



Ministry
of Defence

Ref: FOI2018/11778

Common Law Claims & Policy
Directorate of Judicial
Engagement Policy
03.I, MOD Main Building
Whitehall
London SW1A 2HB

E-mail:
DJEP-ClaimsGeneral@mod.gov.uk

17 October 2018

Dear [REDACTED]

Thank you for your email of 17 September 2018 requesting the following information:

I request information covering the 5-year period 31st August 2013 – 31st August 2018 on the following:

- Q1. *The total number of claim notifications (letters of claim) received by the MOD and/or their claims handlers for NCFI's*
- Q2. *The total number of NCFI claims settled by the MOD and their claims handlers*
- Q3. *The total amount paid in compensation for all of those claims which have been settled and paid*
- Q4. *Of those NCFI claims which have been settled and paid:*
 - i. *How many were settled before court proceedings were commenced?*
 - ii. *How many were settled after court proceedings were commenced?*
 - iii. *The total amount which has been paid in legal fees to Claimant lawyers*
 - iv. *The total amount which has been paid in legal fees to the lawyers instructed by the MOD i.e. Defendant solicitors*
- Q5. *The total number of NCFI civil claims in which liability was admitted before they were settled*
- Q6. *The total number of NCFI civil claims which proceeded to trial on liability*
- Q7. *Of those that proceeded to trial on liability, how many were;*
 - i. *Won by the MOD*
 - ii. *Lost by the MOD*

I am treating your correspondence as a request for information under the Freedom of Information Act 2000. A search for the information has now been completed within the Ministry of Defence, and I can confirm that records are not held to enable us to fully provide the information in the scope of your request

Given that the financial year 2017/18 data has not yet been published, the data provided below is for the 5-year period 31 August 2012 – 31 March 2017.

- A1. 716
- A2. 485
- A3. £26,663,130
- A4. i. Information not held

- ii. Information not held
 - iii. £17,509,702
 - iv. £6,390,706
- A5. Information not held
- A6. Nil
- A7. i. N/A
- ii. N/A

If you are not satisfied with this response or you wish to complain about any aspect of the handling of your request, then you should contact me in the first instance. If informal resolution is not possible and you are still dissatisfied then you may apply for an independent internal review by contacting the Deputy Chief Information Officer, 2nd Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.uk). Please note that any request for an internal review must be made within 40 working days of the date on which the attempt to reach informal resolution has come to an end.

If you remain dissatisfied following an internal review, you may take your complaint to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the information Commissioner will not investigate your case until the MOD internal review process has been completed. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website, <http://www.ico.gov.uk>

Yours sincerely,

Common Law & Policy Team