Freedom of Information Request

Reference Number: EPUT.FOI.20.1644
Date Received: 3rd September 2020

Information Requested:

1. Where the Trust uses a supplied Risk Management system please state who the supplier is?
   Datix

2. What is the contract term (Months)
   12 months

3. What is the total value of the contract?
   The Trust is unable to provide this information. This is because under the terms of its licence agreement with the provider disclosure of this information to the public by EPUT would constitute a breach of confidence actionable by the provider. The Trust is therefore applying Section 41 (Information Provided in Confidence). This section is an absolute exemption and does not require a public interest test.

   In addition the Trust believes that this information is of commercial interest and may prejudice either the supplier or the Trust. The Trust is therefore applying Section 43 of the Act (Commercial Interests).

4. When does the contract expire?
   31/03/2021

5. Where the Trust uses a supplied software quality & compliance system please state who the supplier is?
   Not applicable

6. What is the contract term (Months)
   Not applicable

7. What is the total value of the contract?
   Not applicable

8. When does the contract expire?
   Not applicable

Applied Exemption:

**Section 41 (Information provided in confidence):**

(1) Information is exempt information if—
(a) it was obtained by the public authority from any other person (including another public authority), and
(b) the disclosure of the information to the public (otherwise than under this Act) by the public authority holding it would constitute a breach of confidence actionable by that or any other person.

(2) The duty to confirm or deny does not arise if, or to the extent that, the confirmation or denial that would have to be given to comply with section 1(1)(a) would (apart from this Act) constitute an actionable breach of confidence.

Section 43 (Commercial interests):
(1) Information is exempt information if it constitutes a trade secret.
(2) Information is exempt information if its disclosure under this Act would, or would be likely to, prejudice the commercial interests of any person (including the public authority holding it).
(3) The duty to confirm or deny does not arise if, or to the extent that, compliance with section 1(1)(a) would, or would be likely to, prejudice the interests mentioned in subsection (2).

Publication Scheme:
As part of the Freedom of Information Act all public organisations are required to proactively publish certain classes of information on a Publication Scheme. A publication scheme is a guide to the information that is held by the organisation. EPUT’s Publication Scheme is located on its Website at the following link https://eput.nhs.uk