

Freedom of Information Request

Reference Number: EPUT.FOI.23.3034
Date Received: 27th of June 2023

Information Requested:

I am writing to request the following data under the Freedom of Information Act.

1. In each of the following financial years, how many individuals were referred to IAPT/NHS Talking Therapies by drug and alcohol services?
Please note that the trust's policy is not to provide patient or staff numbers, where the response is less than or equal to five (≤ 5) as it would potentially allow identification of the individual patient/staff and would therefore be personal data. The trust considers that release of that information would breach GDPR/DPA18 principles on the grounds that it would not be fair in all the circumstances. This information is therefore exempt under section 40 of the FOI Act 2000.

2018-19 - 23
2019-20 - ≤ 5
2020-21 - 0
2021-22 - ≤ 5
2022-23 - 0
Total 26

2. How many of those in question 1 were a) accepted and b) declined for support from IAPT/NHS Talking Therapies? Please break the information down by the following financial years.

Please note that the trust's policy is not to provide patient or staff numbers, where the response is less than or equal to five (≤ 5) as it would potentially allow identification of the individual patient/staff and would therefore be personal data. The trust considers that release of that information would breach GDPR/DPA18 principles on the grounds that it would not be fair in all the circumstances. This information is therefore exempt under section 40 of the FOI Act 2000.

a. Accepted

2018-19 - 22
2019-20 - ≤ 5
2020-21 - 0
2021-22 - ≤ 5
2022-23 - 0
Total - 25

b. Declined

2018-19 - ≤ 5
2019-20 - 0
2020-21 - 0
2021-22 - 0
2022-23 - 0
Total - ≤ 5

Please provide a figure for c) other, where relevant. For example, if the individual was referred but didn't engage further with your service and was therefore neither accepted nor declined.

3. In each of the following financial years, how many individuals with known drug and/or alcohol issues or dependence were referred to IAPT/NHS Talking Therapies by a GP?

Where required for data collection, please take 'drug and/or alcohol issues or dependence' to mean the ICD10 codes F10-F19 inclusive.

As a result of the fact that no diagnosis will be provided to patients entering the service, Essex Partnership University NHS Foundation Trust does not hold the information you have requested. Therefore, we cannot identify patients with a primary care referral source who have been referred to our service with a drug or alcohol problem.

If data for the number referred 'by a GP' is not available, please provide the number referred from primary care.

- i) 2018-19
- ii) 2019-20
- iii) 2020-21
- iv) 2021-22
- v) 2022-23
- vi) 2018-19 to 2022-23 inclusive, as a total across the five financial years

4. How many of those in question 3 were a) accepted and b) declined for support from IAPT/NHS Talking Therapies? Please break the information down by the following financial years.

- i) 2018-19
- ii) 2019-20
- iii) 2020-21
- iv) 2021-22
- v) 2022-23
- vi) 2018-19 to 2022-23 inclusive, as a total across the five financial years

Please provide a figure for c) other, where relevant. For example, if the individual was referred but didn't engage further with your service and was therefore neither accepted nor declined.

Section 40 (Personal information):

- (1) Any information to which a request for information relates is exempt information if it constitutes personal data of which the applicant is the data subject.
- (2) Any information to which a request for information relates is also exempt information if—

- (a) it constitutes personal data which do not fall within subsection (1), and
 - (b) either the first or the second condition below is satisfied.
- (3) The first condition is—
- (a) in a case where the information falls within any of paragraphs (a) to (d) of the definition of “data” in section 1(1) of the Data Protection Act 2018, that the disclosure of the information to a member of the public otherwise than under this Act would contravene—
 - (i) any of the data protection principles, or
 - (ii) section 10 of that Act (right to prevent processing likely to cause damage or distress), and
 - (b) in any other case, that the disclosure of the information to a member of the public otherwise than under this Act would contravene any of the data protection principles if the exemptions in section 33A(1) of the Data Protection Act 2018 (which relate to manual data held by public authorities) were disregarded.
- (4) The second condition is that by virtue of any provision of Part IV of the Data Protection Act 2018 the information is exempt from section 7(1)(c) of that Act (data subject’s right of access to personal data).
- (5) The duty to confirm or deny—
- (a) does not arise in relation to information which is (or if it were held by the public authority would be) exempt information by virtue of subsection (1), and
 - (b) does not arise in relation to other information if or to the extent that either—
 - (i) the giving to a member of the public of the confirmation or denial that would have to be given to comply with section 1(1)(a) would (apart from this Act) contravene any of the data protection principles or section 10 of the Data Protection Act 2018 or would do so if the exemptions in section 33A(1) of that Act were disregarded, or
 - (ii) by virtue of any provision of Part IV of the Data Protection Act 2018 the information is exempt from section 7(1)(a) of that Act (data subject’s right to be informed whether personal data being processed).
- (6) In determining for the purposes of this section whether anything done before 24th October 2007 would contravene any of the data protection principles, the exemptions in Part III of Schedule 8 to the Data Protection Act 2018 shall be disregarded.
- (7) In this section— “the data protection principles” means the principles set out in Part I of Schedule 1 to the Data Protection Act 2018, as read subject to Part II of that Schedule and section 27(1) of that Act;
- “data subject” has the same meaning as in section 1(1) of that Act;
 - “personal data” has the same meaning as in section 1(1) of that Act.

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>