

## THE ELMS MEDICAL PRACTICE - PRIVACY Notice

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June 2021

## 1. Introduction

This Privacy Notice has been written in line with the EU General Data Protection Regulation (GDPR) 2016, Data Protection Act 2018 and guidance from the [Information Commissioner](#) (IC).

## 2. What is this Privacy Notice about?

Privacy Notice is the conditions which have to be met for any activity involving personal data or special categories of personal data to be lawful. Being transparent and providing accessible information to individuals about how an organisation will use their personal information is a key element of data protection legislations. The most common way to provide this information is in a Privacy Notice.

This Privacy Notice tells you about information we collect and hold about you, the legal bases for collecting and holding the information, what we do with it, how we keep it secure (confidential), who we might share it with and what your rights are in relation to your information.

## 3. Who we are

**The Elms Medical Practice is a General Practice partnership providing primary medical care, including antenatal & postnatal care, to the population of the Hoo Peninsula in Kent, through contracts with the NHS**

## 4. Types of information we use

We use the following types of information/data:

- Personal data or sensitive personal/special categories of personal data such as:
  - demographics – name, address, date of birth, postcode, NHS number
  - racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, genetic data, biometric data for the purpose of uniquely identifying a natural person, medical/health data, sexual life or sexual orientation data.
- Pseudonymised - about individuals but with identifying details (such as name or NHS number) replaced with a unique code.
- Anonymised - about individuals but with identifying details removed.
- Aggregated - anonymised information grouped together so that it doesn't identify individuals.

## 5. What we use your personal data and special categories of personal data (known as or sensitive personal) for

We use and share information about you in a number of ways. These include:

**Primary uses** - information from your GP medical record which can be made available to other NHS and public sector organisations, including doctors, nurses and care professionals in order to help them make the best informed decision, and provide you with the best possible direct care delivery.

**Secondary uses** - information from your GP medical record involves extracting identifiable data and (usually) sharing that data with other NHS organisations, for the purpose of indirect care. Examples include using your information for [research](#), auditing, and healthcare planning (population health management).

## 6. Our identity and contact details

The Elms Medical Practice  
Tilley Close, Rochester  
ME3 9AE  
01634 250142

## 7. Our Data Protection Officer

Rachel Adams  
GP Data Protection Officer (DPO)  
NHS Kent and Medway Clinical Commissioning Group  
Unit A, Compass Centre North, Pembroke Road, Chatham Maritime, Kent, ME4 4YG  
Mobile: 07766 997930

## 8. Organisations we share your personal information with

We share information about you with other GPs, NHS acute or mental health Trusts, local authority, community health providers, pharmacists, commissioning organisations, medical research organisations and some specific non NHS organisations for the purposes of direct and indirect care delivery of care.

We are required under the law to provide you with the following information:

- How we process your personal data;
- the purpose of processing;
- recipient/categories of your personal data;
- the identity of our Data Protection Office;
- how long we retain personal information about you;
- the lawful bases for the sharing/processing and,
- your rights - to view, request access copies of your personal information, or object to the processing.

Included below is a table of the organisations we share information about you with split into the following categories. **In all cases, Controller and Data Protection Officer are as listed in section 6 and 7 above:**

- [Direct Medical Care and Administration](#)
- [Other primary care services delivered for the purposes of direct care](#)
- [Statutory Disclosures of Information](#)
- [Processing for the Purposes of Commissioning, Planning, Research and Risk Stratification](#)
- [Data Sharing Databases](#)
- [Data Processors](#)

a. Direct Medical Care and Administration			
Recipients or categories of recipients of the personal or special categories of personal data	Purpose of the processing and data retention periods	Lawful basis General Data Protection Regulation - Article 6 - - Article 9 -  Data Protection Act - Section 8 - - Section 10 - - Part 1 of Schedule 1 -	Your Rights
<p><b>NHS Trusts – Hospitals, Community or Mental Health Trusts.</b></p>	<p>Personal data concerning your GP medical record may be shared with NHS Trusts in order to enable their healthcare professionals make the best informed decision about your health needs, and provide you with the best possible care if you visit the hospital for routine care and referrals.</p> <p>Your personal information may also be processed for local administrative purposes such as:</p> <ul style="list-style-type: none"> <li>• Waiting list management;</li> <li>• local clinical audit;</li> <li>• Performance against local targets;</li> <li>• activity monitoring;</li> <li>• production of datasets to submit for commissioning purposes and national collections.</li> </ul>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21 and DPA Section 99, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and</p>

	<p>The source of the information shared in this way is your electronic GP record.</p> <p>In accordance with DPA Part 1, Schedule 1 (2) health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">Common Law of Duty of Confidentiality</a></p>	<p>compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way The Elms Medical Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Emergency Services (Ambulance trusts, police, A&amp;E departments, out of hours services, 111)</b></p>	<p>There are circumstances when intervention is necessary in order to save or protect a patient’s life or to prevent them from serious immediate harm, for example, during a collapse or diabetic coma or serious injury or accident. In many of these circumstances the patient may be unconscious or too ill to communicate.</p> <p>Medical professionals have a duty of care to share data in emergencies to protect their patients or other persons. In these circumstances, your GP medical record will be shared with emergency healthcare services, the police or fire service in order to enable you</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• Make pre-determined decisions about the type and extent of care you will receive in an emergency, these are known as “Advance Directives”;</li> <li>• access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for</li> </ul> </li> </ul>

	<p>receive the best treatment or service.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">Article 9 (2) (C) – the processing is necessary to protect the vital interests of the data subject;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 3, (30) (b) the conditions for protecting individual’s vital interests is met where the data subject is physically or legally incapable of giving consent.</a></p>	<p>the purposes of the processing.</p> <p><b>Right to object:</b> You have the right to object to some or all of your personal information being shared with the recipients. You also have the right to have an “Advance Directive” placed in your records and brought to the attention of relevant healthcare workers or staff.</p> <p>We will notify you at the earliest opportunity where we have shared your personal data in an emergency situation.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way <b>The Elms Medical Practice</b> process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:          Information Commissioner’s Office          Wycliffe House          Water Lane          Wilmslow          Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745          Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>PCN</b></p>	<p>PCN’s are groups of GPs (patient centered organisation), working collaboratively and developing closer integration with other partners across health, social and third sector</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your</li> </ul>

	<p>partners to facilitate an enhanced delivery of health and care services.</p> <p>Through various hubs in the community the PCN provide direct health and care services such as continued extended access, home visits, universal offers, musculoskeletal service, GP at front door and other neighbourhood services across <b>Medway</b>.</p> <p>If you visit receive treatment/consultation on any of these services, personal data concerning your GP medical record may be shared with the GP Federation and their Multidisciplinary Team (MDT) in order to enable them make the best informed decision about your health/care needs, and provide you with the best possible care.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p><a href="#">the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">Section 251B Health and Social Care (Safety and Quality Act) 2015 (Duty to Share);</a></p> <p><a href="#">Common Law of Duty of Confidentiality</a></p>	<p>personal information;</p> <ul style="list-style-type: none"> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way The Elms Medical Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:  Information Commissioner’s Office  Wycliffe House  Water Lane  Wilmslow  Cheshire</p>
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<p><b>Pharmacists - Medicines Optimisation</b></p>	<p>Medicines optimisation looks at the value which medicines deliver, making sure they are clinically-effective and cost-effective. It is about ensuring patients get the right choice of medicines, at the right time, and are engaged in the process by their clinical team.</p> <p>Medicines optimisation enables community pharmacies to request medication electronically from the Practice and view relevant information from your GP record in order to provide you with the best medicines.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House</p>



		<p><a href="#">Common Law of Duty of Confidentiality</a></p>	<p>Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Local Authority – Social Services</b></p>	<p><b>The Elms Medical Practice</b> works closely with Local Authorities to support and care for people of all ages to deliver the best possible social care.</p> <p>Personal data concerning your GP medical record may be shared with Local Authorities and Multidisciplinary Team (MDT) delivering social care in order to enable them make the best informed decision about your social care needs if required.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">GDPR Article 9(2) (b) – processing necessary in the field of employment, social security and social protection law;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the</p>

		<p><a href="#">care systems or services or social care systems or services.</a></p> <p><a href="#">In accordance with DPA Part 1, Schedule 1, (1a) the the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the controller or the data subject in connection with employment, social security or social protection;</a></p>	<p>right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Care Homes</b></p>	<p>Personal data concerning your GP medical record may be shared with Care Homes and other Multidisciplinary Team (MDT) delivering care in order to enable their care professionals make the best informed decision about your care needs, and provide you with the best possible care if you visit a Care Home.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care.</a></p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p>

		<p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) -health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p>	<p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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**b. Other primary care services delivered for the purposes of direct care**

Recipients or categories of recipients of the personal or special categories of personal data	Purpose of the processing and data retention periods	<p><b>Lawful basis</b>  <b>General Data Protection Regulation</b>                      - Article 6 -                      - Article 9 -</p> <p><b>Data Protection Act</b>                      - Section 8 -                      - Section 10 -                      - Part 1 of Schedule 1 -</p>	Your Rights
<b>Integrated Urgent Care Service (IUC)</b> - covering Out of Hours and NHS	<b>Integrated Urgent Care Service (IUC)</b> is an urgent care service delivered across Dartford, Gravesham, Swanley, Medway, Swale, East and West Kent for the provision of a	The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:  <a href="#">GDPR Article 6(1) (e) - public interest or in</a>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your</li> </ul>

<p>111 service</p>	<p>functionally integrated 24/7 urgent care access, clinical advice and treatment service for patients. IUC incorporates NHS 111 and Out of Hours (OOH) services, which is often referred to as an IUC Clinical Assessment Service.</p> <p>The purpose of IUC is to ensure that patients receive the best possible healthcare service in their community.</p> <p>If you visit the urgent care centre or call NHS 111 for health related needs, personal data in your GP record will be shared with healthcare professionals in order to enable them make the best the best informed decision about your health needs.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p><a href="#">the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) -health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislations:</b></p> <p><a href="#">Section 251B Health and Social Care (Safety and Quality Act) 2015 (Duty to Share);</a></p>	<p>personal information;</p> <ul style="list-style-type: none"> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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<p><b>Continuing Health Care (CHC)</b></p>	<p>NHS Continuing Health Care (CHC) is free care outside of hospital that is arranged and funded by the NHS to support living with complex medical conditions and on-going healthcare needs which can be delivered in the patient’s home, at their care home or in non-acute hospitals.</p> <p>CHC is free, unlike support from social services for which a fee may be charged, depending on your income and savings. CHC is different from NHS Funded Nursing Care, which some people with less complex needs living in care homes receive.</p> <p>If you require CHC needs personal data concerning your GP medical record will be shared with the care home or in non-acute hospitals looking after you.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislations:</b></p> <p><a href="#">Common Law of Duty of Confidentiality;</a>  <a href="#">Section 251B Health and Social Care (Safety</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office  Wycliffe House  Water Lane  Wilmslow  Cheshire</p>
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		<a href="#">and Quality Act) 2015 (Duty to Share);</a>	Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a>
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**c. Statutory Disclosures of Information**

Recipients or categories of recipients of the personal or special categories of personal data	Purpose of the processing and data retention periods	<p style="text-align: center;"><b>Lawful basis</b></p> <p style="text-align: center;"><b>General Data Protection Regulation</b></p> <p style="text-align: center;">- <i>Article 6</i> - - <i>Article 9</i> -</p> <p style="text-align: center;"><b>Data Protection Act</b></p> <p style="text-align: center;">- <i>Section 8</i> - - <i>Section 10</i> - - <i>Part 1 of Schedule 1</i> -</p>	Your Rights
<p><b>Safeguarding Concerns</b> – to prevent an individual, or to prevent a serious crime</p>	<p>Some members of public are recognised as needing safeguarding protection, for example children and vulnerable adults. If an individual is identified as being at risk from harm, we have a duty to do what we can to protect that individual, and we are bound ‘Safeguarding’ laws to do so.</p> <p>Where there is a suspected or actual safeguarding issue we will share information that we hold about you with other relevant agencies such as local Ambulance trusts, the police, A&amp;E departments, out of hours services, 111 or Social Services)</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following conditions:</p> <p><a href="#">Article 9 (2) (c) – the processing is necessary to protect the vital interests of the data subject;</a></p> <p><a href="#">Article 9(2) (b) – processing is necessary for the purposes of carrying out the obligations</a></p>	<p>This sharing is a legal and professional requirement and therefore there is no right to object.</p> <p><a href="#">The Children Act 1989</a> requires local authorities to investigate where a child is the subject of an emergency protection order, is in police protection or where there is a reasonable cause to suspect that a child is suffering or is likely to suffer harm.</p> <p>The Act requires the local authority to safeguard and promote the welfare of children who are in need, within their geographical area and to request help from specified authorities including General Practices, NHS Trusts, Clinical Commissioning Groups (CCGs) and NHS England.</p>

	<p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p><a href="#">and exercising specific rights of the controller or of the data subject in the field of employment and social security and social protection law;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 3, (30) (b) - the conditions for protecting individual’s vital interests is met where the data subject is physically or legally incapable of giving consent.</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 2 (18) (1a) - the conditions is met where the processing is necessary for protecting an individual from neglect or physical, mental or emotional harm, or protecting the physical, mental or emotional well-being of an individual</a></p> <p><b><u>Related Legislations:</u></b></p> <p><a href="#">Section 47 of The Children Act 1989.</a></p> <p><a href="#">Section 45 of the Care Act 2014</a></p>	<p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:                  Information Commissioner’s Office                  Wycliffe House                  Water Lane                  Wilmslow                  Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745                  Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><a href="#">The Care Quality Commission (CQC)</a></p>	<p>The Care Quality Commission (CQC) is a regulatory body established under the Health and Social Care Act. The CQC regulates health and social care services in England to ensure that safe health and care are provided. The law allows CQC to access identifiable patient data/medical records in our clinical system for the purposes of their assessment and investigation of significant safety incident.</p> <p>The data will be shared with the Care Quality</p>	<p>The processing of <b>personal data</b> is permitted under the following conditions:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p><a href="#">DPA Section 8 (d) - Processing is necessary for the exercise of statutory functions.</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is</p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:                         <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for</li> </ul> </li> </ul>

	<p>Commission, its officers and staff and members of the inspection teams that visit us from time to time.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p>permitted under the following conditions:</p> <p><a href="#">Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services</a></p> <p><a href="#">DPA Section 10 (1) (c) - health and social care purposes.</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1 (2) health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p>	<p>the purposes of the processing.</p> <p><b>Right to object:</b> You have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Law Enforcement and Regulatory Bodies</b></p>	<p>In some circumstances the Practice may be legally required to share personal information with law enforcements and regulatory bodies (without the consent of the data subject) such as: the Police; Courts of Justice; HMRC and DVLA for the purposes of prevention or detection of crime; apprehension or</p>	<p>The processing of <b>personal data</b> is permitted under the following conditions:</p> <p><a href="#">Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - Processing is necessary for the exercise of statutory functions.</a></p>	<p>This sharing is a legal and professional requirement and therefore there is no right to object. Personal data processed for these purposes are exempt for the first data protection principle (processed lawfully, fairly and in a transparent manner).</p> <p><b>Right to complain:</b> If you are dissatisfied with the</p>



	<p>prosecution of offenders; the assessment or collection of any tax or duty or, of any imposition of a similar nature.</p> <p>GPs are obliged to notify the DVLA when fitness to drive requires <i>notification but an individual cannot or will not notify the DVLA themselves, and if there is concern for road safety, which would be for both the individual and the wider public.</i></p> <p>The Practice will review each request based on its merits before deciding whether to release information to the ‘relevant authorities’.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following conditions:</p> <p><a href="#">Article 9 (2) (G) – the processing is necessary for reasons of substantial public interest</a></p> <p>In accordance with <a href="#">DPA Schedule 1, Part 2, (10) (1c) – the condition is met where the processing is necessary for the prevention or detection of an unlawful act</a></p>	<p>way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:</p> <p>Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Medico-Legal</b></p>	<p><b>Medico-Legal</b> - Where a medical professional is holding personal data for the purpose of providing medical reports in connection with legal action.</p> <p>The source of the information shared in this way is your electronic GP record.</p>	<p>The processing of <b>personal data</b> is permitted under the following conditions:</p> <p><a href="#">GDPR Article 6(1) (c) - processing for legal obligation;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following conditions:</p> <p><a href="#">GDPR Article 9 (2) (f) – the processing is necessary for the establishment, exercise or defence of legal claims;</a></p>	<p>This sharing is a legal and professional requirement and therefore there is no right to object.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:</p> <p>Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p>

		<p><a href="#">In accordance with DPA Schedule 1, Part 3, (33) - the conditions for processing for legal claims is met where it is in connection with, any legal proceedings including prospective legal proceedings or; for the purpose of obtaining a legal advice or; establishing exercising or defending legal rights.</a></p>	<p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><a href="#">General Medical Council (GMC)</a></p>	<p><b>General Medical Council (GMC)</b> is a public body that maintains the official register of medical practitioners within the United Kingdom. Its primary responsibility is ‘to protect, promote and maintain the health and safety of the public’ by controlling entry to the register, and suspending or removing members when necessary.</p> <p>Under the Medical Act 1983, the GMC has the power to request access to a patient’s medical records for the purposes of an investigation into a doctor’s fitness to practise.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b> All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p>The processing of <b>personal data</b> is permitted under the following conditions:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following paragraph:</p> <p><a href="#">Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House</p>

		<p><a href="#">health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">The Medical Act 1983</a></p>	<p>Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><a href="#">The Health Service Ombudsman (HSO)</a></p>	<p><b>The Health Service Ombudsman (HSO)</b> was set up by Parliament to provide an independent complaint handling service for complaints that have not been resolved by the NHS in England and UK government departments.</p> <p>The HSO has the power to request access to a patient’s medical records for the purpose of an investigation.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p>The processing of <b>personal data</b> is permitted under the following paragraph:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following paragraph:</p> <p><a href="#">Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way <b>the Practice</b> process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office</p>

		<p><a href="#">care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">The Health Services Commissioners Act 1993,s12</a></p>	<p>Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>NHS Counter Fraud</b></p>	<p>Under the NHS Act 2006, investigations into fraud in the NHS may require access to confidential patient information. This means that we are compelled by the law to share your data.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care.</a></p>	<p>The processing of <b>personal data</b> is permitted under the following paragraph:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following paragraph:</p> <p><a href="#">Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">S10 NHS Act 2006</a></p>	<p><b>Right to complain:</b> If you are dissatisfied with the way <b>the Practice</b> process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office</p> <p>Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>

<p><b><u>NHS Digital</u> – Statutory Data Collection</b></p>	<p>NHS Digital is a national information and technology partner to the health and social care system. NHS Digital use digital technology to transform the NHS and social care.</p> <p>Section 254 of the Health and Social Care Act enables NHS England to direct the HSCIC (now known as NHS Digital) on matters concerning the provision of NHS services in England. NHS England can instruct NHS Digital to:</p> <ul style="list-style-type: none"> <li>• put in place systems to collect and analyse information</li> <li>• develop or operate information or communication systems</li> </ul> <p>The list of current directions from NHS England to NHS Digital is available <a href="#">here</a>.</p> <p>NHS Digital carries out <a href="#">National Data collections/ extraction</a> from the GP record. Some of these are:</p> <p><b>National Diabetes Audit (NDA)</b> - A national monitoring system, auditing the care of patients with diabetes. The data extracted for the purpose of NDA includes NHS Number, date of birth and postcode, as well as clinical parameters related to diabetes. NDA is a mandatory data extraction under section <a href="#">259 of the Health and Social Care Act 2012</a>, this means that we are compelled by law to share your data</p> <p><b>Individual GP Level Data (IGPLD)</b> - A national monitoring system to enable NHS Digital to</p>	<p>The processing of <b>personal data</b> is permitted under the following condition:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">S259 of the Health and Social Care Act 2012</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object: You do not have the right to object as the sharing is a legal and professional requirement under the law.</b></p> <p>Whilst there is no right to object when we are complying with a legal obligation, NHS Digital respects Type 1 objections (9Nu0 read codes) present in the GP record and no data will be extracted and uploaded if so.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way <b>the Practice</b> process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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provide GPs with clinical information on the care provision for their patients. The data extracted includes the NHS number. IGPLD is a mandatory data extraction under [259 of the Health and Social Care Act 2012](#), this means that we are compelled by law to share your data

**FGM)** - NHS Digital collects data on FGM within the NHS in England on behalf of the Department of Health (DH). Data collected is used to produce information that helps improve NHS and local authorities to improve on how they support women and girls who have had or, who are at risk of FGM.

FGM Enhanced Dataset is a mandatory data extraction under section [259 of the Health and Social Care Act 2012](#), this means that we are compelled by law to share your data when required.

GPES – General Practitioner Extract Services  
The GPES is used to fulfill various directions by NHS Digital from NHS England.

For example the GPES Physical Health Checks for people with Severe Mental Illness. This sharing is done by NHS Digital under the direction of NHS England to collect and analyse data in connection with Physical Health Checks for people with Severe Mental Illness.

The data will allow monitoring of progress towards commitments set out in the Five Year

	<p>Forward View for Mental Health, reiterated in the NHS Long Term Plan and associated Mental Health Implementation Plan, to increase the number of people with Severe Mental Illness receiving physical health checks. Specific privacy notice for this is <a href="#">here</a>.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p>		
<p><a href="#">NHS England</a></p>	<p>NHS England is responsible for securing, planning, designing and paying for Primary Care &amp; Specialised NHS services not otherwise funded by Kent and Medway CCGs. This includes planned and emergency hospital care, mental health, rehabilitation, community and primary medical care (GP) services.</p> <p>We may often share personal information with NHS England potentially for safeguarding concerns that need escalating beyond our borough.</p> <p>Where required the Practice may also have to share staff personal information with NHS England for the purpose of allegations framework or performers list.</p>	<p>The processing of <b>personal data</b> is permitted under the following conditions:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following paragraph:</p> <p><a href="#">Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services.</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object: You do not have the right to object as the sharing is a legal and professional requirement under the law.</b></p> <p>If you wish to exercise any of your rights please</p>

	<p>The source of the information that may be shared in this instance are in the staff record and patient’s electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p><a href="#">the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p>	<p>contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way <b>the Practice</b> process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:          Information Commissioner’s Office          Wycliffe House          Water Lane          Wilmslow          Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745          Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><a href="#">National Cancer Diagnosis Audit (NCDA)</a>.</p>	<p>The National Cancer Diagnosis Audit (NCDA) looks at primary and secondary care data relating to patients diagnosed with cancer. It helps to understand pathways to cancer diagnosis, what works well and where improvements could be made.</p> <p>The audit looks specifically at clinical practice in order to understand:</p> <ul style="list-style-type: none"> <li>• interval length from patient presentation to diagnosis;</li> <li>• use of investigations prior to referral;</li> <li>• what the referral pathways for patients with cancer are and how they compare with those recorded by the cancer</li> </ul>	<p>The processing of <b>personal data</b> is permitted under the following conditions:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following paragraph:</p> <p><a href="#">Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services.</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1,</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object: You do not have the right to object as the sharing is a legal and professional requirement under the law.</b></p>



	<p>registry</p>	<p><a href="#">(2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p>	<p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way <b>the Practice</b> process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><a href="#">Public Health</a></p>	<p>Public Health England is an executive agency of the Department of Health and Social Care, and a distinct organisation with operational autonomy.</p> <p>The main purpose of the organisation is to protect and improve the health and wellbeing of citizens. These include the management of smoking, alcohol and obesity; management of epidemics and infections such as flu, measles, tuberculosis or outbreaks of food poisoning.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and</a></p>	<p>The processing of <b>personal data</b> is permitted under the following paragraph:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following condition:</p> <p><a href="#">GDPR Article 9(2) (i) – processing is necessary for reasons of public interest in the area of public health, such as protecting against serious cross-border threats to health or ensuring high standards of quality and safety of health care and of medicinal products or medical devices.</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared with the recipient.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO</p>

	<p><a href="#">Social Care.</a></p>	<p><a href="#">(3) (a) – the condition is met where the processing is necessary for reasons of public interest in the area of public health, and is carried out by or under the responsibility of a health professional, or by another person who in the circumstances owes a duty of confidentiality under an enactment or rule of law.</a></p> <p><b>Related Legislations:</b></p> <p><a href="#">The Health Protection (Notification) Regulations 2010 (SI 2010/659);</a></p> <p><a href="#">The Health Protection (Local Authority Powers);</a></p> <p><a href="#">Regulations 2010 (SI 2010/657)</a></p>	<p>and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way <b>the Practice</b> process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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**d. Processing for the Purposes of Commissioning, Planning, Research and Risk Stratification**

<p><b>Kent and Medway Clinical Commissioning Groups CCG (s)</b></p>	<p>Clinical Commissioning Group (CCGs) are responsible for securing, planning, designing and paying for your NHS services, including planned and emergency hospital care, mental health, rehabilitation, community and primary medical care (GP) services. This is known as ‘Commissioning’.</p> <p>In order to enable <b>Kent and Medway CCG(s)</b> carry out its statutory responsibilities effectively, efficiently and safely, we may share personal data about you with the CCG for the following purposes:</p> <ul style="list-style-type: none"> <li>• Individual Funding Requests;</li> </ul>	<p>The processing of <b>personal data</b> is permitted under the following condition:</p> <p><a href="#">Article 6(1) (e) - public interest or in the exercise of official authority.</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following paragraph:</p> <p><a href="#">Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared</p>
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	<ul style="list-style-type: none"> <li>• Continuing Health Care;</li> <li>• Appeals, queries or compliments; safeguarding concerns;</li> <li>• Commissioning purposes such as payment for target achievement known as Quality and Outcomes Framework (QOF); and where the Practice is participating in agreed national or local enhanced services.</li> </ul> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data retention period:</b> All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p> <p><b>Data Retention Period</b> All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>		<p>with the recipient.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>“Risk Stratification” (Population Health Management and Case Finding)</b></p> <p><b>Recipient: NHS England</b></p>	<p><b>The Practice</b> performs computerised searches of some or all of our records to identify individuals who may be at increased risk of certain conditions or diagnoses i.e. Diabetes, heart disease, risk of falling). Your records may be amongst those searched. This is often called “risk stratification” or “case finding”. These searches are sometimes carried out by Data Processors who link our records to other records that they access, such as hospital attendance records. The results of these</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of</b></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for</li> </ul> </li> </ul>

	<p>searches and assessment may then be shared with other healthcare workers, such as specialist, therapists, technicians etc. The information that is shared is to enable the other healthcare workers to provide the most appropriate advice, investigations, treatments, therapies and or care.</p> <p>Risk stratification can be grouped into two purposes namely:</p> <p><b>Direct Care</b> – ‘Case Finding’ where carried out by a health professional (e.g. GPs and Provider) involved in an individual’s care or by a data processor acting under contract with such a provider, it is treated as direct care.</p> <p><b>Indirect Care</b> - understand the local population needs and plan for future requirement.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p><b>personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">Section 251 NHS Act 2006</a></p>	<p>the purposes of the processing.</p> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared with the recipient for the purpose of Indirect Care.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way <b>the Practice</b> process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Research Partners</b></p>	<p>The Elms Medical Practice participates in projects and will only agree to do so if there is an agreed clearly defined reason for the research that is likely to benefit healthcare and patients. Such proposals will normally have a consent process, ethics committee approval, and will be in line with the principles of <a href="#">Article 89(1) of GDPR</a>.</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> </ul> </li> </ul>

	<p>Research organisations do not usually approach patients directly but will ask us to make contact with suitable patients to seek their consent. Occasionally research can be authorised under law without the need to obtain consent. This is known as the Section 251 arrangement.</p> <p>We may also use your medical records to carry out research within the practice. We share information with medical research organisations with your explicit consent or when the law allows:</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p>You have the right to object to the sharing of your personal health data concerning your GP medical for research purposes.</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p>The processing of <b>special categories of personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">Article 9 (2) (i) - for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89(1) based on Union or Member State law</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (4) - The condition for the processing is met where it is necessary for archiving purposes, scientific or historical research purposes or statistical purposes; carried out in accordance with Article 89(1) of the GDPR and DPA Section 19, and the processing is in the public interest.</a></p>	<ul style="list-style-type: none"> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared with the recipient.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Employment Processing</b></p>	<p>The Practice ensures the protection of the rights and freedoms in respect of the processing of its employees’ personal data, in particular for the purposes of the recruitment, obligations performance contract of employment, rights and benefits management planning, health and safety, equality and diversity in the workplace, health and safety at</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary</a></p>	<p><b>Employees have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of their personal information held by the Practice;</li> <li>• request rectification of any inaccuracy to their personal information;</li> <li>• restrict the processing of their personal information where:</li> </ul>

	<p>work.</p> <p>The Practice ensures that personal data it collects from employees are used only for employment related purposes or where there is a statutory obligation to share the personal information with to regulatory bodies (e.g. courts, police or NHS England).</p> <p><b>Data Retention Period</b></p> <p>All records held by the Practice will be kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a>.</p>	<p><a href="#">for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data</b> is permitted under the following conditions:</p> <p><a href="#">(2) (b): processing is necessary for the purposes of carrying out the obligations and exercising specific rights of the controller or of the data subject;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (1a) - the the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the controller or the data subject in connection with employment, social security or social protection;</a></p>	<ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> <p><b>Right to object:</b> Employees have a general right to raise an objection to the sharing personal data.</p> <p>If an employee wishes to exercise his/her rights they can contact the Practice (data controller) or the DPO and their request will be carefully considered.</p> <p><b>Right to complain:</b> If an employee is dissatisfied with the way the Practice process his/her personal data, they have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:</p> <p>Information Commissioner’s Office  Wycliffe House  Water Lane  Wilmslow  Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745  Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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e. Data Sharing Databases			
System/database	Purpose of the processing and data retention period	Lawful basis General Data Protection Regulation - Article 6 - - Article 9 -  Data Protection Act - Section 8 - - Section 10 - -Part 1 of Schedule 1 -	Your Rights
<p><a href="#">The Kent and Medway Care Record</a></p>	<p>The Kent and Medway Care Record (KMCR) is a single, shared care record for each patient who is cared for by the NHS or social services in Kent and Medway. Relevant information from the record will be able to be seen by all the health and care professionals who need to see it, and patients will be able to access their own records as well.</p> <p>The shared care record includes information about patients/servicer users recorded by acute hospitals, mental health, community health, social care and GP Practices.</p> <p>Healthcare professionals across Kent and Medway are able to access can access subsets of their patients/service users’ medical or social records from a single system in order to provide the best possible care.</p> <p>The source of the information shared in this way is your electronic GP record for the</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">Article 6(1) (c) - processing for legal obligation;</a></p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object or opt-out:</b> You have the right to raise an objection to your personal data being shared in <b>EMIS</b> with your Practice. Although we will first need to explain how this may affect the care you receive.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p>

	<p>purposes of direct patient care.</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p> <p>“GP records should be retained until 10 years after the patient's death or after the patient has permanently left the country, unless they remain in the European Union.</p> <p>Electronic patient records must not be destroyed or deleted for the foreseeable future.”</p>	<p><a href="#">necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">Section 251B Health and Social Care (Safety and Quality Act) 2015 (Duty to Share);</a></p> <p><a href="#">Common Law of Duty of Confidentiality</a></p>	<p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>EMIS Health Systems Local Record Sharing – Integrated Care:</b></p>	<p>EMIS Local Record Sharing enables your GP medical record held on our secure EMIS Web clinical system to be shared with other healthcare Providers (e.g. acute hospitals, mental and community health and other GPs) who are commissioned to provide to provide health care services within your borough.</p> <p>This local sharing is used to provide direct patient care for services such as continued extended access, home visits, universal offers, musculoskeletal service, GP at front door and other neighbourhood services across Medway.</p> <p>The information is accessed in real time and on-demand, meaning that data from your GP record is neither extracted, nor uploaded, nor sent anywhere in real time and on-demand,</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared with the recipients.</p>



	<p>meaning that data from your GP record is neither extracted, nor uploaded, nor sent anywhere.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <u>Records Management Codes of Practice for Health and Social Care</u></p>	<p><a href="#">social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">Common Law of Duty of Confidentiality</a></p>	<p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><a href="#">Healthcare Gateway</a></p>	<p><a href="#">Healthcare Gateway</a> is the system supplier of <a href="#">Medical Interoperability Gateway (MIG)</a> that can save hours of clinician time each day by providing healthcare professionals with instant access to real-time information about a patient.</p> <p><a href="#">The MIG</a> is a secure middleware technology which enables the two-way exchange of patient information between local healthcare settings. This helps the clinicians to make informed treatment decisions faster and improve the efficiency of care by preventing unnecessary hospital admissions/appointments and duplicated tests.</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared with the recipients.</p>

		<p><a href="#">social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b></p> <p><a href="#">Common Law of Duty of Confidentiality</a></p>	<p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b><a href="#">National NHS Digital Services “Spine” including:</a></b></p> <ul style="list-style-type: none"> <li>• <a href="#">Patient Demographics Service</a></li> <li>• <a href="#">e-Referral Service</a></li> <li>• <a href="#">Electronic Prescription Service</a></li> <li>• <a href="#">GP2GP</a></li> <li>• <a href="#">Summary Care Record</a></li> </ul>	<p><b>Spine</b> supports the IT infrastructure for health and social care in England, joining together over 23,000 healthcare IT systems in 20,500 organisations.</p> <p>It hosts 5 key services to support the delivery of your care. They enable healthcare professionals, authorised with an NHS smartcard, to view relevant information about you as follows</p> <p><b>Patient Demographics Service</b> – The Personal Demographics Service (PDS) is the national electronic database of NHS patient details such as name, address, date of birth and NHS Number (known as demographic information). It helps healthcare professionals to identify</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object or opt-out:</b> You have the right to raise an objection or opt-out of out of having an SCR by returning a completed <a href="#">opt-out form</a> to their GP practice. Although we will first need to</p>

<p>patients and match them to their health records. It also allows them to contact and communicate with patients.</p> <p><b>Summary Care Record (SCR)</b> – is an electronic record of important patient information, created from GP medical records. It can be seen and used by authorised staff in other areas of the health and care system involved in the patient's direct care.</p> <p>When your personal health records on your GP Record is uploaded to the spine, NHS Digital becomes the data controller for the uploaded information.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p>At a minimum, the SCR holds important information about;</p> <ul style="list-style-type: none"> <li>• current medication</li> <li>• allergies and details of any previous bad reactions to medicines</li> <li>• the name, address, date of birth and NHS number of the patient</li> </ul> <p>The patient can also choose to include additional information in the SCR, such as details of long-term conditions, significant medical history, or specific communications needs.</p> <p><b>e-Referral Service</b> - The NHS e-Referral Service (e-RS) combines electronic booking with a</p>	<p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p>	<p>explain how this may affect the care you receive.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:          Information Commissioner’s Office          Wycliffe House          Water Lane          Wilmslow          Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745          Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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	<p>choice of place, date and time for first hospital or clinic appointments. Patients can choose their initial hospital or clinic appointment, book it in the GP surgery at the point of referral, or later at home on the phone or online.</p> <p><b>Electronic Prescription Service</b> - The Electronic Prescription Service (EPS) sends electronic prescriptions from GP surgeries to pharmacies. Eventually EPS will remove the need for most paper prescriptions.</p> <p><b>GP2GP</b> - GP2GP allows patients' electronic health records to be transferred directly, securely, and quickly between their old and new practices, when they change GPs. This improves patient care by making full and detailed medical records available to practices, for a new patient's first and later consultations.</p> <p>The source of the information shared in all of the instances above in this way is your electronic GP record.</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p>		
<p><b>NHS Digital –</b></p>	<p>The national data opt-out applies to the</p>	<p>The processing of <b>personal data</b> is permitted</p>	<p><b>You have the right to:</b></p>

<p><b><a href="#">National Data Opt-Out</a></b></p>	<p>disclosure of confidential patient information for purposes beyond individual care (research and planning) across the health and adult social care system in England. In broad terms the national data opt-out applies unless there is a mandatory legal requirement or an overriding public interest for the data to be shared. The opt-out does not apply when the individual has consented to the sharing of their data or where the data is anonymised.</p> <p>Any person registered on the Personal Demographic Services (PDS) and who consequently has an NHS number allocated to them is able to set a <a href="#">national data opt-out</a>. The opt-out is stored in a central repository against their NHS number on the Spine.</p> <p>The national opt-out applies to a number of datasets including:</p> <p><b>National Clinical Audit of Rheumatoid and Early Inflammatory</b> - NHS Digital collects this data on behalf of the British Society for Rheumatology to improve the quality of care for patients with Rheumatoid and early.</p> <p><b>National Adult Community Acquired Pneumonia (CAP) Audit</b> - NHS Digital collects this data on behalf of the British Thoracic Society to assess variation in the care of patients hospitalised with pneumonia in the UK.</p>	<p>under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (2) - health or social care purposes means the purposes of preventive or occupational medicine; medical diagnosis; the provision of health care or treatment; the provision of social care, or the management of health care systems or services or social care systems or services.</a></p> <p><b>Related Legislation:</b> <a href="#">Section 251 NHS Act 2006</a></p>	<ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object or opt-out:</b> You have the right to raise an objection or opt-out of having your data shared for the purposes of indirect care (research and planning). You can do so via the <a href="#">national opt-out website</a></p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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**Trauma Audit & Research Network (TARN) -**  
NHS Digital collects this Confidential Patient Information on behalf (CPI) on behalf TARN

**Invoice Backing Data for Contracted Activity -**  
NHS Digital collects this data to enable Commissioners to determine if they are the responsible commissioner. It is important to point out that the national opt-out applies to contracted activity data that has not been rendered anonymous.

**Risk Stratification data for Indirect Care -** NHS Digital collects this data for data processors working on behalf of GPs and CCGs. The GP data is linked to other records that they access, such as hospital attendance records in order to enable the CCGs (commissioners) understand the local population needs and plan for future requirement.

The source of the information shared in this way is your electronic GP record.

The source of the information shared in all of the instances above in this way is your electronic GP record.

**Data Retention Period:**

All records held in the Practice EMIS system are kept for the duration specified in the [Records Management Codes of Practice for Health and Social Care](#)

<p><a href="#">Open Exeter</a></p>	<p>Open Exeter is a web-enabled viewer which provides the facility for healthcare professionals to share/access patient data held on the National Health Application and Infrastructure Services (NHAIS) systems, including cervical screening, breast screening, organ donor, blood donor and home oxygen.</p> <p>Access to Open Exeter is only possible on the N3 network, and via authorised logons/passwords provided by NHS Digital.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (1a) - the the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared in Open Exeter.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House</p>

		<a href="#">imposed or conferred by law on the controller or the data subject in connection with employment, social security or social protection;</a>	Water Lane Wilmslow Cheshire  Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a>
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<b>f. Data Processors</b>
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<b>System/database Recipients or categories of recipients of the personal or special categories of personal data</b>	<b>Purpose of the processing and data retention periods</b>	<b>Lawful basis General Data Protection Regulation - Article 6 - - Article 9 -  Data Protection Act - Section 8 - - Section 10 - -Part 1 of Schedule 1 -</b>	<b>Your Rights</b>
<a href="#">EMIS Health and Egton</a>	<p><b>EMIS Health and Egton</b> are responsible for the provision of a clinical system, software and IT services used by the Practice to securely store and process your medical record.</p> <p>All information about your personal health records are stored in your GP electronic record. This information is then available to practice staff &amp; external bodies as outlined in this document.</p> <p><b>Data Retention Periods:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for</a></p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:                             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to</p>



	<p><a href="#">Health and Social Care</a></p> <p>“GP records should be retained until 10 years after the patient's death or after the patient has permanently left the country, unless they remain in the European Union.</p> <p>Electronic patient records must not be destroyed or deleted for the foreseeable future.”</p>	<p><a href="#">treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (1a) - the the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the controller or the data subject in connection with employment, social security or social protection;</a></p>	<p>the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><a href="#">Docman and Docmail</a></p>	<p><a href="#">Docman Limited</a> act as a data processor and provides cloud-based storage software for electronic patient document. This includes letters that we receive, scan and upload to the patient record, as well as letters that we receive in an electronic format.</p> <p>Generally, Docman enables primary health care organisations capture, file, workflow, view and manage primary care documents efficiently.</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is</p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for</li> </ul> </li> </ul>

	<p><b>Docmail</b> enables primary health care organisations send letters, invoices and documents directly from computers and other portable devices.</p> <p>The source of the information shared in this way is your electronic GP record for the purposes of direct administrative patient care.</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p> <p>“GP records should be retained until 10 years after the patient's death or after the patient has permanently left the country, unless they remain in the European Union.</p> <p>Electronic patient records must not be destroyed or deleted for the foreseeable future.”</p>	<p>permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (1a) - the the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the controller or the data subject in connection with employment, social security or social protection;</a></p>	<p>the purposes of the processing.</p> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><a href="#">iPlato</a></p>	<p><b>iPlato</b> is cloud-based text messaging service used by GPs to communicate with their patients.</p> <p>The source of the information shared in this</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> </ul>

	<p>way is your electronic GP record for the purposes of direct administrative patient care.</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p> <p>“GP records should be retained until 10 years after the patient's death or after the patient has permanently left the country, unless they remain in the European Union.</p> <p>Electronic patient records must not be destroyed or deleted for the foreseeable future.”</p>	<p><a href="#">the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (1a) - the the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the controller or the data subject in connection with employment, social security or social protection;</a></p>	<ul style="list-style-type: none"> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> In line with the GDPR Article 21, you have a general right to raise an objection to the processing of your personal data in some particular circumstances. This right only applies where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:              Information Commissioner’s Office              Wycliffe House              Water Lane              Wilmslow              Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745              Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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<p><a href="#">Quality Medical Solutions UK (QMS-UK):</a></p>	<p>QMS-UK are commissioned by NHS England to provide secure data processing solutions for two services:</p> <p><b>Child Health Information Service</b> – information relating to children’s vaccinations is shared with <b>The Elms Medical Practice</b> who run one of 4 Child Health Information Services across <b>Kent and Medway</b></p> <p><b>National Diabetic Retinal Screening Service</b> – Diabetic eye screening is carried out in <b>Kent and Medway</b> by <a href="#">Health Intelligence</a></p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p> <p>“GP records should be retained until 10 years after the patient's death or after the patient has permanently left the country, unless they remain in the European Union.</p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (1a) - the the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the controller or the data subject in connection with employment, social security or social protection;</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where: <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared in QMS.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Apex</b></p>	<p>The Practice performs computerised searches</p>	<p>The processing of <b>personal data</b> is permitted</p>	<p><b>You have the right to:</b></p>

<p>of some or all of our records to identify individuals who may be at increased risk of certain conditions or diagnoses i.e. Diabetes, heart disease, risk of falling). Your records may be amongst those searched. This is often called “risk stratification” or “case finding”. These searches are sometimes carried out by Data Processors who link our records to other records that they access, such as hospital attendance records. The results of these searches and assessment may then be shared with other healthcare workers, such as specialist, therapists, technicians etc. The information that is shared is to enable the other healthcare workers to provide the most appropriate advice, investigations, treatments, therapies and or care.</p> <p>Risk stratification can be grouped into two purposes namely:</p> <p><b>Direct Care</b> – ‘Case Finding’ where carried out by a health professional (e.g. GPs and Provider) involved in an individual’s care or by a data processor acting under contract with such a provider, it is treated as direct care.</p> <p><b>Indirect Care</b> - understand the local population needs and plan for future requirement.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for</a></p>	<p>under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (1a) - the the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the controller or the data subject in connection with employment, social security or social protection;</a></p> <p><b>Related Legislation:</b> <a href="#">Section 251 NHS Act 2006</a></p>	<ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared for the purpose of risk stratification.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
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	<p><a href="#">Health and Social Care</a></p>		
<p><b>Research organisations</b></p>	<p>To enable healthcare professionals working for the Practice to provide information, derived from GP records, about individuals to accredited research organisations.</p> <p>This covers research situations where the data controller (Practice) is approached by research organisations, directly, to recruit patients for studies.</p> <p>Any research proposal will only be agreed with a clearly defined protocol, consent mechanisms, and relevant research ethics committee approval, and in line with the principles of <a href="#">Article 89(1) of the EU GDPR</a>.</p> <p>Research organisations do not approach patients directly, rather the practice will invite appropriate patients directly seeking their wish to take part.</p> <p>This Privacy Notice does not cover situations where Practice has been approached by an organisation seeking personal data concerning health to be disclosed in the absence of consent, i.e. via <b>Related Legislation:</b> <a href="#">Section 251 NHS Act 2006</a> / <a href="#">Health Research Authority (HRA)</a> approval.</p> <p>The source of the information shared in this way is your electronic GP record.</p>	<p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 9 (2) (h) - processing is necessary for medical or social care treatment or, the management of health or social care systems and services;</a></p> <p><a href="#">DPA Section 10 (1) (c) – processing is necessary for health and social care purposes;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">Article 9 (2) (i) - for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89(1) based on Union or Member State law</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (4) - The condition for the processing is met where it is necessary for archiving purposes, scientific or historical research purposes or statistical purposes; carried out in accordance with Article 89(1) of the GDPR and DPA Section 19, and the processing is in the public interest.</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared for the purpose of risk stratification.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at: Information Commissioner’s Office Wycliffe House Water Lane Wilmslow Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745</p>

	<p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p>	<p><b>Related Legislation:</b></p> <p><a href="#">Section 251 NHS Act 2006</a></p>	<p>Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>PHS Data Solutions</b></p>	<p>To provides solutions for records management, data backup and recovery, document management, secure storage, and accredited data destruction.</p> <p>The source of the information shared in this way is your electronic GP record.</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">Article 9 (2) (i) - for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89(1) based on Union or Member State law</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (4) - The condition for the processing is met where it is necessary for archiving purposes, scientific or historical research purposes or statistical purposes; carried out in accordance with Article 89(1) of the GDPR and DPA Section 19, and the processing is in the public interest.</a></p>	<p><b>You have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of your personal information;</li> <li>• request rectification of any inaccuracy in your personal information;</li> <li>• restrict the processing of your personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> You have a general right to raise an objection to your personal data being shared for the purpose of risk stratification.</p> <p>If you wish to exercise any of your rights please contact the Practice (data controller) or the DPO and your request will be carefully considered.</p> <p><b>Right to complain:</b> If you are dissatisfied with the way the Practice process your data, you have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:              Information Commissioner’s Office              Wycliffe House              Water Lane              Wilmslow</p>

			<p>Cheshire</p> <p>Tel: 0303 123 1113 or 01625 545 745          Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></p>
<p><b>Pinnacle</b></p>	<p>The supplier Pinnacle provides practices with a software solution to enable the recording of Human Resources related information of its employees’ personal data, in particular for the purposes of the recruitment, obligations performance contract of employment, rights and benefits management planning, health and safety, equality and diversity in the workplace, health and safety at work.</p> <p>The Practice ensures that personal data it collects from employees are used only for employment related purposes or where there is a statutory obligation to share the personal information with to regulatory bodies (e.g. courts, police or NHS England).</p> <p><b>Data Retention Period:</b></p> <p>All records held in the Practice EMIS system are kept for the duration specified in the <a href="#">Records Management Codes of Practice for Health and Social Care</a></p>	<p>The processing of <b>personal data</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">GDPR Article 6(1) (e) - public interest or in the exercise of official authority;</a></p> <p><a href="#">DPA Section 8 (d) - processing is necessary for the exercise of statutory functions;</a></p> <p>The processing of <b>special categories of personal data concerning health</b> is permitted under the following GDPR and DPA conditions:</p> <p><a href="#">Article 9(2) (b) – processing is necessary for the purposes of carrying out the obligations and exercising specific rights of the controller or of the data subject in the field of employment and social security and social protection law;</a></p> <p><a href="#">In accordance with DPA Schedule 1, Part 1, (1a) - the processing for employment, social security and social protection is met where it is for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the</a></p>	<p><b>Employees have the right to:</b></p> <ul style="list-style-type: none"> <li>• To access, view or request copies of their personal information held by the Practice;</li> <li>• request rectification of any inaccuracy to their personal information;</li> <li>• restrict the processing of their personal information where:             <ul style="list-style-type: none"> <li>✓ accuracy of the data is contested,</li> <li>✓ the processing is unlawful or,</li> <li>✓ where we no longer need the data for the purposes of the processing.</li> </ul> </li> </ul> <p><b>Right to object:</b> Employees have a general right to raise an objection to the sharing personal data.</p> <p>If an employee wishes to exercise his/her rights they can contact the Practice (data controller) or the DPO and their request will be carefully considered.</p> <p><b>Right to complain:</b> If an employee is dissatisfied with the way the Practice process his/her personal data, they have the right to appeal/complain to the Information Commissioner (IC). The IC can be contacted at:          Information Commissioner’s Office</p>



June 2021

		<a href="#">controller or the data subject in connection with employment, social security or social protection;</a>	Wycliffe House Water Lane Wilmslow Cheshire  Tel: 0303 123 1113 or 01625 545 745 Email: <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a>
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## 9. What is EMIS Systems Local Record Sharing?

Your GP medical record is held on our secure clinical system called **EMIS Web**. This clinical system allows for local record sharing with other healthcare providers who are commissioned in your area to provide care (e.g. acute hospitals, mental and community health). Through this record sharing, clinicians are able to see clinical information entered by other organisations who are party to the **EMIS Web** local record sharing agreement.

This local sharing is used to provide direct patient care for services such as continued extended access, home visits, universal offers, musculoskeletal service, GP at front door and other neighbourhood services across Medway in line the local Care delivery strategy and the NHS STP.

It also enables specific GPs identify their patients with highly complex, multiple morbidity and/or frailty, who might benefit from targeted multi-disciplinary team support as part of case management and care planning (the "Case Finding Purpose").

### How will my information be made available?

The information is accessed in real time and on-demand, meaning that data from your GP record is neither extracted, nor uploaded, nor sent anywhere. The data remains within your GP EMIS database and users are allowed read-view access only. If you have any concerns regarding EMIS local record sharing you can opt out by speaking to your GP Surgery.

## 10. What do we use anonymised data for?

We use anonymised data to plan health care services. Specifically we use it to:

- check the quality and efficiency of the health services we provide;
- prepare performance reports on the services we provide and,
- review the healthcare we provide in order they are of the highest standard.

## 11. Details of data linkage with other datasets

Data may be de-identified and linked so that it can be used to improve health care and development and monitor NHS performance. Where data is used for these statistical purposes, stringent measures are taken to ensure individual patients cannot be identified.

When analysing current health services and proposals for developing future services it is sometimes necessary to link separate individual datasets to be able to produce a comprehensive evaluation. This may involve linking primary care GP data with other data such as secondary uses service (SUS) data (inpatient, outpatient and A&E). In some cases there may also be a need to link local datasets which could include a range of acute-based services such as radiology, physiotherapy, audiology etc, as well as mental health and community-based services such as Improving Access to Psychological Therapies (IAPT), community nursing, podiatry etc. When carrying out this analysis, the linkage of these datasets is always done using a unique identifier that does not reveal a person's identity.

The organisation responsible for processing de-identified and linked data under this category, on behalf of the Practice is Kent and Medway CCG. We ensure that the data processor is legally and contractually bound to operate and prove security arrangements are in place where data that could or does identify a person are processed.

## 12. What safeguards are in place to ensure data that identifies me is secure?

We only use information that may identify you in accordance with the GDPR 2016 and DPA 2018. These legislations require us to process your data only if there is a lawful basis for doing so and that any processing must be fair, lawful and transparent.

We also ensure the information we hold is kept in secure locations, restrict access to information to authorised personnel only, protect personal and confidential information held on equipment such as laptops with encryption (which masks data so that unauthorised users cannot see or make sense of it).

Our appropriate technical and security measures include:

- The ability to ensure ongoing confidentiality, integrity, availability and resilience of our systems;
- the ability to quickly restore availability and access to personal information in the event of a physical or technical incident; and
- a process regularly testing, assessing and evaluating the effectiveness of security measures, and ensure they comply with the concept of privacy by design and default.

The NHS Digital Code of Practice on Confidential Information applies to all of our staff, and they are required to protect your information, inform you of how your information will be used, and allow you to decide if and how your information can be shared. All Practice staff are trained to ensure information is kept confidential.

We are registered with the Information Commissioner's Office (ICO) as a data controller and collects data for a variety of purposes. A copy of the registration is available through the [ICO website](#). You can search by our Practice name or ICO Data Protection Register number

## 13. What are your rights?

Where information from which you can be identified is held, you have the:

- Right of access to view or request copies of the records
- Right to rectification of inaccurate personal data or special categories of personal data
- Right to restriction of the processing of your data where accuracy of the data is contested, processing is unlawful or where we no longer need the data for the purposes of the processing
- Right to object to any automated individual decision-making
- Right to data portability by requesting the data which you provided to us (not data generated by us) in a structured, commonly used machine readable format. Your right to portability applies only where:
  - data is processed by automated means, and
  - you provided consent to the processing or,
  - the processing is necessary for the fulfilment of a contract

These rights will only apply where we cannot demonstrate compelling legitimate grounds for continued processing of your personal data for the purposes of direct provision of care, and compliance with a legal obligation to which we are subject.

**Your right to erasure (right to be forgotten)** will only apply where you had given ‘consent’ to process your personal health data and later withdrew the consent, **and does not apply to the extent** where the processing of your personal health data is necessary for:

- [Compliance with a legal obligation which we are subject to, under the UK law or, for the performance of a task carried out in the public interest or, in the exercise of official authority vested on us;](#)
- [medical purposes and/or for reasons of public interest in the area of public health; archiving purposes in the public interest, scientific or historical research purposes or statistical purposes;](#)  
[the establishment, exercise or defence of legal claims](#)

You can exercise your rights at any time by contacting the Practice (data controller) or the Data Protection Officer (DPO) at the address below, although we will first need to explain how this may affect the care you receive and any overriding legitimate grounds for the processing that may apply.

## 14. Gaining access to the data we hold about you

You have the right to see or have a copy of personal data we hold that can identify you. You do not need to give a reason to see your data. However, some information may be withheld under some exceptional circumstances.

If you want to access your personal information you must do so in writing by **completing our Subject Access Request (SAR) form**: [General Data Protection Regulation \(elmsmedicalkent.nhs.uk\)](https://www.elmsmedicalkent.nhs.uk) and then **send it to:**

**Steph Smith, Practice Manager**

**The Elms Medical Practice, Tilley Close, Rochester. ME3 9AE**

## 15. 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.

### g. What sort of information can I request?

In theory, you can request any information that the Practice holds that does not fall under an exemption under the FOI Act. You may not ask for information that is covered by the Data Protection Act or EU General Data Protection Regulation (GDPR) under FOIA. However, you can request this under a Subject Access Request – see section above ‘Gaining access to the data we hold about you’.

### h. How do I make a request for information?

Your request must be in writing and can be posted to:

**The Elms Medical Practice, Tilley Close, Rochester. ME3 9AE**

## 16. Glossary of Terms

**Common Law of Duty of Confidentiality** - is not written out in one document like the GDPR or an Act of Parliament. Common Law is also referred to as 'judge-made' or case law. In practice, this means that all patient/client information, whether held on paper, computer, visually or audio recorded, or held in the memory of the professional, must not normally be disclosed without the consent of the patient/client. However, where the disclosure/sharing of the patient/client information is for the purpose of Direct Care consent to such disclosure/sharing may be implied where it is informed, given there is a legitimate relationship between the patient/client and the health professional.

**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** – 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 of uniquely identifying a natural person, data concerning health or data concerning a natural person's sex life or sexual orientation shall be prohibited.