

Freedom of Information Act 2000 (FOIA)

Decision notice

Date: 30 April 2025

Public Authority: East Lancashire Hospitals NHS Trust

Address: Royal Blackburn Hospital
Haslingden Road
Blackburn
Lancashire
BB2 3HH

1. Request:

The complainant requested the following information from East Lancashire Hospitals NHS Trust on 25 February 2025:

'What growth chart do you use in your maternity department for fetal biometry including estimated fetal weight? If this has changed since 2017, please include previous growth charts since 01/01/2017 in the answer.

Please provide specific journal references, rather than the generic name of the chart i.e.- 'Hadlock et al. In utero analysis of fetal growth: a sonographic weight standard. Radiology 1991;181(1):129-33'. If any adaptations to the chart are used, please also provide the journal references to these i.e. 'Gardosi et al. Customised antenatal growth charts. Lancet 1992;339(8788):283-7'

2. Commissioner's Decision:

A public authority will breach section 10 of FOIA if it fails to respond to a request within 20 working days. Based on evidence available to the Commissioner, by the date of this notice the public authority has not issued a substantive response to this request. Therefore the Commissioner finds a breach of section 10.

3. Steps:

The public authority must provide a substantive response to the request in accordance with its obligations under FOIA.

The public authority must take this step within 30 calendar days of the date of this decision notice. Failure to comply may result in the Commissioner making written certification of this fact to the High Court pursuant to section 54 of FOIA and may be dealt with as a contempt of court.

4. Right of Appeal:

Either party has the right to appeal against this decision notice to the First-tier Tribunal (Information Rights). Information about the appeals process may be obtained from:

First-tier Tribunal (Information Rights)
GRC & GRP Tribunals,
PO Box 9300,
LEICESTER,
LE1 8DJ

Tel: 0203 936 8963

Fax: 0870 739 5836

Email: grc@justice.gov.uk

Website: www.justice.gov.uk/tribunals/general-regulatory-chamber

Any Notice of Appeal should be served on the Tribunal within 28 (calendar) days of the date on which this decision notice is sent.

**Information Commissioner
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF**