

[REDACTED]  
[REDACTED]

Date 12 October 2026  
Your Ref FOI-2026-3492  
Our Ref FOI-2026-3492

Enquiries to [REDACTED]  
Email [psd.foi@nhs.scot](mailto:psd.foi@nhs.scot)

Dear [REDACTED]

**Freedom of Information Reference FOI-2026-3492**

I refer to your Freedom of Information (Scotland) Act 2002 (FOISA) request that we received on 18 September 2026 requesting the following information:

**Please provide, for the period 18 September 2014 to 18 September 2026, the number of clinical negligence claims or formal intimations of claim relating to care provided by Paediatric Neurology/Paediatric Neurosciences at the Royal Hospital for Sick Children, Yorkhill and subsequently the Royal Hospital for Children, Glasgow.**

**Please include claims recorded under related service descriptions where applicable, including paediatric epilepsy, neurogenetics, neuromuscular medicine and complex motor disorders.**

**For those claims, please provide, where held:**

- the number of claims intimated;
- the number which resulted in court proceedings;
- the number settled with a payment of damages;
- the number closed without payment;
- the number currently open;
- the aggregate amount paid in damages;
- the aggregate legal costs; and
- where recorded, the broad nature or category of the allegation, for example delayed diagnosis, failure to diagnose, failure to investigate, failure to follow up, failure to act on abnormal clinical findings or investigations, medication/treatment issues, or other.

**I do not require the names or identifying details of any patient, family or member of staff. If annual figures are too small to disclose without creating a risk of identification, I would be happy for the information to be aggregated across the full 12-year period.**

**I would also be grateful if the search could include claims held within the Central Legal Office claims system, where applicable, rather than being limited only to claims which resulted in CNORIS reimbursement.**

It is important to note that from 1 April 2026, NHS National Services Scotland (NSS) and NHS Education for Scotland (NES) joined to form Public Services Delivery Scotland (PSD Scotland), enabling transformation in health, social care, and the wider public sector. More information regarding PSD Scotland can be found at the following URL:

[Public Services Delivery Scotland \(PSD Scotland\)](#)

After a search of our records we can advise that there were less than 5 files found within the scope of your request, over the period 18 September 2014 to 18 September 2026.

Please note that where the figure is less than 5, we have taken the decision to withhold the specific number of cases, and subsequent information, due to the risk of identifying data being released. The response is less than 5 for the following questions:

- the number of claims intimated
- the number which resulted in court proceedings
- the number settled with a payment of damages
- the number closed without payment
- the number currently open

The Information Commissioners Office states that public authorities responding to requests for numbers must determine whether members of the public would be able to identify individuals from the information if disclosed.

It is our consideration that given the singular geographical scope of the Health Board, along with the particular Paediatric Neurology/Paediatric Neuroscience speciality, there is a more significant chance that disclosure would lead to individuals being identified. This information is therefore exempt from release under [Section 38\(1\)\(b\) of FOISA in respect of personal data of a third party](#).

We are able to provide you with the following information, as requested:

- the aggregate amount paid in damages - nil
- the aggregate legal costs - £187,766.81

If you require any further information, please do not hesitate to contact me using the email address [psd.foi@nhs.scot](mailto:psd.foi@nhs.scot)

If you are unhappy with any aspect of how we have dealt with your request, you can make representations to us asking us to review the handling of your request. Please write to the Associate Director Corporate Governance using the email address [psd.foi@nhs.scot](mailto:psd.foi@nhs.scot) within 40 working days of the date of this correspondence.

If after a review you are still unhappy, you also have the right to apply to the Scottish Information Commissioner, who can be contacted at Kinburn Castle, St Andrews, Fife, KY16 9DS, or via their [online Appeal form](#).

Yours sincerely,

