



**The Clatterbridge
Cancer Centre**
NHS Foundation Trust

Clatterbridge Road
Bebington
Wirral
CH63 4JY

Tel: 0151 556 5000
Web: www.clatterbridgecc.nhs.uk

Date: 13 December 2019

Re: Freedom of Information Request
Ref: 336-2019

Thank you for your email dated the 23rd November 2019, requesting information regarding compromise agreements the trust has entered into since 1 April 2013.

The information that you require is as follows:

**Compromise agreements by The Clatterbridge Cancer Centre NHS
Foundation Trust**

1. Please advise how many compromise agreements the trust has entered into since 1 April 2013.

The Clatterbridge Cancer Centre has entered into four compromise agreements since 1st April 2013.

2. Can the trust confirm that it adopted the NHS policy of inserting a clause into compromise agreements to make it clear that workers or former workers are not prevented by compromise agreements from making public interest disclosures?

The Trust can confirm this action has been taken.

3. If so, when did the trust adopt this policy?

The Trust adopted the policy in 2014.

4. How many of the compromise agreements reached by the trust since 1 April 2013 contained a clause which made it clear that the worker or former

worker in question was not prevented by the agreement from making public interest disclosures?

Four compromise agreements contained a clause which made it clear that the worker or former worker in question was not prevented by the agreement from making public interest disclosures.

5. If the trust has inserted such a clause into its compromise agreements, please provide a copy of the relevant clause.

For the avoidance of doubt nothing in this Agreement shall:

- (a) Prevent or inhibit, or purport to prevent or inhibit, the Employee from speaking up about any concerns he may have in relation to the quality and / or safety of the care provided by the Employer or by any other organisation, nor from speaking up to any statutory, regulatory, supervisory or professional body in accordance with his professional and ethical obligations including those obligations set out in guidance issued by any statutory, supervisory or professional body from time to time;**
- (b) prejudice any right of the Employee to make disclosures under the Employment Rights Act 1988; nor**
- (c) prevent the Employer from complying with any duty of public accountability**

Should you require any further information please do not hesitate to contact me on the email address provided below.

Please remember to quote the reference number above in any future communications.

If you are dissatisfied with the handling of your request, you have the right to ask for this to be investigated internally.

If you are dissatisfied with the information you have received, you have the right to ask for an internal review.

Both processes will be handled in accordance with our Trust's Freedom of Information Policy and the Freedom of Information Act 2000.

Internal investigation and internal review requests should be submitted within two months of the date of receipt of the response to your original letter and should be addressed to: Freedom of Information Review, The Clatterbridge Cancer Centre NHS Foundation Trust, Clatterbridge Road, Bebington, Wirral, CH63 4JY

If you are not satisfied with the outcome of the internal investigation/review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

In order for us to ensure customer satisfaction and to monitor compliance with the Freedom of Information Act 2000, we would be grateful if you could take a couple of minutes to complete a short feedback form via the link below:

<https://www.surveymonkey.co.uk/r/H39RFMM>