

5 November 2015

[REDACTED]

By email

[REDACTED]

Dear [REDACTED]

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

I refer to your email of 21 October 2015 in which you requested information under the FOI Act.

Your request

You made the following request:

I would like to request information on how much NHS Trust's paid in fines for Junior Doctor Rota non-compliance for the 2014-2015 financial year.

Decision

Monitor does not hold the information that you have requested.

In our role as the sector regulator of NHS-funded health care services, we licence NHS foundation trusts in reliance on our powers set out in Chapter 3 of the Health and Social Care Act 2012 (the “2012 Act”) to ensure they are well-led, in terms of both quality and finances. Our role includes collecting data from NHS foundation trusts. However, the information that you have requested is not collected by us as part of NHS foundation trusts’ annual plans, in-year reporting or financial accounts.

We do collect and publish information on NHS foundation trust finances and this is available on our website at the following link:

Monitor: www.monitor.gov.uk, search under ‘Publication type’: ‘Research and analysis’ and ‘Department’: ‘Monitor’.

We do not licence NHS trusts under Chapter 3 of the 2012 Act; it is the NHS Trust Development Authority that has oversight of the performance of NHS trusts. More information on our role can be found here:

<https://www.gov.uk/government/organisations/monitor/about>

Please note that NHS trusts, NHS foundation trusts and the Department of Health 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 Monitor of the issue or the decision. A senior member of Monitor'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 conducted by Monitor, 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, Monitor, Wellington House, 133-155 Waterloo Road, London SE1 8UG or by email to foi@monitor.gov.uk.

Please note that this letter will shortly be published on our website. This is because information disclosed in accordance with the Freedom of Information Act 2000 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,

A handwritten signature in black ink, appearing to read 'I. Ratcliffe', with a horizontal line underneath.

Ian Ratcliffe
Head of Sector Financial Accounting