

**Request Reference:** FOI/021/21

**Published:** 08/10/21

**Information requested:**

I request the following under the freedom of information (Scotland) act 2002:

A full count and disclosure of any reported incidences of ridiculing, threatening to institutionalise, out or even physically attack transgender female gay, bisexual or straight prostitutes committed by hospital staff members, other detainees or visitors if that prostitute was/is a detainee, visitor or even a staff member themselves.

Finally please also include any instances in which a trans female prostitute was referred to within hospital grounds as being "Mental" "A mad bitch" or "Eccentric and simple" by any person other than the prostitute themselves.

Between 1/1/2018 - 1/1/2021

**Response:**

Under section 12 of FOI(S)A we are not obliged to comply with a request where we estimate that the cost of compliance will exceed £600.

To provide a response to the questions we would require to search our patient records, personnel files, complaint files and adverse events system.

The patient records would require searching approximately 210 patient files. Whilst our Electronic Patient Records can search for terms, we anticipate a very high number of hits when searching the term "Mental" in a mental health record.

We estimate that it would take at least 1 hour to search each patient record, cross referencing the individuals the term refers to and the context in which the terms appear.

The minimum hourly cost of an individual authorised to have access to these highly sensitive records is at least £10.09 meaning the cost of conducting this search alone would be approximately £2289 (210 x 1hr x £10.09).

This is only one search that we would need to make to answer this request and therefore under section 12(1) of FOI(S)A we are not obliged to comply with this request.

**Advice and Guidance**

The State Hospital is one of four high secure hospitals in the UK. Located in South Lanarkshire in central Scotland, it is a national service for Scotland and Northern Ireland and one part of the pathway of care that should be available for those with secure care needs. The principal aim is to rehabilitate patients, ensuring safe transfer to appropriate lower levels of security.

There are 140 high-secure beds (plus four beds for emergency use) for male patients requiring maximum secure care: 12 beds specifically for patients with an intellectual disability. A range of therapeutic, educational, diversional and recreational services including a Health Centre is provided.

Although The State Hospital shares the same values, aims and challenges as the rest of the NHS in Scotland, it is unique because it has the dual responsibility of caring for very ill, detained patients as well as protecting them, the public and staff from harm.