

FOI REF: 24/729

12th November 2024

FREEDOM OF INFORMATION ACT

I am responding to your request for information under the Freedom of Information Act. The answers to your specific questions are as follows:

- All of the monthly data submitted for the Trust through the Nursing, Midwifery and Care Staff Staffing Fill Rate (NStf_Fil) Indicator Return for the period 01 Jan 2023 to present (or if not available, to the most recent month for which data is available). This should include monthly average data on the fill rate for nursing and care staff, broken down by ward, with category labels for organisation, site and specialty. (An example of this data being released in this exact format for a previous year is here: [FOI UNIFY safe staffing data - GOV.UK \(www.gov.uk\)](https://www.gov.uk).)**
- in the same format as part (1), data on the monthly average of Daily Required Care Hours Per Patient Day (CHPPD) vs. monthly average of Daily Actual CHPPD. (Identical to the format in Part (a), I am seeking monthly data broken down to ward level.)**
- in the same format as part (1), monthly ward-level data on the percentage of shifts where staffing fell below agreed levels and triggered a Red rating, and percentage of shifts which were triggered Red and stayed Red.**
- in the same format as part (1), monthly ward-level data on average nurse to patient ratios**

Section 17 – Notice of refusal

East Sussex Healthcare NHS Trust does not centrally record the data requested. To enable the Trust to provide this information would require a review of multiple systems to collate data and then report on this information as it is not held in this way. We estimate would take more than 24 hours. We are therefore applying Section 12(1) to your request.

Section 12(1) of the Act allows a public authority to refuse to comply with a request

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for information if the authority estimates that the cost of compliance would exceed the 'appropriate limit', as defined by the Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004 (the Regulations). These state that this cost limit is £450 for public authorities which are not part of central government or the armed forces. The costs are calculated at £25 per hour per person regardless of the rate of pay, which means that the limit will be exceeded if the work involved would exceed 18 hours. The Trust estimates that the cost of complying with this request would significantly exceed the above limit.

Under Section 16 – Advice and Guidance

We can advise that we could provide some information for the period January 2024 – September 2024.

If I can be of any further assistance, please do not hesitate to contact me.

Should you be dissatisfied with the Trust's response to your request, you have the right to request an internal review. Please write to the Freedom of Information Department (esh-tr.foi@nhs.net), quoting the above reference, within 40 working days. The Trust is not obliged to accept an internal review after this date.

Should you still be dissatisfied with your FOI request, you have the right of complaint to the Information Commissioner at the following address:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire SK9 5AF

Telephone: 0303 123 1113

Yours sincerely

Freedom of Information Department
esh-tr.foi@nhs.net