

**NHS: Negligence**

Asked by **Lord Storey**: To ask Her Majesty's Government what percentage of the NHS budget has been spent on (1) clinical negligence payments, (2) insurance premiums, and (3) legal fees, for each of the last five years. [HL4767]

**Lord O'Shaughnessy**: A table showing total expenditure on clinical negligence, insurance premiums and legal fees for the past five years, and as a percentage of Department's Total Departmental Expenditure Limit, has been attached owing to the size of the data. The Answer includes the following attached material: CN, insurance and legal expenditure [HL4767 table formatted.docx]

Year	Total legal fees (£000s)	% Total Departmental Expenditure Limit	Total insurance premiums (£000s)	% of Total Departmental Expenditure Limit	Total clinical negligence payments (£000s)	% of Total Departmental Expenditure Limit
2012-13	51,880	0.05	29,565	0.03	1,258,879	1.2
2013-14	110,747	0.1	59,186	0.05	1,192,538	1.1
2014-15	171,806	0.15	57,512	0.05	1,169,587	1.03
2015-16	162,273	0.14	58,031	0.05	1,488,455	1.27
2016-17	172,135	0.14	56,925	0.05	1,707,167	1.42

Note:

The step-change growth in clinical negligence expenditure from 2015-16 is largely due to a change in the provisions discount rate set by HM Treasury.