

Date: Thursday, 26th May 2022
Our Ref: MB/SH FOI 5164

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Re: Freedom of Information Request FOI 5164

We are writing in response to your request submitted under the Freedom of Information Act, received in this office on 03rd May 2022.

Your request was as follows:

I am writing today to request a freedom of Information in regards to the following questions for the Year:

- 2020
- 2021
- 2022

1. Can Clinical Manager/Administrative personnel refuse a patient treatment/surgery under any reason? And who makes a decision for denying treatment/surgery

All decisions relating to refusal of treatment are discussed with the medical teams involved in the patients' care.

2. Can the hospital refuse a patient treatment/surgery for refusing to do a PCR test?

Patients requiring emergency treatment will be treated regardless of PCR, in the case of elective patients the surgeon may decline on a risk v benefit basis.

3. How many patients have been refused treatment or surgery for not doing a PCR test?

I can confirm in accordance with Section 1 of the Freedom of Information Act 2000 (FOIA) that we do not hold the information you have requested. Therefore we cannot provide this information.

Under the FOIA, we are not required to create this information in order to answer your request. I should explain that the FOIA is to do with transparency of information held by public authorities. It gives an individual the right to access recorded information held by public authorities. The FOIA does not require public authorities to generate information, or to answer questions, provide explanations or give opinions, unless this is recorded information that they already hold.

4. Can the hospital refuse a patient treatment or surgery for refusing to do a LFT test?

See response to Q2.

5. How many patients have been refused treatment or surgery for not doing a LFT test?



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6. Can the hospital refuse a patient treatment/surgery for refusing to wear a face mask?

The trust follows national guidance to protect patients, visitors and staff

7. How many patients have been refused treatment or surgery for not wearing a face mask?

I can confirm in accordance with Section 1 of the Freedom of Information Act 2000 (FOIA) that we do not hold the information you have requested. Therefore we cannot provide this information.

Under the FOIA, we are not required to create this information in order to answer your request. I should explain that the FOIA is to do with transparency of information held by public authorities. It gives an individual the right to access recorded information held by public authorities. The FOIA does not require public authorities to generate information, or to answer questions, provide explanations or give opinions, unless this is recorded information that they already hold.

8. Can the hospital refuse a patient treatment or surgery for not wearing a visor?

The trust follows national guidance to protect patients, visitors and staff

9. How many patients have been refused treatment or surgery for not wearing a visor?

I can confirm in accordance with Section 1 of the Freedom of Information Act 2000 (FOIA) that we do not hold the information you have requested. Therefore we cannot provide this information.

Under the FOIA, we are not required to create this information in order to answer your request. I should explain that the FOIA is to do with transparency of information held by public authorities. It gives an individual the right to access recorded information held by public authorities. The FOIA does not require public authorities to generate information, or to answer questions, provide explanations or give opinions, unless this is recorded information that they already hold.

10. What is the difference between a face mask and a visor?

N/A

11. Can the hospital refuse a patient denial for a chaperone? And if so, Why? What is the protocol for access for a chaperone?

All patients are have the right to request a chaperone.

12. If a patient is staying in hospital, can the hospital deny visitation for this patient? If so, Why? What is the protocol for a patient to seek visitation rights?

The Trust can restrict visiting in line with national/regional guidance.

13. What are the protocols whereby the patient is refused treatment or surgery, who makes these decisions? And what happens next?

Consideration for refusal of treatment or surgery is done in collaboration with the treating medical team and is done so on an individual basis.

14. Every time a patient is referred to your hospital, how much money does the hospital receive for that patient?

The amount of money the Trust receives depends on the specialty the patient has been referred to and also the treatment they receive

More information can be found on [the NHS National tariff on NHS Englands website as a guide.](#)

15. Would you also send the policies and procedures you have in place for face covering, visor, PCR testing, Lateral Flow Testing.

The Trust is following national/regional guidance regarding face coverings, visors, PCR/LFT testing which is changed and updated accordingly in response to national statistics. Therefore there are no set policies due to the flux state of the guidance we receive.

Please see our response above in [blue](#).

Re-Use of Public Sector Information

All information supplied by the Trust in answering a request for information (RFI) under the Freedom of Information Act 2000 will be subject to the terms of the Re-use of Public Sector Information Regulations 2005, Statutory Instrument 2005 No. 1515 which came into effect on 1st July 2005.

Under the terms of the Regulations, the Trust will licence the re-use of any or all information supplied if being used in a form and for the purpose other than which it was originally supplied. This license for re-use will be in line with the requirements of the Regulations and the licensing terms and fees as laid down by the Office of Public Sector Information (OPSI). Most licenses will be free; however the Trust reserves the right, in certain circumstances, to charge a fee for the re-use of some information which it deems to be of commercial value.

Further information can be found at www.opsi.gov.uk where a sample license terms and fees can be found with guidance on copyright and publishing notes and a Guide to Best Practice and regulated advice and case studies, at www.opsi.gov.uk/advice/psi-regulations/index.htm

If you are dissatisfied with the handling of your request, you have the right to ask for an internal review. Internal review requests should be submitted within two months of the date of receipt of the response to your original letter and should be addressed to the Freedom of Information Office at the address above.

Please remember to quote the reference number, FOI 5164 in any future communications.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at: Information Commissioners Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

Yours sincerely

Mike Burns



Mr. Mike Burns, Executive Lead for Freedom of Information