

Wellington Practice Privacy Notice

Fair Processing Notice (Privacy Notice)

Your Personal Information – what you need to know

Your information, what you need to know

This privacy notice explains why we collect information about you, how that information will be used, how we keep it safe and confidential and what your rights are in relation to this.

Why we collect information about you

Health care professionals who provide you with care are required by law to maintain records about your health and any treatment or care you have received. These records help to provide you with the best possible healthcare and help us to protect your safety.

We collect and hold data for the purpose of providing healthcare services to our patients and running our organisation which includes monitoring the quality of care that we provide. In carrying out this role we will collect information about you which helps us respond to your queries or secure specialist services. We will keep your information in written form and/or in digital form.

Our Commitment to Data Privacy and Confidentiality Issues

As a GP practice, all of our GPs, staff and associated practitioners are committed to protecting your privacy and will only process data in accordance with the Data Protection Legislation. This includes the General Data Protection Regulation (EU) 2016/679 (GDPR) now known as the UK GDPR, the Data Protection Act (DPA) 2018, the Law Enforcement Directive (Directive (EU) 2016/680) (LED) and any applicable national Laws implementing them as amended from time to time. The legislation requires us to process personal data only if there is a legitimate basis for doing so and that any processing must be fair and lawful.

In addition, consideration will also be given to all applicable Law concerning privacy, confidentiality, the processing and sharing of personal data including the Human Rights Act 1998, the Health and Social Care Act 2012 as amended by the Health and Social Care (Safety and Quality) Act 2015, the common law duty of confidentiality and the Privacy and Electronic Communications (EC Directive) Regulations.

Data we collect about you

Records which this GP Practice will hold or share about you will include the following:

- Personal Data – means any information relating to an identified or identifiable natural person ('data subject'); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.
- Special Categories of Personal Data – this term describes personal data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data for the purpose

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of uniquely identifying a natural person, data concerning health or data concerning a natural person's sex life or sexual orientation.

- Confidential Patient Information – this term describes information or data relating to their health and other matters disclosed to another (e.g. patient to clinician) in circumstances where it is reasonable to expect that the information will be held in confidence. Including both information 'given in confidence' and 'that which is owed a duty of confidence'. As described in the Confidentiality: NHS code of Practice: Department of Health guidance on confidentiality 2003.
- Pseudonymised – The process of distinguishing individuals in a dataset by using a unique identifier which does not reveal their 'real world' identity.
- Anonymised – Data in a form that does not identify individuals and where identification through its combination with other data is not likely to take place
- Aggregated – Statistical data about several individuals that has been combined to show general trends or values without identifying individuals within the data.

How we use your information

Improvements in information technology are also making it possible for us to share data with other healthcare organisations for the purpose of providing you, your family and your community with better care. For example it is possible for healthcare professionals in other services to access your record with or without your permission when the practice is closed. Where your record is accessed without your permission it is necessary for them to have a legitimate basis in law. This is explained further in the Local Information Sharing at Appendix A.

Whenever you use a health or care service, such as attending Accident & Emergency or using Community Care services, important information about you is collected in a patient record for that service. Collecting this information helps to ensure you get the best possible care and treatment.

The information collected about you when you use these services can also be used and provided to other organisations for purposes beyond your individual care, for instance to help with:

- improving the quality and standards of care provided by the service
- research into the development of new treatments and care pathways
- preventing illness and diseases
- monitoring safety
- planning services
- risk stratification
- Population Health Management

This may only take place when there is a clear legal basis to use this information. All these uses help to provide better health and care for you, your family and future generations. Confidential patient information about your health and care is only used like this where allowed by law or with consent.

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Pseudonymised or anonymised data is generally used for research and planning so that you cannot be identified.

A full list of details including the legal basis, any Data Processor involvement and the purposes for processing information can be found in Appendix A.

How long do we hold information for?

All records held by the Practice will be kept for the duration specified by national guidance from [NHS Digital, Health and Social Care Records Code of Practice](#). Once information that we hold has been identified for destruction it will be disposed of in the most appropriate way for the type of information it is. Personal confidential and commercially confidential information will be disposed of by approved and secure confidential waste procedures. We keep a record of retention schedules within our information asset registers, in line with the Records Management Code of Practice for Health and Social Care 2021.

Individuals Rights under UK GDPR

Under UK GDPR 2016 the Law provides the following rights for individuals. The NHS upholds these rights in a number of ways.

1. The right to be informed
2. The right of access
3. The right to rectification
4. The right to erasure (not an absolute right) only applies in certain circumstances
5. The right to restrict processing
6. The right to data portability
7. The right to object
8. Rights in relation to automated decision making and profiling.

Your right to opt out of data sharing and processing

The NHS Constitution states 'You have a right to request that your personal and confidential information is not used beyond your own care and treatment and to have your objections considered'.

Type 1 Opt Out

This is an objection that prevents an individual's personal confidential information from being shared outside of their general practice except when it is being used for the purposes of their individual direct care, or in particular circumstances required by law, such as a public health emergency like an outbreak of a pandemic disease. If patients wish to apply a Type 1 Opt Out to their record they should make their wishes known to the practice manager.

National data opt-out

The national data opt-out was introduced on 25 May 2018, enabling patients to opt-out from the use of their data for research or planning purposes, in line with the recommendations of the National Data Guardian in her Review of Data Security, Consent and Opt-Outs.

The national data opt-out replaces the previous 'type 2' opt-out, which required NHS Digital not to use a patient's confidential patient information for purposes beyond their individual

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care. Any patient that had a type 2 opt-out recorded on or before 11 October 2018 has had it automatically converted to a national data opt-out. Those aged 13 or over were sent a letter giving them more information and a leaflet explaining the national data opt-out. For more information go to [National data opt out programme](#)

To find out more or to register your choice to opt out, please visit www.nhs.uk/your-nhs-data-matters.

On this web page you will:

- See what is meant by confidential patient information
- Find examples of when confidential patient information is used for individual care and examples of when it is used for purposes beyond individual care
- Find out more about the benefits of sharing data
- Understand more about who uses the data
- Find out how your data is protected
- Be able to access the system to view, set or change your opt-out setting
- Find the contact telephone number if you want to know any more or to set/change your opt-out by phone
- See the situations where the opt-out will not apply

Right of Access to your information (Subject Access Request)

Under Data Protection Legislation everybody has the right ~~have~~ of access to, or request a copy of, information we hold that can identify them, this includes medical records. There are some safeguards regarding what patients will have access to and they may find information has been redacted or removed for the following reasons;

- It may be deemed to risk causing harm to the patient or others
- The information within the record may relate to third parties who are entitled to their confidentiality, or who have not given their permission for the information to be shared.

Patients do not need to give a reason to see their data. And requests can be made verbally or in writing. Although we may ask them to complete a form in order that we can ensure that they have the correct information required.

Where multiple copies of the same information is requested the surgery may charge a reasonable fee for the additional copies.

Patients will need to provide proof of identity to receive this information.

Patients may also request to have online access to their data, they may do this via the [NHS APP](#), or via the practices system. If you would like to access your GP record online click here <https://www.wellingtonpractice.co.uk/sample-page/access-to-medical-records/>

COVID Passport access

Patients may access their Covid passport via the [link](#), the practice cannot provide this document as it is not held in the practice record. If you have any issues gaining access to your Covid Passport or letter you should call: 119

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Change of Detail

It is important that you tell the surgery if any of your contact details such as your name or address have changed, or if any of your other contacts details are incorrect including third party emergency contact details. It is important that we are made aware of any changes **immediately** in order that no information is shared in error.

Mobile telephone number

If you provide us with your mobile phone number, we will use this to send you text reminders about your appointments or other health screening information. Please let us know if you do not wish to receive text reminders on your mobile.

Email address

Where you have provided us with your email address, with your consent we will use this to send you information relating to your health and the services we provide. If you do not wish to receive communications by email please let us know.

Notification

Data Protection Legislation requires organisations to register a notification with the Information Commissioner to describe the purposes for which they process personal and sensitive information.

We are registered as a Data Controller and our registration can be viewed online in the public register at: http://ico.org.uk/what_we_cover/register_of_data_controllers

Any changes to this notice will be published on our website and in a prominent area at the Practice.

Data Protection Officer

Should you have any data protection questions or concerns, please contact our Data Protection Officer via the surgery at: frimleyicb.wellington.practice@nhs.net

What is the right to know?

The Freedom of Information Act 2000 (FOIA) gives people a general right of access to information held by or on behalf of public authorities, promoting a culture of openness and accountability across the public sector. You can request any non-personal information that the GP Practice holds, that does not fall under an exemption. You may not ask for information that is covered by the Data Protection Legislation under FOIA. However you can request this under a right of access request – see section above ‘Access to your information’.

Right to Complain

If you have concerns or are unhappy about any of our services, please contact the Practice Manager Philip Owen-Halley at frimleyicb.wellington.practice@nhs.net

For independent advice about data protection, privacy and data-sharing issues, you can contact:

The Information Commissioner

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Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Phone: 0303 123 1113 Website: <https://ico.org.uk/global/contact-us>

The NHS Care Record Guarantee

The NHS Care Record Guarantee for England sets out the rules that govern how patient information is used in the NHS, what control the patient can have over this, the rights individuals have to request copies of their data and how data is protected under Data Protection Legislation. A copy of the NHS Care Record Guarantee can be downloaded [here](#)

The NHS Constitution

The NHS Constitution establishes the principles and values of the NHS in England. It sets out the rights patients, the public and staff are entitled to. These rights cover how patients access health services, the quality of care you'll receive, the treatments and programs available to you, confidentiality, information and your right to complain if things go wrong.

<https://www.gov.uk/government/publications/the-nhs-constitution-for-england>

Right of Access to your information (Subject Access Request)

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- It may be deemed to risk causing harm to the patient or others
- The information within the record may relate to third parties who are entitled to their confidentiality, or who have not given their permission for the information to be shared.

Patients do not need to give a reason to see their data. And requests can be made verbally or in writing. Although we may ask them to complete a form in order that we can ensure that they have the correct information required.

Where multiple copies of the same information is requested, the surgery may charge a reasonable fee for the additional copies.

Patients will need to provide proof of identity to receive this information. We will not share information relating to you with other individuals without your explicit instruction or without sight of a legal document.

Patients may also request to have online access to their data, they may do this via the [NHS APP](#), or via the practice's system. If you would like to access your GP record, online click, here <https://www.wellingtonpractice.co.uk/access-to-medical-records/> Further information about the service can be found at the [privacy notices for the NHS App](#) managed by NHS England.

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Appendix A

Who we share your information with and why

Activity	Rationale
Recording of Telephone Calls	<p>Purpose – All inbound and outbound calls are recorded for monitoring and audit purposes. All calls are retained with the Data Processors “cloud” based server for three years from the date of the call and automatically deleted thereafter.</p> <p>Legal Basis – under UK GDPR the processing of this data will be for direct care of the patient.</p> <p>Article 6 1 (e) Public Task</p> <p>Article 9 2 (h) Health data</p> <p>Data Processor – Surgery Connect (X-ON)</p>
Clinical Commissioning Group	<p>Purpose – Anonymous information is shared to plan and design care services within the locality.</p> <p>Legal Basis – non identifiable data only.</p> <p>Data Processor – NHS Frimley CCG</p>
Individual Funding Requests – The CSU	<p>Purpose – We may need to share your information with the IFR team for the funding of treatment that is not normally covered in the standard contract.</p> <p>Legal Basis – The clinical professional who first identifies that you may need the treatment will explain to you the information that is needed to be collected and processed in order to assess your needs and commission your care; they will gain your explicit consent to share this.</p> <p>Data processor – We ask NHS South, Central and West Commissioning Support Unit (CSU) to do this on our behalf.</p>
Summary Care Records	<p>Purpose – During the Covid19 pandemic practices have been told to share details of patients personal confidential and special category data onto the summary care record. The NHS in England uses a national electronic record called the Summary Care Record (SCR) to support patient care. It contains key information from your GP record. Your SCR provides authorised healthcare staff with faster, secure access to essential information about you in an emergency or when you need unplanned care, where such information would otherwise be unavailable.</p>

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	<p>Legal Basis – Direct Care</p> <p>The relevant COPI notice states that its purpose: “...is to require organisations to process confidential patient information for the purposes set out in Regulation 3(1) of COPI to support the Secretary of State’s response to Covid-19 (Covid-19 Purpose). “Processing” for these purposes is defined in Regulation 3(2) and includes dissemination of confidential patient information to persons and organisations permitted to process confidential patient information under Regulation 3(3) of COPI.”</p> <p>Full details of the Summary Care Record supplementary privacy notice can be found here</p> <p>Patients have the right to opt out of having their information shared with the SCR by completion of the form which can be downloaded here and returned to the practice. Please note that by opting out of having your information shared with the Summary Care Record could result in a delay care that may be required in an emergency.</p> <p>Processor – NHS England and NHS Digital via GP connect</p>
CHIE	<p>Purpose – To provide Healthcare Professionals with complete, accurate and up to date information. This information comes from a variety of sources including GP practices, community providers, acute hospitals and social care providers. CHIE is used by GP out of hours, acute hospital doctors, ambulance service, GPs and others on caring for patients – you may opt out of having your information shared on this system.</p> <p>Legal Basis – This service is for your direct care and in an emergency.</p> <p>Data Processor – NHS SCW.</p>
CHIA	<p>Purpose – Is a database used for analysing trends in population health in order to identify better ways of treating patients. CHIA is a physically separate database, which receives some data from CHIE. Prior to this transfer from CHIE to CHIA patient identifiers are removed from the data. This includes names, initials, addresses, dates of birth and postcodes. NHS numbers are encrypted in the extract and cannot be read. This process is called ‘pseudonymisation’. This subset of data does not include information typed in by hand, so there is no possibility of it containing references to family members or other people. It contains only coded entries for things like allergies and prescribed drugs. It is not possible to identify any patient by looking at the ‘pseudonymised’ data on the CHIA database. People who have access to CHIA do not have access to CHIE. Data in CHIA is used to plan how health and care services will be delivered in future, based on what types of diseases are being recorded and how many are being referred to hospital etc. Data is also used to help research into new treatments for diseases.</p>

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	<p>Legal basis – You can opt out of this service</p> <p>Data processor – NHS SCW</p>
<p>General Practice Extraction Service (GPES) Covid-19 Planning and Research data</p>	<p>Purpose : Personal confidential and Special Category data will be extracted at source from GP systems for the use of planning and research for the Covid-19 pandemic emergency period. Requests for data will be required from NHS Digital via their secure NHSX SPOC Covid-19 request process.</p> <p>Legal Basis : NHS Digital has been directed by the Secretary of State under section 254 of the 2012 Act under the COVID-19 Direction to establish and operate a system for the collection and analysis of the information specified for this service: GPES Data for Pandemic Planning and Research (COVID-19). A copy of the COVID-19 Direction is published here: https://digital.nhs.uk/about-nhs-digital/corporate-information-and-documents/directions-and-data-provision-notice/secretary-of-state-directions/covid-19-public-health-directions-2020</p> <p>Patients who have expressed an opt out preference via Type 1 objections with their GP surgery not to have their data extracted for anything other than their direct care will not be party to this data extraction.</p> <p>Processor : NHS Digital</p>
<p>Other GP practices</p>	<p>Purpose - We will enable other GPs and staff in other GP practices to have access to your medical record to allow you to receive acute medical care within that service.</p> <p>Legal Basis – this service is for your direct care and is fully consented, permission to share your medical record will be gained prior to an appointment being made in the service and again once you are in the consultation.</p> <p>Data processor – Your registered surgery will continue to be responsible for your full medical record.</p>
<p>Community Nursing - Complex Care Team Diabetes Team Home Visiting Service Leg Ulcer Service</p>	<p>Purpose - We will enable the Community Nursing Team to have access to your medical record to allow you to receive care from the community nurses for the services listed.</p>

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<p>Heart Failure Service Multi-Disciplinary Team District Nurses Midwives</p>	<p>Legal Basis – these services are for your direct care and is fully consented, permission to share your medical record will be gained prior to an appointment being made in the service</p> <p>Data processor – Your registered surgery will continue to be responsible for your full medical record</p>
<p>Anticoagulation service</p>	<p>Purpose: Personal confidential data is shared with the INR database in order to provide certain patients who meet the criteria with an anticoagulation service. Data is held on the data base and can be accessed by the practice.</p> <p>Patients may exercise their rights of access by using the practices SARs process.</p> <p>Legal Basis: under UK GDPR the processing of this data will be for direct care of the patient.</p> <p>Article 6 1 (e) Public Task</p> <p>Article 9 2 (h) Health data</p> <p>Processor: LumiraDx.com</p>
<p>Pharmacists from the CCG</p>	<p>Purpose – to provide monitoring and advice in line with the national directive for prescribing. Anonymous data is collected by the CCG.</p> <p>Legal Basis – direct care.</p> <p>Data Processor – NHS Frimley CCG</p>
<p>MASH – Multi Agency Safeguarding Board - Safeguarding Children Safeguarding Adults</p>	<p>Purpose – We share information with health and social care authorities for safeguarding issues.</p> <p>Legal Basis - Because of public Interest issues, e.g. to protect the safety and welfare of Safeguarding we will rely on a statutory basis rather than consent to share information for this use.</p> <p>Data Processor – Multi Agency Safeguarding Authorities.</p>
<p>Risk Stratification</p>	<p>Purpose – Risk stratification is a process for identifying and managing patients who are at high risk of emergency hospital admission.</p> <p>Risk stratification tools use various combinations of historic information about patients, for example, age, gender, diagnoses and patterns of hospital attendance and admission and primary care data collected from GP practice record systems.</p>

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	<p>GPs will be able to identify which of their patients are at risk in order to offer a preventative service to them.</p> <p>Legal Basis - Risk stratification has been approved by the Secretary of State, through the Confidentiality Advisory Group of the Health Research Authority</p> <p>NHS England encourages GPs to use risk stratification tools as part of their local strategies for supporting patients with long-term conditions and to help and prevent avoidable hospital admissions and to promote quality improvement in GP practices.</p> <p>Data Processors – NHS South, Central and West Commissioning Support Unit (CSU) to assist us with providing Risk Stratification tools.</p> <p>Data Processing activities for Risk Stratification – The GP practice instructs its GP IT system supplier to provide primary care data identifiable by your NHS Number.</p> <p>Opting Out - If you do not wish information about you to be included in our risk stratification programme, please contact the GP Practice. They can add a code to your records that will stop your information from being used for this purpose. Further information about risk stratification is available from: https://www.england.nhs.uk/ourwork/tsd/ig/risk-stratification/</p>
<p>Quality monitoring, concerns and serious incidents</p>	<p>Purpose – We need to ensure that the health services you receive are safe, effective and of excellent quality. Sometimes concerns are raised about the care provided or an incident has happened that we need to investigate. You may not have made a complaint to us directly but the health care professional looking after you may decide that we need to know in order to help make improvements.</p> <p>Legal Basis – The health care professional raising the concern or reporting the incident should make every attempt to talk to you about this and gain your consent to share information about you with us. Sometimes they can do this without telling us who you are. We have a statutory duty under the Health and Social Care Act 2012, Part 1, Section 26, in securing continuous improvement in the quality of services provided.</p> <p>Data processor – We share your information with health care professionals that may include details of the care you have received and any concerns about that care. In order to look into these concerns we may need to talk to other organisations such as Fareham & Gosport and SE Hants CCG as well as other Public bodies and Government agencies such as NHS Improvement, the Care Quality Commission, NHS England as well as the providers of your care.</p>
<p>Commissioning, planning, contract</p>	<p>Purpose – We share aggregated, anonymous, patient data about services we have provided.</p>

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<p>monitoring and evaluation</p>	<p>Legal Basis - Our legal basis for collecting and processing information for this purpose is statutory. We set our reporting requirements as part of our contracts with NHS service providers and do not ask them to give us identifiable data about you.</p> <p>If patient level data was required for clarity and extensive evaluation of a service, consent will be gained for the surgery to share this information.</p> <p>Data Processor – Various organisations, CCG, third party organisations commissioned by the NHS to perform actuarial services, NHS England</p> <p>eConsult – anonymised aggregated numbers of contacts are shared for the online consultation tool.</p>
<p>National Registries</p>	<p>National Registries (such as the Learning Disabilities Register) have statutory permission under Section 251 of the NHS Act 2006, to collect and hold service user identifiable information without the need to seek informed consent from each individual service user.</p>
<p>Care Quality Commission</p>	<p>CQC has powers under the Health and Social Care Act 2008 to access and use information where they consider it is necessary to carry out their functions as a regulator.</p> <p>CQC relies on its legal powers to access information rather than consent, therefore may use its powers to access records even in cases where objections have been raised.</p> <p>CQC Privacy Notice is available on the CQC website</p>
<p>Surveys and asking for your feedback</p>	<p>Sometimes we may offer you the opportunity to take part in a survey that the practice is running. We will not generally ask you to give us any personal confidential information as part of any survey.</p> <p>Legal Basis – you are under no obligation to take part and where you do, we consider your participation as consent to hold and use the responses you give us.</p> <p>Data Processor – Survey Monkey, We love surveys</p>
<p>Screening</p>	<p>Purpose - To support disease monitoring and health prevention for specific patients</p> <p>Legal Basis - Your consent is sought either implicitly or explicitly. You are invited to be screened either by the practice or the screening provider directly. You can choose to consent or dissent at any point in the screening.</p>
<p>Hampshire County Council</p>	<p>Purpose - To support disease monitoring and health prevention for specific patients</p>

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	<p>Legal Basis - Your consent is sought either implicitly or explicitly. You are invited to be screened either by the practice or the screening provider directly. You can choose to consent or dissent at any point in the screening.</p>
<p>Other organisations who provide support services for us</p>	<p>Purpose - The Practice may use the services of additional organisations (other than those listed above), who will provide additional expertise to support the Practice.</p> <p>Legal Basis - We have entered into contracts with other organisations to provide some services for us or on our behalf.</p> <p>Confidential – Restore Datashred provide confidential waste destruction services</p> <p>Restore for the storage and transfer of patient notes</p> <p>NHS England use City Sprint to transfer medical records</p> <p>Continence and Stoma Service – for direct care in providing continence/stoma products and monitoring.</p> <p>i-Talk Counselling service</p> <p>Signposters</p> <p>Dementia Friendly</p> <p>Springboard</p> <p>Health Visitors</p> <p>Palliative Nurses</p> <p>Clinical Waste</p>
<p>Medication/Prescribing</p>	<p>Purpose : Prescriptions containing personal identifiable and health data will be shared with chemists/pharmacies, in order to provide Page 16 of 16 Privacy Notice – 18.05.20 patients with essential medication or treatment as their health needs dictate. This process is achieved either by face to face contact with the patient or electronically. Where patients have specified a nominated pharmacy they may wish their repeat or acute prescriptions to be ordered and sent directly to the pharmacy making a more efficient process. Arrangements can also be made with the pharmacy to deliver medication</p> <p>Legal Basis : Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller’ And Article 9(2)(h) as stated below Patients will be required to nominate a preferred pharmacy.</p> <p>Processor – Pharmacy of choice</p>
<p>General Practice Extraction Service (GPES)</p>	<p>Purpose – GP practices are required by law to provide data extraction of their patients personal confidential information for various purposes by NHS Digital. The objective of this data collection is on an ongoing basis to identify patients</p>

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<ol style="list-style-type: none"> 1. At risk patients data collection Version 3 2. Covid-19 Planning and Research data 3. CVDPREVENT Audit 4. Physical Health Checks for people with Severe Mental Illness 	<p>registered at General Practices who fit within a certain criteria, in order to monitor and either provide direct care, or prevent serious harm to those patients. Below is a list of the purposes for the data extraction, by using the link you can find out the detail behind each data extraction and how your information will be used to inform this essential work:</p> <ol style="list-style-type: none"> 1. At risk patients including severely clinically vulnerable 2. Covid-19 Planning and Research data, to control and prevent the risk of Covid-19 3. NHS England has directed NHS Digital to collect and analyse data in connection with Cardiovascular Disease Prevention Audit 4. GPES Physical Health Checks for people with Severe Mental Illness (PHSMI) data collection. <p>Legal Basis - All GP Practices in England are legally required to share data with NHS Digital for this purpose under section 259(1)(a) and (5) of the 2012 Act</p> <p>Further detailed legal basis can be found in each link.</p> <p>Any objections to this data collection should be made directly to NHS Digital. enquiries@nhsdigital.nhs.uk</p> <p>Processor – NHS Digital or NHS X</p>
<p>General Practice Data for Planning and Research (GPDPR)</p>	<p>Purpose: Patients personal confidential data will be extracted and shared with NHS Digital in order to support vital health and care planning and research. Further information can be found here</p> <p>Patients may opt out of having their Personal identifiable data shared for Planning or Research by applying a National Data Opt Out or a Type 1 Opt Out. Details of how to Opt Out can be found on our Privacy Notice. For the National Data Opt Out patients are required to register their preference below.</p> <p>https://www.nhs.uk/your-nhs-data-matters/</p> <p>For Type 1 Opt Out, which means that no personal confidential data will be shared outside of the practice for this purpose, patients can complete the form within the link and return it to their registered practice for action by the 23rd June 2021. https://nhs-prod.global.ssl.fastly.net/binaries/content/assets/website-assets/data-and-</p>

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	<p>information/data-collections/general-practice-data-for-planning-and-research/type-1-opt-out-form.docx</p> <p>Legal Basis : The legal basis for this activity can be found at this link : General Practice Data for Planning and Research: NHS Digital Transparency Notice - NHS Digital</p> <p>Processor: NHS Digital</p>
<p>Healthy.io Provider ACR Tests Kits</p>	<p>Summary of the Legal Basis for Processing and Sharing</p> <p>Unless a patient or client has objected to processing or joint processing and sharing and the sharing organisation has accepted the patient’s objection(s) the legal basis for sharing and viewing the shared records includes provisions of Section 251B of the Health and Social Care Act 2012 (as amended by the Health and Social Care (Safety and Quality) Act 2015):</p> <ol style="list-style-type: none"> 2. The sharing organisation must ensure that the information is disclosed to: <ol style="list-style-type: none"> (a) persons working for the sharing organisation (b) any other relevant health or adult social care commissioner or provider with whom the sharing organisation communicates about the individual; and 3. So far as the sharing organisation considers that the disclosure is: <ol style="list-style-type: none"> (a) likely to facilitate the provision to the individual of health services or adult social care in England (b) in the individual’s best interests. <p>Unless a patient has objected to processing or joint processing and sharing and the sharing organisation has accepted the patient’s objection the legal basis for viewing the shared records is also provided by General Data Protection Regulation:</p> <ol style="list-style-type: none"> 1. Article 6(1)e “processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller”; and 2. Article 9(2)h “processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services, on the basis of Union or Member state laws”. <p>Official authority and member state laws establish the legal bases that organisations rely upon for the need to share and jointly process data to deliver care and to plan and manage the delivery of care.</p>

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	<p>Where access to confidential data is legitimate, the common law duties of confidentiality are satisfied because consent to view a patient’s record is implied where the patient concerned agrees to be referred to a service or where the patient concerned refersthemselves or presents to a service. In general patients are made aware of data sharing either via ‘fair processing notices’, specific discussion with care staff or in most cases by both methods.</p> <p>Where confidential data has been anonymised in line with the Information Commissioner’s Office code of conduct for anonymisation the above legal basis is no longer a pre-requisite for processing the data.</p>
<p>Oviva Type 2 Diabetes Path to Remission Programme (T2DR) (Previously via Low Calorie Diet Programme(LCD))</p>	<p>Purpose: The NHS Type 2 Diabetes Remission Programme</p> <p>Legal Basis:</p> <ol style="list-style-type: none"> 1. Article 6(1)e “processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller”; 2. Article 9(2)h “processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services”; and <p>Processor: Oviva UK Ltd</p>
<p>Medical Examiner Officers RAS Triage Service - Frimley Health NHS Foundation Trust RDU01 – Specialty – Community Healthcare.</p>	<p>Purpose: Purpose: Medical records associated with deceased patients are outside scope of the UK GDPR. However, next of kin details are within the scope of the UK GDPR. We will share specified deceased patient records and next of kin details with the Medical Examiners within Frimley Health Foundation Trust.</p> <p>Legal Basis:</p> <p>Article 6(1)c “It is necessary under a legal obligation to which the controller is subject”</p> <p>Article 9(2)h “processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services”; and</p> <p>Processor: Medical Examiners service - Frimley Health Foundation Trust</p>

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<p>NHS APP'</p>	<p><i>We use the NHS Account Messaging Service provided by NHS England to send you messages relating to your health and care.</i></p> <p><i>You need to be an NHS App user to receive these messages.</i></p> <p><i>Further information about the service can be found at the privacy notice for the NHS App managed by NHS England"</i></p>
<p>Targeted Lung Health Checks</p> <p>Health Intelligence Ltd</p>	<p>InHealth (via its subsidiary Health Intelligence) is a data processor in relation to the data provided by General Practice to the TLHC. Thereafter InHealth will be the data controller in relation to the TLHC data collated during the patient consultations. InHealth will provide data to the Trust contracted Aidence (who will deliver the nodule measurement using AI software) and InHealth's sub-contracted HLH (who will deliver a Radiologist reporting service of the CT scans) for the purpose of this pilot.</p> <p>InHealth will arrange with participating GP Practices to export relevant patient data from the Practice's clinical system required by the Programme. A remotely accessed search (overseen by Practice staff) will be run on the Practice's clinical system and transferred back to InHealth over HSCN to be securely hosted in our data centre. Specifically, data on patients aged >55 to <75 years old and will host and process the following data:</p> <ol style="list-style-type: none"> 1. Demographic data: <ul style="list-style-type: none"> • NHS Number • Title • Forename • Surname • Date of Birth • Sex • Address • Postcode • Contact details • GP Practice and Date Registered 2. Administrative data: <ul style="list-style-type: none"> • Ethnic Group • Learning disability status • Main spoken language • Living alone 3. Relevant clinical data specified within the National dataset. This includes: <ul style="list-style-type: none"> • Smoking status • Smoking cessation advice offered • History of previous lung cancers • Family history of cancer • Respiratory conditions • Cardiovascular conditions • Osteoporosis & Osteopenia • Exposure to asbestos • Height/ Weight/ BMI <p>The embedded Data Export Definitions document defines the detailed list of clinical codes to be exported and hosted by InHealth from primary care clinical systems over HSCN (with the agreement of the participating GP Practice).</p> <p>Inclusion criteria:</p> <ul style="list-style-type: none"> • Adults aged between 55 and <75 year old

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	<ul style="list-style-type: none"> • Ever smoked tobacco <p>Exclusion criteria:</p> <ul style="list-style-type: none"> • On the palliative care register • Received a CT Thorax in the last 12 months • Have an active diagnosis of Lung Cancer • Extremely frail.
<p>Enhanced Lung Care Screening Programme - Pilot</p>	<p>Purpose: To identify patients and invite them to take part in an Enhanced Lung Care Screening. The purpose of this screening is to identify and treat lung conditions to improve outcomes.</p> <p>Legal Basis:</p> <p>Article 6(1)e “processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller”;</p> <p>Article 9(2)h “processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services”;</p> <p>Processor: InHealth</p>
<p>Shared Care Record</p>	<p>Purpose: In order for the practice to have access to a shared record, the Integrated Care Service has commissioned a number of systems including GP connect, which is managed by NHS England, to enable a shared care record, which will assist in patient information to be used for a number of care related services. These may include Population Health Management, Direct Care, and analytics to assist with planning services for the use of the local health population.</p> <p>Where data is used for secondary uses no personal identifiable data will be used.</p> <p>Where personal confidential data is used for Research explicit consent will be required.</p> <p>Legal Basis: Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller’ And Article 9(2)(h) Health data as stated below</p> <p>Processor: NHS England</p>
<p>General Practice Extraction Service (GPES)</p> <ol style="list-style-type: none"> 1. At risk patients data collection Version 3 2. CVDPREVENT Audit 	<p>Purpose – GP practices are required to provide data extraction of their patients personal confidential information for various purposes to NHS England. The objective of this data collection is on an ongoing basis to identify patients registered at General Practices who fit within a certain criteria, in order to monitor and either provide direct care, or prevent serious harm to those patients. Below is a list of the purposes for the data extraction, by using the link you can find out the detail behind each data extraction and how your information will be used to inform this essential work:</p>

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<p>3. Physical Health Checks for people with Severe Mental Illness</p> <p>National Obesity Audit</p>	<ol style="list-style-type: none"> 1. At risk patients including severely clinically vulnerable 2. NHS England has directed NHS England to collect and analyse data in connection with Cardiovascular Disease Prevention Audit 3. GPES Physical Health Checks for people with Severe Mental Illness (PHSMI) data collection. 4. National Obesity Audit - NHS Digital <p>Legal Basis - All GP Practices in England are legally required to share data with NHS England for this purpose under section 259(1)(a) and (5) of the The Health and Social Care Act 2012</p> <p>Further detailed legal basis can be found in each link.</p> <p>Any objections to this data collection should be made directly to NHS England. enquiries@nhsdigital.nhs.uk</p> <p>Processor – NHS England</p>
<p>Prospective online access</p>	<p>Purpose: To allow patients to access their GP medical record online via the NHS App. The view all documents and entries made into their record by the GP, including information sent to the GP Practice where exemptions do not apply. Where a patient has requested third party access (family/friends) to their medical records, it is the patient’s responsibility to ensure removal of this access if no longer required. Proxy access to the patient’s record will be limited unless the patient has requested full access.</p> <p>Legal Basis: UK GDPR:</p> <ul style="list-style-type: none"> • Article 6(1)(e) Necessary for the performance of a task carried out in the public interest • Article 9(2)(h) Necessary for provision of health and/or social care, including preventative or occupational medicine <p>Common Law Duty of Confidentiality (CLDC):</p> <ul style="list-style-type: none"> • The CLDC is satisfied as the data subjects are accessing their own data following sign up for a relevant app or platform and selecting the option to view their GP record. <p>Processor: NHS Digital, EMIS</p>

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<p>Medefer</p>	<p>Purpose: Early diagnosis of prostate cancer</p> <p>Legal Basis:</p> <ol style="list-style-type: none"> 1. Article 6(1)e “processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller”; 2. Article 9(2)h “processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services”; and <p>Processor: Medefer</p>
<p>GP Federation North Hampshire Urgent Care (NHUC)</p> <p>Urgent Care Centre</p>	<p>Purpose – Your medical record will be shared with NHUC in order that they can provide direct care services to the patient population. This could be in the form of video consultations, Minor injuries clinics, GP extended access clinics.</p> <p>Legal Basis - Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller’ And Article 9(2)(h) Health data as stated below</p> <p>Processor – North Hampshire Urgent Care (NHUC)</p>