of the public, patient or health worker.
*Due to the low numbers involved this information cannot be disclosed. Please see below for full exemption
- If health worker, whether they were staff, bank or agency
*Due to the low numbers involved this information cannot be disclosed. Please see below for full exemption
- Brief details of allegations
*Due to the low numbers involved this information cannot be disclosed. Please see below for full exemption.

- Outcome of case (i.e. international investigation, staff members disciplined, sacked)
*Due to the low numbers involved this information cannot be disclosed. Please see below for full exemption.
- Whether allegations was referred to police
*Due to the low numbers involved this information cannot be disclosed. Please see below for full exemption.
- In each case found to be proved, whether trust reported concerns about individual to the Healthcare Professional Alert Notices System (HPANs)?
No cases were reported to the HPANs

Please specify the Trust's policy for alerting relevant authorities/future employers about UNREGISTERED/UNQUALIFIED staff (e.g. nursing assistant or healthcare assistant) who are proven (by internal investigation) to have committed acts pertaining to sexual misconduct/sexual harassment/sexual assault/rape:

The Trust assesses each case on its merits and decides if to report to Disclosure and Barring Service or the Police as appropriate.

*** = Please note:** We are unable to provide precise figures when these are five or less due to the risk that individuals will be identified, as we are required to protect their identity under the Data Protection Act. 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 fairly and lawfully. It is the fairness aspect of this principle which, in our view, would be breached by disclosure. In such circumstances section 40 confers an absolute exemption on disclosure. There is, therefore, no public interest test to apply