

Date 14 September 2026  
Your Ref  
Our Ref 11714

Enquiries to Richard Mutch  
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Dear

## FREEDOM OF INFORMATION – COMPENSATION

I write in response to your request for information in relation to compensation.

Question:

1. The number of compensation payouts made.

Answer:

Please see enclosed spreadsheet.

Question:

2. Please specify whether each payout was made to an employee of your health board or to a member of the public receiving care from your health board. Where the payout was made to an employee, please provide the employee's job title, including but not limited to doctor, nurse, cleaner or executive.

Answer:

Within our claims management system claims are only categorised under type i.e. staff claim or medical negligence. We are unable to provide a breakdown by employee job title. Please see enclosed spreadsheet.

Question:

3. Please specify the amount of compensation paid in each case, in pounds sterling, and provide the total amount paid across all cases during the overall time period.

Answer:

A total amount of compensation for all cases in each financial year has been provided; we are unable to provide a further breakdown as this may lead to individuals being identified or the settlement amounts for individual cases being shown. Please see enclosed spreadsheet.

Question:

4. Please specify the reason for the compensation paid in each case, such as vehicle accident claims, employer liability and employment tribunal claims, public liability claims, or other relevant categories.

**Answer:**

This information is not available on our claims management system as claims are only categorised under type i.e. staff claim, medical negligence or non-clinical (data breach, contractor claim). Breakdown given using the types of claim we categorise by. Please see enclosed spreadsheet.

To protect the identity of the individuals involved any figure of 5 or less has not been shown in the spreadsheet. 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). \*Combined figures have also not been provided as they would lead to identification.

I hope the information provided helps 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](http://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  
Enc.

| Year         | 1. Number of Compensation Payments Made | 2. Payout to Member of Public / Employee | 3. Total Amount Paid in Compensation Per Year | 4. Reason for Compensation Payment                                 |
|--------------|-----------------------------------------|------------------------------------------|-----------------------------------------------|--------------------------------------------------------------------|
| 2019         | 73                                      | Member of Public 35 / Employee 38        | £5,630,532                                    | Staff claims * / Medical negligence * / Non Clinical Claims 5<     |
| 2020         | 69                                      | Member of Public 42 / Employee 27        | £5,965,145                                    | Staff claims * / Medical negligence * / Non Clinical Claims 5<     |
| 2021         | 73                                      | Member of Public 45 / Employee 28        | £24,527,688.14                                | Staff claims * / Medical negligence * / Non Clinical Claims 5<     |
| 2022         | 66                                      | Member of Public 35 / Employee 31        | £5,568,506.28                                 | Staff claims * / Medical negligence * / Non Clinical Claims 5<     |
| 2023         | 61                                      | Member of Public 35 / Employee 26        | £2,193,648.01                                 | Staff claims * / Medical negligence * / Non Clinical Claims 5<     |
| 2024         | 79                                      | Member of Public 51 / Employee 28        | £20,023,708.72                                | Staff claims * / Medical negligence * / Non Clinical Claims 5<     |
| 2025         | 85                                      | Member of Public 51 / Employee 34        | £2,749,668.43                                 | Staff claims * / Medical negligence * / Non Clinical Claims 5<     |
| 2026 to Date | 24                                      | Member of Public 13 / Employee 11        | £2,254,597.00                                 | Staff claims * / Medical negligence * / Non Clinical Claims 5<     |
|              |                                         |                                          |                                               | Staff claims 223 / Medical negligence 281 / Non Clinical Claims 26 |