

Freedom of Information Request

Reference Number: EPUT.FOI.21.2146
Date Received: 22 August 2021

Information Requested:

A copy of the external well-led review that was undertaken during March and April 2019 by Deloitte, but as I am unable to find it I would like to enquire if you could send me a copy of that review/report?

Response:

The Trust believes that disclosure of this information would constitute a breach of confidence actionable by that or any other person and therefore applying Section 41 of the Act (Information provided in confidence):

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

Applied Exemptions

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>