

Freedom of Information Request

Reference Number: EPUT.FOI.22.2484
Date Received: 2.05.2022

Information Requested:

In the period 1st January 2018 - the present (2nd May 2022), how many non-disclosure agreements (NDAs)/agreements with 'confidentiality clauses' has this trust signed with staff or contractors relating to complaints and/or settlements regarding:

- sexual harassment - 0
- assault - 0
- discrimination - 8
- whistleblowing/public interest disclosure - 1
- any other not included above - 16

None of the Trust's Settlement Agreements contain non-disclosure agreements or clauses which could be referred to as 'gagging clauses'. The Trust's Settlement Agreements do contain both a confidentiality clause and a disclosure of information clause. The disclosure of information clause sets out where employees are able to make disclosures in the public interest and other prescribed circumstances.

All the Trust's Settlement Agreements are compliant with the requirements of DoH Health Service Circular 1999/198 and NHS Employers guidance (link below):

https://www.nhsemployers.org/sites/default/files/media/The-use-of-settlement-agreements-and-confidentiality-clauses_0.pdf

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>