

Date 9 July 2026
Your Ref
Our Ref 11584

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

Dear

FREEDOM OF INFORMATION – APPOINTMENT

I write in response to your request for information in relation to staff appointment.

Question:

1. We request all documentation showing why the appointment of ~~~~~ as an NHS Consultant by NHS Lothian was deemed appropriate following an investigation into conduct in ~~~~~ when it was reported to have failed to diagnose a significant number of patients, was struck off and was reinstated following appeal?
2. The reinstatement of ~~~~~ in relation to the above was under the condition that they worked under supervision. We would seek all records confirming the level of supervision ~~~~~ worked under during their tenure at NHS Lothian.
3. ~~~~~ was suspended from their role at NHS Lothian in 2024. We would request copies of all documents showing the reasons for this suspension.

Answer:

The information you have requested is considered exempt under Section 38(1)(b) of the Freedom of Information (Scotland) Act 2002 – personal information.

We would advise that you contact the Central Legal Office for NHS Scotland as this is a more appropriate route and they should be able to help you further.

NSS.CentralLegalOfficeQueries@nhs.scot

I am sorry I cannot help with your request.

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.nhslothian.scot/FOI/Pages/default.aspx>

Yours sincerely

ALISON MACDONALD
Executive Director, Nursing
Cc: Chief Executive