

9 May 2017

Wellington House
133-155 Waterloo Road
London SE1 8UG

T: 020 3747 0000
E: nhsi.enquiries@nhs.net
W: improvement.nhs.uk

By email

Dear [REDACTED]

Request under the Freedom of Information Act 2000 (the “FOI Act”)

I refer to your email of 10 April 2017 in which you requested information under the FOI Act from NHS Improvement. Since 1 April 2016, Monitor and the NHS Trust Development Authority (the TDA) are operating as an integrated organisation known as NHS Improvement. For the purposes of this decision, NHS Improvement means Monitor and the TDA.

Your request

You made the following request:

Could you please provide the following information, the each of the past three financial years (2014/15, 15/16, 16/17).

Please list all requests for funding approval for an electronic patient record from NHS trusts to NHS Improvement

For each please include:

- a) *The trust*
- b) *The system supplier*
- c) *The value of the EPR project*
- d) *How much, if any, central funding was being sought for the project*
- e) *Whether the EPR project was approved or rejected*

Please list all requests for funding approval for any other information technology project worth more than £10 million from NHS trusts to NHS Improvement

For each please include:

- a) *The trust*

- b) *The type of project (e.g new computers, networks, etc)*
- c) *The value of the project*
- d) *How much, if any, central funding was being sought for the project*
- e) *Whether the project was approved or rejected*

Decision

We have not been able to progress your request, because to do so would exceed the cost limit under section 12 of the FOI Act.

Cost Limit under section 12 of the FOI Act

Under section 12(1) of the FOI Act, NHS Improvement is not required to comply with any request that potentially exceeds the relevant cost limit. The relevant cost limit is £450, which is set out in The Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004. This equates to a period of approximately eighteen hours in which to locate, retrieve and extract the information that you have requested.

In NHS Improvement's view, compliance with your request will exceed this limit because locating the information would involve a manual exercise to review every financing application made by trusts over the three year period. NHS Improvement does not hold a dataset of the information requested due to the structural changes within the sector, the different financing regimes in place for NHS trusts and foundation trusts and the level of detail provided in the applications.

Advice and Assistance provided under section 16 of the FOI Act

Under section 16 of the FOI Act, NHS Improvement is required, as a public authority, to provide advice and assistance so far as is reasonable, to individuals who have made a request to it under the FOI Act.

The financing applications made by trusts are published on the Independent Trust Financing Facility [website](#).

Please note that NHS trusts are subject to the FOI Act and as such it is open to you to seek information directly from them. They will need to consider whether information can properly be provided by them in response to any such requests within the terms of the FOI Act.

Review rights

If you consider that your request for information has not been properly handled or if you are otherwise dissatisfied with the outcome of your request, you can try to resolve this informally with the person who dealt with your request. If you remain dissatisfied, you may seek an internal review within NHS Improvement of the issue or the decision. A senior member of NHS Improvement's staff, who has not previously been involved with your request, will undertake that review.

If you are dissatisfied with the outcome of any internal review, you may complain to the Information Commissioner for a decision on whether your request for information has been dealt with in accordance with the FOI Act.

A request for an internal review should be submitted in writing to FOI Request Reviews, NHS Improvement, Wellington House, 133-155 Waterloo Road, London SE1 8UG or by email to nhsi.foi@nhs.net.

Publication

Please note that this letter will shortly be published on our website. This is because information disclosed in accordance with the FOI Act is disclosed to the public at large. We will, of course, remove your personal information (e.g. your name and contact details) from the version of the letter published on our website to protect your personal information from general disclosure.

Yours sincerely,

NHS Improvement