

2 October 2015

The logo for Monitor, featuring the word "Monitor" in a sans-serif font with a blue arc above the "o".

Making the health sector
work for patients

Wellington House
133-155 Waterloo Road
London SE1 8UG

T: 020 3747 0000
E: enquiries@monitor.gov.uk
W: www.gov.uk/monitor

Mr [REDACTED]

By email only [REDACTED]

Dear [REDACTED]

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

Thank you for your email of 8 September 2015 in which you requested information under the FOI Act. You made the request on behalf of your employer, Public Concern at Work, the independent whistleblowing authority.

Your request

You made the following request:

*“1) Under **S.I.2010 No.131** Employment Tribunals (Constitution and Rules of Procedure) (Amendment) Regulations 2010 and subsequently **S.I.2013 No.1237** Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013; how many ET1 forms have you received for the years 2013, 2014 and 2015? Please provide a yearly breakdown if possible.*

2) How many of the ET1s contained information you considered within your remit, with a yearly breakdown?

3) Of these, how many contained information that triggered or contributed to an investigation, with a yearly breakdown?”

Scope of your request

Regulation 14 of the Employment Tribunal rules of procedure which you cite in your request permit the Tribunal to send claim forms (‘ET1s’) to Monitor if the claim alleges that the claimant has made a protected disclosure under the whistleblowing provisions of the Employment Rights Act 1996 and the disclosure appears to relate to Monitor’s functions as a regulator.

We have interpreted your request to be for information about Employment Tribunal claim forms which have been received by Monitor in its role as a regulator and a ‘prescribed person’ for the purposes of whistleblowing legislation.

We have interpreted ‘years’ as meaning calendar years and not financial years.

Decision

Monitor holds the information that you have requested and I have decided to release all of it to you as follows:

1) *Employment tribunal whistleblowing claims received in 2013, 2014 and 2015*

2013	2 claims received
2014	2 claims received
2015	5 claims received

2) *Employment tribunal whistleblowing claims containing information within Monitor's remit*

2013	2 within remit
2014	0 within remit
2015	2 within remit

3) *Employment tribunal whistleblowing claims triggering or contributing to an investigation*

We looked further into all those cases that were relevant to our role by raising them with the trust. However, none of these cases directly resulted in a formal regulatory investigation.

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, I am happy to discuss it to try to resolve any concerns informally. 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

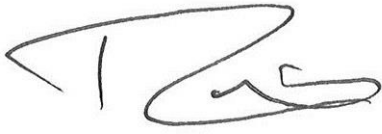
If you are dissatisfied with the outcome of any internal review conducted by Monitor, you may complain to the Information Commissioner for a decision on whether your request for information has been dealt with in accordance with the FOI Act.

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.

Publication notice

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 be 'Tom Grimes', written in a cursive style.

Tom Grimes

Head of Enquiries, Complaints and Whistleblowing

