

How your information is shared so that this practice can meet legal requirements

The law requires Gateacre Brow Surgery to share information from your medical records in certain circumstances. Information is shared so that the NHS or Public Health England can, for example.

- Plan and manage services
- Check that care being provided is safe
- Prevent infectious diseases from spreading

We will share information with NHS Digital, the CARE Quality Commission and local health protection team (or Public Health England) when the law requires us to do so. We must also share your information if a court of law orders us to do so.

Please see below for more information.

NHS DIGITAL

- NHS Digital is a national body which has legal responsibilities to collect information about health and social care services.
- It collects information from across the NHS in England and provides reports on how the NHS is performing. These reports help to plan and improve services to patients.
- This practice must comply with the law and will send data to NHS Digital, for example, when it is told to do so by the Secretary of State for health or NHS England under the Health and Social Care Act 2012
- More information about NHS Digital and how it uses information can be found at <https://digital.nhs.uk/home>

Care Quality Commission (CQC)

- The CQC regulates health and social care services to ensure that safe care is provided
- The law says that we must report certain serious events to the CQC, for example when patient safety has been put at risk.
- For more information about the CQC see <http://www.cqc.org.uk/>

Public Health

- The law requires us to share data for public health reasons, for example to prevent the spread of infectious diseases or other diseases which threaten the health of the population
- We will report the relevant information to local health protection team or Public Health England.
- For more information about Public Health England and disease reporting see <https://www.gov.uk/guidance/notifiable-diseases-and-causative-organisms-how-to-report>

1) Data Controller contact details	Dr Udit Gupta Gateacre Brow Surgery 1 Gateacre Brow Liverpool L25 3PA 0151 295 9595
2) Data Protection Officer contact details	Dr Fran Watkins Gateacre Brow Surgery 1 Gateacre Brow Liverpool L25 3PA
3) Purpose of the processing	To provide the Secretary of State and others with information and reports on the status, activity and performance of the NHS. The provide specific reporting functions on indentified.
4) Lawful basis for processing	The legal basis will be <i>Article 6(1)(c) “processing is necessary for compliance with a legal obligation to which the controller is subject.”</i> And <i>Article 9(2)(h) “processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services on the basis of Union or Member State law or pursuant to contract with a health professional and subject to the conditions and safeguards referred to in paragraph 3;”</i>
5) Recipient or categories of recipients of the shared data	The data will be shared with NHS Digital according to Care Quality Commission. Local Health Protection Team/Public health England Court Of Law if ordered

<p>6) Rights to object</p>	<p>There are very Limited rights to object when the law requires information to be shared but government policy allows some rights of objection</p> <p>NHS Digital You have the right to object to information being shared with NHS Digital for reasons other than your own direct care. This is called a TYPE 1 objection – practice can Apply this code to your records. Please note the TYPE1 objection, however will no longer be available after 2020 This means you will not be able to object to your data being shared with NHS Digital when it is legal required under the Health and Social Care Act 2012</p> <p>Public Health Legally information must be shared under public health legislation. This means that you are unable to object</p> <p>Care Quality Commission Legally information must be shared when the Care Quality Commission requests and needs it for their regulatory functions. This means that you or are unable to object</p> <p>Court Order Your information must be shared if ordered by a court, this means that you are unable to object</p>
<p>7) Right to access and correct</p>	<p>You have the right to access your medical record and have any errors or mistakes corrected. Please speak to a member of staff. We are not aware of any circumstances in which you will have the right to delete correct information from your medical record, although you are free to obtain your own legal advice if you believe there is no lawful purpose for which we hold the information and contact us if you hold a different view.</p>
<p>8) Retention period</p>	<p>GP Medical records will be kept in line with the law and national guidance. Information on how long records are kept can be found at https://digital.nhs.uk/article/2012/Records-Management-code-of-practice-for-health-and-social-care-2016 Or speak to the practice</p>
<p>9) Right to Complain.</p>	<p>You have the right to complain to the Information Commissioner’s Office, you can use this link https://ico.org.uk/global/contact-us/ or calling their helpline Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate)</p>