

SCA Query Reference	Q160495
Query Title	Healthcare claims data
Requestor	Gavin O' Dowd DOH (re PQ by Catherine Murphy TD)
Date of request	28/07/2020
Report run date	30/06/2020
Reporting period	2015-2020 (June)

Query

To ask the Minister for Health if he will provide a schedule of all active and settled legal cases the State Claims Agency is currently handling on behalf of the HSE in the past six years to date in 2020; the stage they are at; the general nature of the claim; and if he will make a statement on the matter.

Response from SCA:

The information contained within this document was extracted from the National Incident Management System (NIMS) as per the below criteria.

Criteria used

- Table 1 shows the number of active claims at year end being managed by the State Claims Agency since 2015.
- Table 2 shows the number of claims resolved annually by the State Claims Agency since 2015.
- Table 3 and table 4 shows the number of active claims under management by the State Claims Agency by claim status and hazard category respectively.
- Note, HSE within this report relates to all Acute and Community enterprises, Section 38s, National Support Services and Disability sector. It does not contain any private schemes.
- This report is correct as of 30/06/2020.

Question 1

HSE active claims at year end

Location	2015	2016	2017	2018	2019	2020 (June)
Healthcare- HSE	5,007	5,343	5,768	6,300	6,975	7,104

Table 1: HSE active claims by year

Question 2

HSE Resolved claims by year

Location	2015	2016	2017	2018	2019	2020 (June)
Healthcare-HSE	1,075	1,310	1,307	1,495	1,595	941

Table 2: HSE resolved claims by year

Question 3

HSE active claims by claim status as of 30/06/2020

Location	CM Status	Number of Claims
Healthcare-HSE	Claim Received	170
	Claim Under Investigation	1,730
	Claim Litigation	3,931
	Trial	346
	Under Appeal	11
	Claim Conclusion Started	916
Total		7,104

Table 3: HSE active claims by claim status

Question 4

HSE active claims by Incident/Hazard category as of 30/06/2020

Location	Incident/Hazard Category	Number of Claims
Healthcare-HSE	Clinical Care	3,432
	Crash/Collision	175
	Exposure to Behavioural Hazards	674
	Exposure to Biological Hazards	123
	Exposure to Chemical Hazards	184
	Exposure to Physical Hazards	1,420
	Exposure to Psychological hazards	1,069
	Property Damage/Loss (non crash/collision)	23
	Not yet established	4
Grand Total		7,104

Table 4: HSE active claims by Incident/Hazard category

Definitions:

National Incident Management System (NIMS): Incidents (which include claims) are reported using the “National Incident Management System”. This is hosted by the State Claims Agency (SCA) for the HSE, other Healthcare enterprises and State Authorities. An incident can be a harmful Incident (Adverse Event), no harm incident, near miss, dangerous occurrence (reportable circumstance) or complaint.

Claim Resolved Date: The date on which the claim has been finalised, i.e. All financials have been agreed (but not necessarily paid). There may be some outstanding payments to be processed.

CM Status: A Claims Manager perspective field which informs the CM of the current workflow status of the claim. Values present within this field include, for example "Alerted for CM Review", "Trial", "Claim Litigation", etc.

Incident/Hazard Category: The incident/hazard category is a high level classification used to describe the cause of an incident. This is based on international recognised hazard classifications but which has been further developed to denote hazards that can have a direct or indirect impact on a person or property. This high-level classification is a grouping together of like type hazards which are broken down in further detail in the sub-hazard type. The high-level hazards include “Clinical Care”, “Exposure to Physical Hazards”, “Exposure to Psychological Hazards”, “Exposure to Chemical Hazards”, “Exposure to Biological Hazards”, “Crash/Collision” and “Property damage/loss (non-crash collision)”