

12 October 2016

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 emails of 15 September 2016 to NHS Improvement and of 3 October 2016 to the NHS Trust Development Authority (the TDA) in which you requested information under the FOI Act. Since 1 April 2016, Monitor and the TDA are operating as an integrated organisation known as NHS Improvement. For the purposes of this decision, NHS Improvement means both Monitor and the TDA.

Your request

You made the following request:

“Please can I have a organisation structure of all IT, Procurement, Finance and HR services within your Trust, including team name, phone number and team managers name?”

Please note that we are not a Trust. NHS Improvement is responsible for overseeing foundation trusts and NHS trusts, as well as independent providers that provide NHS-funded care.

Decision

NHS Improvement holds the information that you have requested.

NHS Improvement has decided to withhold some of the information that it holds on the basis of the applicability of the exemption in section 40 of the FOI Act as explained in detail below.

The attached Annex sets out the structure charts for IT, Procurement, Finance and HR services within NHS Improvement, including team names where applicable (please note that teams don't have general contact numbers). The names of team managers have been included where these individuals are at the level of Executive Senior Manager. The names of team managers below this level are being withheld from disclosure.

Section 40 – personal data

We consider that some information is exempt from disclosure under section 40(2) of the FOI Act on the grounds that it contains personal data and that the first condition under section 40(3)(a)(i) is satisfied, namely that disclosure would amount to a breach of the first data protection principle (personal data shall be processed fairly and lawfully).

We consider that team managers below the position of Executive Senior Manager have a reasonable expectation that their name would not be disclosed. Therefore disclosing this information without consent would amount to unfair processing and a breach of the first data protection principle.

This is an absolute exemption and consideration of the public interest test is not required.

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 and the attached information 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.

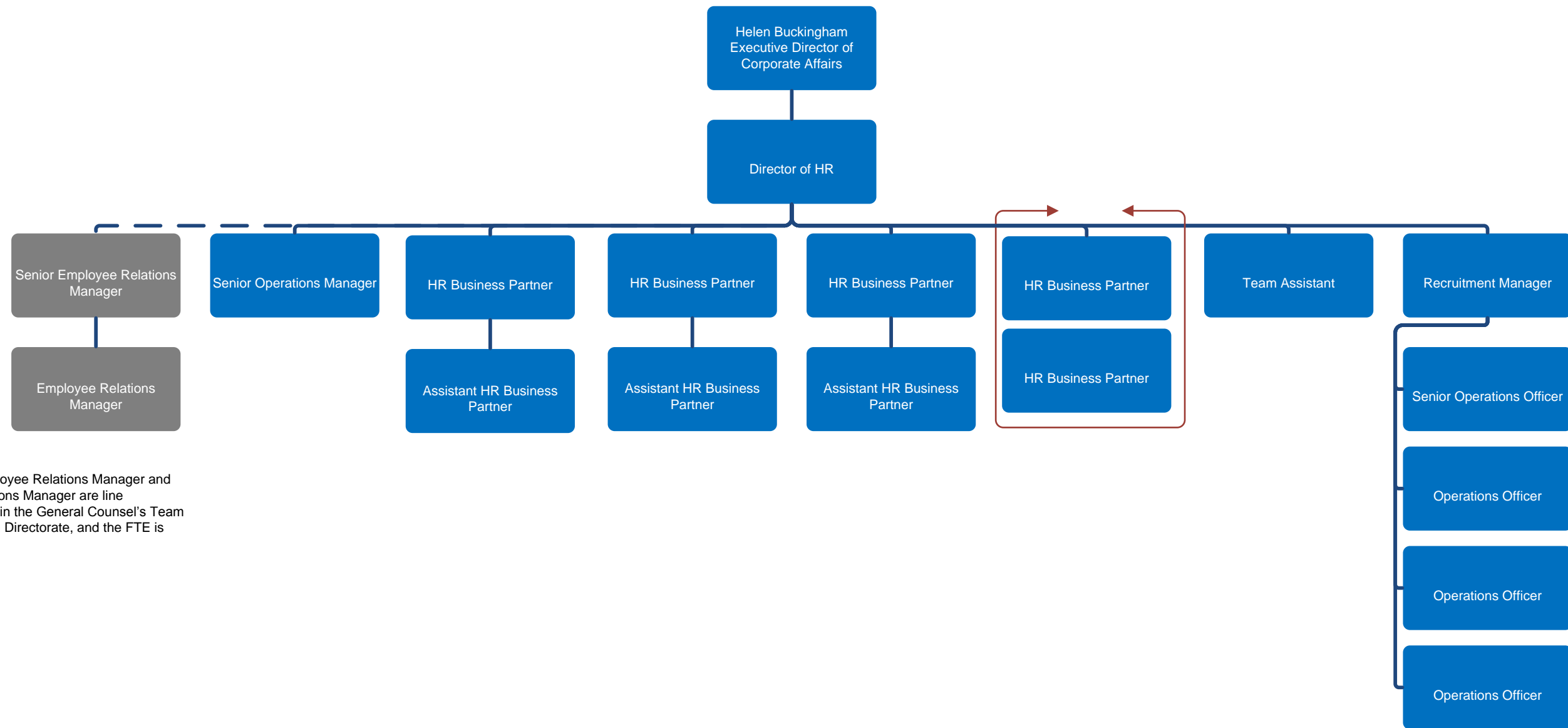
Yours sincerely,



Aidan McCormack

Organisation Transformation

Corporate Affairs Directorate
Human Resources Team



Note
The Senior Employee Relations Manager and Employee Relations Manager are line accountable within the General Counsel's Team in the Regulation Directorate, and the FTE is counted there

