

Request under Freedom of Information Act 2000

Thank you for your request for information which we received on 11 November 2019.

I am pleased to confirm the following.

Compromise agreements by Milton Keynes

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

16

- 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?**

Yes

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

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?**

All

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

1.1 For the avoidance of doubt, nothing in this Agreement shall prevent the Claimant disclosing information:

1.1.1 pursuant to any order of any court of competent jurisdiction; or

1.1.2 which has come into the public domain otherwise than by a breach of confidence by the claimant or on her behalf.

1.2 Equally, nothing in this Agreement, including but not limited to clauses 3.5, 3.6, 3.8 and 3.9 shall prevent the Claimant from:

1.2.1 making a protected disclosure within the meaning of Part IVA of the

Employment Rights Act 1996;

- 1.2.2 raising concerns about patient safety and care and/or reporting misconduct or a serious breach of regulatory requirements with regulatory or other appropriate statutory bodies pursuant to her professional and ethical obligations including those obligations set out in guidance issued by regulatory or other appropriate statutory bodies from time to time;
- 1.2.3 reporting a criminal offence to any law enforcement agency; and/or
- 1.2.4 co-operating with any law enforcement agency regarding a criminal investigation or prosecution.

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If you are unhappy with the information received in response to this request, please address your complaint to the Patient Affairs Office at Milton Keynes Hospital NHS Foundation Trust, Standing Way, Eaglestone, Milton Keynes MK6 5LD. If, after exhausting our internal process, you are still unhappy with the information received, you may write to the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF.

If you need any further assistance, please do not hesitate to contact us at the address above.

Yours sincerely,

Freedom of Information Co-ordinator
For and on behalf of Milton Keynes Hospital NHS Foundation Trust

Any re-use of this information will be subject to the 'Re-use of Public Sector Information Regulations' and best practice.
