

09 March 2018

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London SE1 8UG

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E: nhsi.enquiries@nhs.net
W: improvement.nhs.uk

██████████
By email
██

Dear ██████████,

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

I refer to your email of 11 February 2018 in which you requested information under the FOI Act from NHS Improvement. Since 1 April 2016, Monitor and the NHS Trust Development Authority have been 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:

“I notice that consultancy approvals from June 2015 to June 2016 have now been added to the website (re the thread below).

I would now like to request all consultancy approval panel decisions made from June 2016 to February 2018.”

Decision

NHS Improvement holds the information that you have requested.

NHS Improvement has decided to withhold all of the information it holds on the basis of the applicability of the exemption in section 22 of the FOI Act, as explained in detail below.

Section 22 – Information intended for future publication

Section 22 provides an exemption where information is held by a public authority with a view to future publication, if it is reasonable to withhold the information from disclosure until the date of publication.

NHS Improvement will publish all consultancy approval panel decisions made from Q3 2016/17 up to and including Q2 2017/18 on its website by 16 March 2018. Consultancy approval panel decisions will then be published on a quarterly basis going forward, in line

with an agreed publication timetable to be made available on NHS Improvement's website; that is subsequent quarters will be published thereafter six months in arrears.

Therefore the information that you have requested falls within the exemption at section 22 of the FOI Act and this exemption is subject to the public interest test. NHS Improvement considers the public interest in maintaining the exemption is greater than the public interest in disclosing the information. The public interest test will be met by future publication of this information and NHS Improvement considers it is reasonable to withhold this information and keep to the proposed timetable for publication.

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 NHS Improvement's website. This is because information disclosed in accordance with the FOI Act is disclosed to the public at large. NHS Improvement will, of course, remove your personal information (e.g. your name and contact details) from the version of the letter published on the website to protect your personal information from general disclosure.

Yours sincerely,

NHS Improvement