

Ref: FOI/GS/ID 5968

**Please reply to:**  
FOI Administrator  
Trust Management  
Maidstone Hospital  
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Email: mtw-tr.foiadmin@nhs.net

27 February 2020

## **Freedom of Information Act 2000**

I am writing in response to your request for information made under the Freedom of Information Act 2000 in relation to unlicensed medicines.

*You asked:*

*Please could you supply us with the following information for the period of December 2018 to December 2019 with the purchases of Unlicensed Medicines and UK bespoke special formulations by the Trust.*

- 1. Name and pack size of medicine (generic and propitiatory name if applicable)*
- 2. The number of packs procured broken down by month as above*
- 3. The total cost of the 12 month period for each medicine to the Trust.*

*For the purchasing of Unlicensed Medicines and UK Unlicensed Specials: Please could you advise if you plan to publish any contract, tender or Framework during 2020 and 2021?*

*If this is the case, please could you also advise where we should register to take part in this process?*

**Trust response:**

The Trust is applying Section 43(2) FOIA which provides an exemption from disclosure of further detailed information which would or would be likely to, prejudice the commercial interests of any person (including the public authority holding it). This is a qualified exemption, and is therefore subject to the public interest test.

The Trust believes that the information requested is of an amount which may identify the items or services provided which would be likely to damage the company's ability to win new business opportunities for their services and products and to perform them within a commercially competitive market.

The Trust has concluded that the public interest in maintaining the exemption, and therefore protecting the commercial interests of the suppliers and preserving its ability to compete fairly in a commercial market, outweighs the public interest in disclosure in this case.

#### Supplier Transactions

All NHS bodies are required to publish details of individual invoices and transactions that are over £25,000. This is in response to guidance from HM Treasury which sets out the scope of the data. Details can be found on our website using the following link: [www.mtw.nhs.uk/about-us/our-quality-story/finance/](http://www.mtw.nhs.uk/about-us/our-quality-story/finance/)

There are no plans to publish any contract, tender or framework during 2020 and 2021.