

Privacy Notice – NHS Digital

<p>NHS Digital is the secure haven* for NHS patient data, a single secure repository where data collected from all branches of the NHS is processed. NHS Digital provides reports on the performance of the NHS, statistical information, audits and patient outcomes (https://digital.nhs.uk/data-and-information). Examples include; A/E and outpatient waiting times, the numbers of staff in the NHS, percentage target achievements, payments to GPs etc and more specific targeted data collections and reports such as the Female Genital Mutilation, general practice appointments data and English National Diabetes Audits. GPs are required by the Health and Social Care Act to provide NHS Digital with information when instructed. This is a legal obligation which overrides any patient wishes. These instructions are called “Directions”. More information on the directions placed on GPs can be found at https://digital.nhs.uk/article/8059/NHS-England-Directions- and www.nhsdatasharing.info</p>	
1) Data Controller contact details	York Medical Group
2) Data Protection Officer contact details	Dr David Geddes VOYCCG.YMGpostmaster@nhs.net
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	<p>The legal basis will be</p> <p><i>Article 6(1)(c) “processing is necessary for compliance with a legal obligation to which the controller is subject.”</i></p> <p>And</p> <p><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></p>
5) Recipient or categories of recipients of the shared data	The data will be shared with NHS Digital according to directions which can be found at https://digital.nhs.uk/article/8059/NHS-England-Directions-

Acomb
199 Acomb Road
YORK YO24 4HD
T: 01904 342999

Monkgate
35 Monkgate
YORK YO31 7PB
T: 01904 206862

Woodthorpe & Dringhouses
40 Moorcroft Road
YORK YO24 2RQ
T: 01904 706881

32 Clifton
32 Clifton
YORK YO30 6AE
T: 01904 653834

Tower Court
Oakdale Road
Clifton Moor
YORK YO30 4RZ
T: 01904 479111

Skelton
St Giles Road
Skelton
YORK YO30 1XX
T: 01904 479111

Water Lane
Water Lane
YORK YO30 6PS
T: 01904 623259

York St John University
Lord Mayor’s Walk
YORK YO31 7EX
T: 01904 724775

6) Rights to object	<p>You have the right to object to some or all of the information being shared with NHS Digital. Contact the Data Controller or the practice.</p> <p>Government policy allows some rights of objection; 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 – you can ask your practice to apply this code to your record. This means none of your data will be shared with NHS Digital, none will leave the practice. Type 1 objections will according to existing policy no longer be available after 2020. The Government has proposed a new national Opt Out scheme that is due to be launched soon. We will update this PN when details are available.</p>
7) Right to access and correct	<p>You have the right to access the data that is being shared and have any inaccuracies corrected. There is no right to have accurate medical records deleted except when ordered by a court of Law.</p>
8) Retention period	<p>The data will be retained for active use during the processing and thereafter according to NHS Policies and the law.</p>
9) Right to Complain.	<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/</p> <p>or calling their helpline Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate)</p> <p>There are National Offices for Scotland, Northern Ireland and Wales, (see ICO website)/</p>

* The BMA has serious concerns regarding the status of NHS Digital as a “safe haven” and is not confident it has acted as a secure repository for patient data. See (https://www.bma.org.uk/-/media/files/pdfs/collective%20voice/influence/uk%20governments/bma-submission-to-hoc-health-cttee-on-the-mou_final.pdf?la=en)