

## Freedom of Information Request

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**Reference Number:** EPUT.FOI.23.3260  
**Date Received:** 17<sup>th</sup> of January 2024

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### Information Requested:

Under the Freedom of Information Act, I would like the following information:

1. Please provide a list of all gender options you list on patient forms. (I am looking for data from any form that collects the personal data of patients such as date of birth, name, and gender. For example, hospital admissions form etc.)

Please see our response below, that we are only able to provide this information based on the electronic systems the Trust uses. This may not be reflective of options captured on paper forms or non-EPR electronic forms (eg MS Forms), as this may vary across the different service across the Trust.

To confirm this would require a manual review all patient forms that are paper form or non-EPR electronic forms. We therefore estimate that complying with this part of your request is exempt under section 12 of the FOI Act: cost of compliance is excessive. The section 12 exemption applies when it is estimated a request will take in excess of 18 hours to complete. We estimate that accessing and reviewing all health records and then extracting relevant information would take longer than the 18 hours allowed for.

#### Gender Options

MALE  
FEMALE  
NOT KNOWN  
NOT SPECIFIED/INDETERMINATE  
NON-BINARY  
OTHER  
NOT STATED

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#### **Section 12 (Exemption where cost of compliance exceeds appropriate limit):**

- (1) Section 1(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.
- (2) Subsection (1) does not exempt the public authority from its obligation to comply with paragraph (a) of section 1(1) unless the estimated cost of complying with that paragraph alone would exceed the appropriate limit.

- (3) In subsections (1) and (2) “the appropriate limit” means such amount as may be prescribed, and different amounts may be prescribed in relation to different cases.
- (4) The Secretary of State may by regulations provide that, in such circumstances as may be prescribed, where two or more requests for information are made to a public authority—
  - (a) by one person, or
  - (b) by different persons who appear to the public authority to be acting in concert or in pursuance of a campaign, the estimated cost of complying with any of the requests is to be taken to be the estimated total cost of complying with all of them.
- (5) The Secretary of State may by regulations make provision for the purposes of this section as to the costs to be estimated and as to the manner in which they are to be estimated

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#### **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>