

Date 16/04/2025
Your Ref
Our Ref 9887

Enquiries to Richard Mutch
Extension 35687
Direct Line 0131 465 5687
loth.freedomofinformation@nhs.scot
richard.mutch@nhs.scot

Dear

FREEDOM OF INFORMATION – FACE MASKS

I write in response to your request for information in relation to face masks.

Question:

1. Could you please provide information in regards to **NHS Scotland** staff who have been sacked for not wearing a face mask from date 01/01/**2021** to present date. Please include data for staff who have been sacked for not agreeing to the COV19 vaccine.

Answer:

I must advise that we can only respond under FOI(S)A in relation to NHS Lothian. We do not hold information for NHS Scotland, as per Section 17 of the Freedom of Information (Scotland) Act 2002 formally I must advise that we do not hold this information.

Question:

2. Could you also please provide information in regards to NHS Lothian staff? please include requested data from the **Royal Edinburgh Hospital**, regarding staff who have been sacked for not wearing a face mask from date 01/01/**2021** to present date. Please also include data for staff who have been sacked for not agreeing to the COV19 vaccine.

Answer:

Since 1 January 2021 there have been 5 or fewer NHS Lothian staff sacked for the reasons listed above.

To protect the identity of the individuals involved any figure of 5 or less has not been shown in this response. Since we do not have their consent to release this data from their records, the information is exempt under section 38(1)(b) of the Freedom of Information (Scotland) Act i.e. to provide it would breach the Data Protection Act (2018).

I hope the information provided helps with your request.

Headquarters
Mainpoint
102 West Port
Edinburgh EH3 9DN

Chair Professor John Connaghan CBE
Chief Executive Professor Caroline Hiscox
*Lothian NHS Board is the common
name of Lothian Health Board*

If you are unhappy with our response to your request, you do have the right to request us to review it. Your request should be made within 40 working days of receipt of this letter, and we will reply within 20 working days of receipt. If our decision is unchanged following a review and you remain dissatisfied with this, you then have the right to make a formal complaint to the Scottish Information Commissioner within 6 months of receipt of our review response. You can do this by using the Scottish Information Commissioner's Office online appeals service at www.itspublicknowledge.info/Appeal. If you remain dissatisfied with the Commissioner's response you then have the option to appeal to the Court of Session on a point of law.

If you require a review of our decision to be carried out, please write to the FOI Reviewer at the email address at the head of this letter. The review will be undertaken by a Reviewer who was not involved in the original decision-making process.

FOI responses (subject to redaction of personal information) may appear on NHS Lothian's Freedom of Information website at: <https://org.nhsllothian.scot/FOI/Pages/default.aspx>

Yours sincerely

ALISON MACDONALD
Executive Director, Nursing
Cc: Chief Executive