



Kent and Medway

NHS and Social Care Partnership Trust

Information Governance & Records Management Department

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Dear [REDACTED]

Request for Information

I write further to your request FOI ID OP 173 under the Freedom of Information Act 2000 regarding:-

Ethnicity of patient/ staff member involved in sexual assaults

Your request is set out below:

In the recent BBC health news, published on 23rd May 2023, suggesting that more than 35,000 incidents of sexual misconduct and sexual violence were recorded on NHS premises between 2017 to 2023. According to the news report, the data was collected by the British Medical Journal (BMJ) and the Guardian newspaper from 212 Trusts in England and share with BBC file on 4.

I seek information regarding the ethnicity or national identity of the perpetrators and the victims in cases of sexual misconduct and violence in your Trust.

ethnicity - broken down by staff incidents and patient incidents	2017/18		2018/19		2019/20		2020/21		2021/22	
	Patient	Staff	Patient	Staff	Patient	Staff	Patient	Staff	Patient	Staff
Black African	0	Fewer than 5	Fewer than 5	8	0	12	0	9	6	Fewer than 5
Black Caribbean	0	0	0	0	0	0	0	Fewer than 5	Fewer than 5	Fewer than 5
Mixed White and Asian	0	Fewer than 5	0	0	Fewer than 5	0	Fewer than 5	Fewer than 5	Fewer than 5	0
Mixed White and Black Caribbean	0	0	0	0	0	Fewer than 5	Fewer than 5	0	0	0
Not Stated	Fewer than 5	12	7	15	Fewer than 5	7	Fewer than 5	5	Fewer than 5	6
Other Asian	0	0	0	0	Fewer than 5	Fewer than 5	Fewer than 5	Fewer than 5	6	0
Other Black	0	Fewer	0	Fewer	0	0	0	0	0	Fewer

We are proud to be smoke free

Trust Chair – Dr Jackie Craissati

Chief Executive – Helen Greatorex

		than 5		than 5						than 5
Other ethnic category	Fewer than 5	0	0	0	0	0	Fewer than 5	0	Fewer than 5	Fewer than 5
Other Mixed	0	0	0	Fewer than 5	Fewer than 5	0	0	0	0	0
White - British	32	32	40	67	45	51	48	57	69	36
White - Irish	0	0	0	0	0	0	0	0	Fewer than 5	0
White - Other White	0	5	Fewer than 5	9	0	5	Fewer than 5	Fewer than 5	Fewer than 5	Fewer than 5

Due to the low numbers involved in the response to your request I would like to confirm that we are unable to release the information, in full. We are not obliged, under section 40 (2) FOIA to provide information that is personal information of another person if releasing would contravene any of the provisions of the Data Protection Act 2018. In this instance we believe that the figures are significantly low enough that identification of those involved could be made, and would therefore contravene the first Data Protection principle, therefore section 40 (2) is engaged. The terms of this exemption in the freedom of information act mean that we do not have to consider whether or not it would be in the public interest for you to have the information

Please note we have not been able to provide the requested information in relation to perpetrators details, this is because this information is not held routinely collected outside normal record keeping of an incident record. The requested information is not held centrally and is contained within individual incident records, In order to extract the requested information and collate the results would require a manual exercise to identify and review incident records and would exceed the appropriate time limits, as per the Freedom of Information Act 2000 section 12(1) which does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The Trust is committed to providing all patients and staff with a safe and secure environment and takes any allegations of sexual violence and misconduct very seriously. We are clear that any inappropriate behaviour is unacceptable and will take robust action when needed.

We have an Allegations Against People in a Position of Trust policy, a Boundaries policy, and a Freedom to Speak Up policy. These policies enable a culture that safeguards patients and staff – and they are all easily accessible to staff via our intranet.

All staff receive mandatory safeguarding training, which includes training on sexual abuse, and all front-line practitioners must undertake Level 3 safeguarding training; which incorporates how to respond to disclosure of abuse, including sexual abuse and how to respond to allegations.

I confirm that the information above completes your request under the Freedom of Information Act 2000. I am also pleased to confirm that no charge will be made for this request.

If you have any questions or concerns or are unhappy with the response provided or the service you have received you can write to the Head of Information Governance at the address on top of this letter. If you are not content with the outcome of your complaint, you may apply directly to the Information Commissioner for a decision.

Yours Sincerely

On Behalf of
The Information Governance Department