

**FOI REQUEST NUMBER: 5138**

**PLEASE NOTE: The patient numbers referred to in this FOI response relate solely to patients treated in the NHS at the Heart of England NHS Foundation Trust. The Trust does not hold any information or patient records pertaining to Mr Paterson's private practice.**

**I would like to know:**

- 1. The number of patients contacted through the recall process instigated following the suspension of Ian Paterson who received a cleavage sparing mastectomy**

697 patients who had a mastectomy procedure were invited to a recall clinic. The total mastectomy cohort of was not invited because;

- Some patients had already discussed their treatment during their usual follow up appointment at the Trust
- Some patients were initially identified as being under the care of a different surgeon
- Unable to contact – e.g. patient moved abroad
- 387 of these patients were deceased

- 2. Details as to how many of these patients had a medical consultation**

The number of patients that attended a formal recall clinic are;-

<b>Year of Recall</b>	<b>No. of Patients</b>
2009	20
2010	49
2011	418
2012	77
<b>Total</b>	<b>564</b>

Some patients declined an invitation to be seen as they were satisfied with the treatment that they had received.

**3. The number of patients who were either identified as definitely having, or probably, having had a CSM and went on to develop further cancer.**

Patients who definitely had a CSM = 327 patients

Patients who may have had a CSM = 92

Patients considered NOT to have a CSM = 113

a) Recurrence of breast cancer

The number of patients in the alive mastectomy cohort who went on to develop a recurrence of their breast cancer is **68 patients**.

The Trust is unable to provide any statistically meaningful interpretation of these recurrence figures. Mr Paterson's first operations occurred in the early 1990s and he was not excluded from the Trust until 2011. National breast cancer survival figures have changed over this period.

How well a patient does after their initial breast cancer treatment depends on a number of factors. These include the size of the tumour, how aggressive the cancer was, whether any of the lymph nodes were involved and how well the patient responds to the first course of treatment. Breast cancer can come back (a recurrence) a year after treatment, or 5, 10, even 20 years later. Trials have shown that around 10 out of 100 patients who have a mastectomy will develop a recurrence within 10 years. These figures suggest that the outcomes for Mr Paterson's patients are not outside the expected norms.

**4. The number of patients who the Trust were seeking to recall who had died / the number who have died since recall.**

In 2011, the number of patients who had had a mastectomy procedure by Mr Paterson who had died was **387**.

As of 31<sup>st</sup> March 2017, the number of deceased patients who had had a mastectomy procedure by Mr Paterson is **675**.

Many of the patients who were operated on by IP were elderly and only a proportion of these patients will have died as a result of their breast cancer; other patients will have died from causes other than breast cancer.

**5. Details of the number of patients who have indicated they are seeking to take legal action against the Trust**

791 Claimants have indicated they are seeking to take legal action against the Trust. There are 281 claims by patients treated at the Trust, 256 of which have been resolved. The remaining 510 claims are brought by Claimants who received their treatment in the private sector.

**6. The total amount paid out in compensation to claimants by the NHS relating to claims concerning Mr Paterson's surgery.**

Total paid in compensation in resolved claims to date: £9,499,458

NHS patients entitled to compensation had their claims settled between 2011 – 2013. The figures stated above relate to claims from within the NHS and do not include any settlements made in relation to Mr Paterson's private practice.