

Please contact: Access to Information  
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18 July 2024

t: 0300 373 3550  
[www.lancashireandsouthcumbria.icb.nhs.uk](http://www.lancashireandsouthcumbria.icb.nhs.uk)

Dear,

**Re: Your request for information under the Freedom of Information Act 2000**  
**Ref no: FOI-4160-LSC**

Further to the request in relation to FOI-3527-LSC dated 15 September 2023 in which a response was provided on 10 November 2023. Following your request for a review dated 15 July 2024, please find enclosed an updated response:

Original request and response (FOI-3527-LSC):

1. Following the recent failed and aborted Tender process for the Withnell Health Centre, I would like to know if any money was paid to any of the bidders or their representatives? If they were, what was the payment for and how much was paid out?

**No money has been paid to any of the bidders or their representatives.**

2. If the answer is "none" then I would like to know if any of the bidders or their representatives sent in invoices regarding the failed bid?

**The ICB have not received any invoices regarding failed bids.**

Updated request:

I have been informed there was false information given out on one of your freedom of information request replies.. please can you explain this?

I believe you are not allowed to give false information on a freedom of information request response?

I shall pass this onto the press, just so you're aware.

Also, I have spoken to the press about Craig Harris' message to Doctor Robinson RE the huge amount of money this whole situation has cost her personally.

That whilst the ICB have admitted to having failed to consult patients during the first procurement of December 2022 (the mistake on your part which led to her incurring such enormous costs) that you refuse to make any kind of compensatory payment to her in recognition of your failings.

This seems absurd to me under the circumstances and the hugely popular patient campaign, that has caught the attention of the local and national media, will now be looking into how we can use the current media interest in our news story to tell others how unfair you are being to our hard working NHS GP, someone who has lost over £35,000 of her money through no fault of her own via a situation that was caused entirely by a mistake on your part.

You had the opportunity to make this right but you chose not to.

Updated response:

**Upon receipt of the original FOI request from 15 September 2023, searches were made in which it was found that no payments had been made and additionally there were no invoices held within finance. However, after searches of email inboxes were made, it appears that in March 2023 Dr Robinson sent an email with invoices attached to Kevin Lavery and Craig Harris that were dealt with via the ICB's solicitor.**

**However, as this was dealt with via the solicitors, finance and the invoice team were not aware off this. So to confirm, we did receive the invoices, although this was not through the correct route as outlined above.**

**Right of Appeal**

Should you require any further information or clarification regarding this response please do not hesitate to contact us. If you are dissatisfied with the response, you are entitled to request an internal review which should be formally requested in writing and must be within two calendar months from the date this response was issued.

**To request an internal review**

You can request this by contacting the FOI team by email at [MLCSU.FOITeam@nhs.net](mailto:MLCSU.FOITeam@nhs.net) or by post to Jubilee House, Lancashire Business Park, Leyland, PR26 6TR, specifying why you require a review.

If you are not content with the outcome of your internal review, you may apply directly to the Information Commissioner's Office (ICO) for a decision. Generally, the ICO cannot make a decision unless you have exhausted the CCGs FOI complaints procedure. The ICO can be contacted at:

Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF  
[www.ico.gov.uk](http://www.ico.gov.uk)

Yours sincerely

**Professor Craig Harris – Chief Operating Officer**

**On behalf of Kevin Lavery  
ICB Chief Executive**