



The Corner Surgery Southport

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Detailed Privacy Notice & Data Processing Register

Updated 2nd June 2024

1. Introduction

The UK Data Protection Act (DPA) 2018 brings the provisions of the EU General Data Protection Regulation (GDPR) 2016 into UK law. The Act also legislates in areas where the GDPR allows flexibility at a national level, introduces legislation on processing for law enforcement and intelligence purposes, and makes provision for the Information Commissioner's Office (ICO) as the UK Supervisory Authority.

This Detailed Privacy Notice (otherwise known as a Fair Processing Notice) has been written in line with the GDPR and the DPA 2018. A Privacy Notice Poster and Leaflet are also available, which offer more accessible summaries of the information in this Detailed Privacy Notice.

2. What Is Meant By Fair Processing?

Fair Processing is the conditions that have to be met for any activities 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 information is a key element of data protection legislations.

This Detailed Privacy Notice is designed to meet these obligations, by telling you about the information we collect and hold about you, the legal basis for this, what we do with this, how we keep it secure (confidential), who we might share it with, and what your rights are in relation to your information.

3. Who Are We?

We are The Corner Surgery, Southport, a NHS General Practice (GP) located at 117 Fylde Road, Southport, Merseyside, PR9 9XP, UK.

4. Why And How Do We Collect Information About You?

Healthcare professionals who provide you with care are required by law to maintain records about your health and any treatment or care you have received within any NHS organisation. These records help to provide you with the best possible healthcare and ensure the effective management of the local NHS system.

Your information will be collected either electronically (using secure NHS Mail or a secure electronic transfer over an NHS encrypted network connection) or physical information

will be sent to your practice in written form. This information will be retained within your GP's electronic patient record or within your physical medical records.

5. What Information Do We Collect About You?

The healthcare professionals who provide you with care maintain records about your health and any treatment or care you have received previously or elsewhere, e.g. NHS Hospital Trusts, other GP Surgeries, Out of Hours GP Centres, A&E Departments and Walk-in Clinics. Records which we may hold about you may include the following:

- *Personal Data* – meaning any information relating to an identifiable person who can be directly or indirectly identified from the data; this may include but is not limited to the following:
 - Your name, date of birth and NHS number
 - Your address, postcode, telephone numbers and email address
 - Your next of kin emergency contact details
- *Sensitive/ Special Category Data* – for example:
 - Any contact the practice has had with you, such as appointments, clinic visits, immunisations, emergency appointments and admissions
 - Notes and reports about your health, treatment and care, including results of laboratory and radiological investigations
 - Relevant information from other health professionals, relatives or those who care for you, or information provided to the practice by you
 - Social care status, racial/ethnic origin, political opinions, union membership, religious/philosophical beliefs, genetic data, and sexual life/orientation.

6. How Do We Keep Your Information Safe?

We ensure the information we hold is kept in secure locations, restrict access to information to authorised personnel only, and protect personal and confidential information held on equipment held on equipment such as laptops with encryption.

Your contemporaneous GP NHS health records are kept electronically. Our GP records database is hosted by EMIS Health Ltd., which is acting as a Data Processor. All information is stored on their secure servers in Leeds and UK-based AWS servers, protected by appropriate security, with access restricted to authorised personnel.

We also ensure Data Processors that support us are legally and contractually bound to operate, and can prove security arrangements are in place where data that could or does identify a person are processed.

7. How Do We Keep Your Information Confidential?

The Common Law Duty of Confidentiality (CLDC) means that all patient information, whether held on paper or another record, or held in the memory of the health professional, must not normally be shared without the patient's consent. However, where sharing is for the purposes of direct care, consent to such sharing may be implied where it is informed, given there is a legitimate relationship between the patient and the health professional.

We maintain our duty of confidentiality to you always. We will only ever use or pass on information about you if others involved in your care have a genuine need for it. We will

not disclose your information to any third party without your permission unless there are exceptional circumstances, i.e. life or death situations, or where the law requires information to be passed on.

Confidential patient data will be shared within the healthcare team at the practice, including medical, nursing and administrative staff; they are all trained to ensure your information is kept confidential. We also share medical records with other healthcare teams to whom a patient is referred; these individuals have a professional and contractual duty of confidentiality. Information is shared on a need to know basis and event by event.

8. Why and How Do We Use Your Information?

We use and share information about you in a number of ways, including:

- *Primary Uses* – information from your GP NHS health 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 NHS health record, where identifiable data is extracted and shared, usually with other NHS organisations, for the purposes of indirect care; e.g. population health management, national screening campaigns, managing the NHS/ making payments, and checking the quality of care provided.

Other types of information may also be used by other NHS authorities to help check the quality and efficiency of the care we provide, and for statistical purposes to help improve or develop healthcare and monitor wider NHS performance:

- *Pseudonymised* – about individuals but with identifying details replaced with a unique code
- *Anonymised* – about individuals but with identifying details removed
- *Aggregated* – anonymised information grouped together so that it does not identify individuals.

9. Who May We Share Your Information With?

We do not transfer any personal data outside of the European Union, to third countries or international organisations.

In the remainder of this Detailed Privacy Notice, we are required by law to provide you with information about how we process (share) your personal data, namely:

- The *Data Controllers* and *Data Protection Officer*
- The *Recipient* or *Categories of Recipient* of the processed data
- The *Purpose* of the processing
- The *Lawful Basis* for processing
- The *Retention Period* of the data
- The existence of each of your *Rights*.

In each case, the following details apply:

10. Who Are The Data Controllers and Data Protection Officer?

The Data Controllers acting in partnership are:

- Dr Hilal Mulla and Dr David Smith
- *Address:* The Corner Surgery, 117 Fylde Road, Southport, Merseyside, PR9 9XP.

We are registered as a Data Controller and our registration can be viewed online in the public register at: <https://ico.org.uk/ESDWebPages/Entry/Z578207X>

The practice's Information Governance Lead and Data Protection Officer (DPO), Dr David Smith may be contacted at the same address if you would like any further information about anything relating to our compliance with the GDPR.

11. What Is The Data Retention Period?

Whenever applicable, the Retention Period should be according to the duration specified in the *NHS X Records Management Code of Practice (2021)*:

https://www.nhsx.nhs.uk/media/documents/NHSX_Records_Management_CoP_V7.pdf

12. What Are My Rights?

You have a general right to raise an objection to the processing of your personal data in certain circumstances. For further details of how to exercise this right, please see our *Right to Object* policy on our website:

<https://www.thecornersurgery-southport.nhs.uk/practice-information/data-protection/>

You have a right to access and correct your personal data, and restrict its processing in certain circumstances. For further details of how to exercise this right, please see our *Right of Access* policy on the same website.

If you have concerns or are unhappy about any of our services, please contact our Practice Manager, Ms Dawn Nicholson. Details of how to complain can be found on our website and are available at the surgery. For independent advice about data protection, privacy and data sharing issues, or to exercise your *Right to Complain* to the UK Supervisory Authority, please contact:

- The Information Commissioner
- *Address:* Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF
- *Phone:* 0303 123 1113
- *Website:* <https://ico.org.uk/global/contact-us>

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

You also have a *Right of Erasure* (right to be forgotten) but this will only apply when you had given consent to process your personal health data and later withdrew that consent, and does not apply to the extent where the processing is necessary for:

- Compliance with a legal obligation, the performance of a task in the public interest, or the exercise of an official authority vested in us
- Medical purposes and/or for reasons of public interest in the area of Public Health
- The establishment, exercise or defence of legal claims.

Direct Medical Care

Routine Care - Internal

Recipients (or categories of recipient) of the data:	<i>Staff working within The Corner Surgery; this includes healthcare professionals working within but not employed by the practice, e.g. pharmacists, midwives & dieticians.</i>
How is your data being accessed?	<i>Access to your GP NHS health records</i>
What is the purpose of the processing?	<i>To give direct health or social care to individual patients</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"><i>• Article 6(1)(e) – official authority</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"><i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Not applicable</i>

Direct Medical Care

Routine Care - External

Recipients (or categories of recipient) of the data:	<i>Staff working for other healthcare provider organisations</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>To enable healthcare professionals to make the best informed decision about your health needs & provide you with the best possible care, if you visit another healthcare provider organisation for routine care & referrals</i></p> <p><i>To facilitate local administrative purposes such as waiting list management, clinical audit, performance against local targets, activity monitoring, & production of datasets to submit for commissioning purposes & national collections</i></p>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<i>Not applicable</i>

Direct Medical Care

Emergency Care

Recipients (or categories of recipient) of the data:	<i>Healthcare professionals or emergency services providing direct medical care to the Data Subject in an emergency</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>To enable the best possible care to save or protect a patient's life or to protect them from serious immediate harm; in many of these circumstances the patient may be unable to communicate their wishes</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care OR Overriding public interest</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(d) – vital interests</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i> <i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i> <i>General Medical Council Confidentiality Guidance (2017) states that 'in a medical emergency... you should pass information promptly to those providing the patient's care'</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>We will notify you at the earliest opportunity if we have shared your personal data in an emergency situation</i>

Direct Medical Care

Medicines Optimisation

Recipients (or categories of recipient) of the data:	<i>Pharmacy teams working within or on behalf of The Corner Surgery</i>
How is your data being accessed?	<i>Access to your GP NHS health records</i>
What is the purpose of the processing?	<i>Medicines optimisation looks at the value that 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</i> <i>Administering the Sefton Place-commissioned catheter & stoma product prescriptions services</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i> <i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i> <i>The Medicines Management Team Data Processing Agreement & Remote Access Documentation</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Not applicable</i>

Direct Medical Care

Home Oxygen Service

Recipients (or categories of recipient) of the data:	<i>Staff working for the commissioned home oxygen service – Baywater Healthcare</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>To enable patients to receive home oxygen when clinically indicated. Sensitive personal clinical data will need to be provided to oxygen suppliers in order to safely provide oxygen at home for the patient.</i>
How does this comply with the CLDC?	<i>Consent (explicit) – obtained by the practice</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Baywater Healthcare’s Privacy Policy, which includes information about retention periods, can be found at: https://www.baywater.co.uk/privacy-policy</i></p> <p><i>Most patients who receive oxygen therapy will be referred to the Aintree Home Oxygen Service for assessment, which is provided by Liverpool University Hospitals NHS Foundation Trust (LUHFT), who will make the arrangements with Baywater Healthcare. In this case, LUHFT will be the data controller when it comes to any information sharing with Baywater Healthcare, & our ‘Routine Care – External’ privacy notice will apply.</i></p>

Direct Medical Care

Specific Diabetes Referrals

<p>Recipients (or categories of recipient) of the data:</p>	<p><i>Staff working for:</i></p> <ul style="list-style-type: none"> • <i>Healthier You: NHS Diabetes Prevention Programme (DPP) – Reed Wellbeing</i> • <i>Diabetes structured education – Mersey Care NHS Foundation Trust</i> • <i>Diabetes retinopathy screening – Aintree Hospital, part of Liverpool University Hospitals NHS Foundation Trust</i>
<p>How is your data being accessed?</p>	<p><i>Extraction of information from your GP NHS health records</i></p>
<p>What is the purpose of the processing?</p>	<p><i>DPP: to enable patients diagnosed with impaired glucose regulation (prediabetes) to be invited to the NHS DPP</i></p> <p><i>Structured education: to enable patients diagnosed with type 2 diabetes mellitus to be invited for a structured education programme about the condition</i></p> <p><i>Retinopathy screening: to enable patients diagnosed with diabetes mellitus to receive invitations for diabetic retinopathy screening on a regular basis</i></p>
<p>How does this comply with the CLDC?</p>	<p><i>Consent (explicit) – obtained by the practice</i></p>
<p>What is the GDPR lawful basis of the processing?</p>	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
<p>Are there any other relevant regulations?</p>	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p>
<p>Additional information (if applicable) about: - The retention period - Your rights</p>	<p><i>For more information about the NHS DPP, visit:</i> https://healthieryou.reedwellbeing.com</p> <p><i>For Mersey Care’s Privacy Notice, which includes information about retention periods, visit:</i> https://www.merseycare.nhs.uk/about-us/privacy</p> <p><i>For Aintree Hospital’s privacy information, visit:</i> https://www.liverpoolft.nhs.uk/about-us/your-information-your-rights</p>

Direct Medical Care

Social Services

Recipients (or categories of recipient) of the data:	<i>Social work teams at Sefton Council & Lancashire County Council</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>The Corner Surgery works closely with Local Authorities to support & care for people of all ages to deliver the best possible social care. Information may be shared on referral documentation or in multidisciplinary team (MDT) meetings, to enable them to make the best informed decisions about your social care needs</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health or social care</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>For Sefton Council’s adult social care Privacy Notice, visit:</i> https://www.sefton.gov.uk/media/1914/asc-privacy-notice_march-2022.pdf</p> <p><i>For Sefton Council’s children’s social care Privacy Notice, visit:</i> https://www.sefton.gov.uk/media/1916/csc_privacy_notice.pdf</p> <p><i>For Lancashire County Council’s Privacy Notice, visit:</i> https://www.lancashire.gov.uk/council/transparency/access-to-information/privacy-notice/</p>

Direct Medical Care

Care Homes

Recipients (or categories of recipient) of the data:	<i>Professionals and carers working in nursing or residential care homes where a patient is living</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>The Corner Surgery works closely with care homes to support & care for people & deliver the best possible social care. Information may be shared during home visits, on Integrated Clinical Community Care Plans (ICCCPs) & in multidisciplinary team (MDT) meetings, to enable them to make the best informed decisions about your care needs</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health or social care</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<i>Not applicable</i>

Direct Medical Care

Continuing Health Care (CHC)

Recipients (or categories of recipient) of the data:	<i>Continuing Health Care (CHC) assessment teams & provider organisations</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>CHC is free care outside of hospital that is arranged & funded by the NHS, to support living with complex medical conditions & ongoing healthcare needs, which can be delivered in the patient's home or care home. Assessment of the eligibility for & effective provision of CHC requires information to be shared with assessment teams & provider organisations, to enable them to make the best informed decisions about your care needs</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health or social care</i>
Are there any other relevant regulations?	<i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Not applicable</i>

Direct Medical Care

Housebound Covid-19 Vaccinations

Recipients (or categories of recipient) of the data:	<i>Remedi Solutions Ltd., who have been commissioned to provide Covid-19 vaccinations to housebound patients.</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>GP practices in Sefton are no longer signed-up to deliver Covid-19 vaccinations. Therefore, Remedi Solutions Ltd has been commissioned by NHS Cheshire and Merseyside ICB to administer Covid-19 vaccinations to those patients who are unable to attend vaccine sites. To do so, they require housebound patient information in a timely manner to plan for staff capacity, plan address routes and contact patients to arrange to administer vaccinations.</i>
How does this comply with the CLDC?	<i>Overriding public interest By not sharing the information, Remedi Solutions Ltd. would not be able to invite or vaccinate housebound patients against Covid-19. This would increase the likelihood of patients who are at risk contracting the virus, which might impact on own health & also lead to an increase in hospital admissions/ use of GP appointments. In turn, this might have a substantial impact on access to healthcare for the general population.</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – public interest or official authority</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health or social care</i>
Are there any other relevant regulations?	<i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>NHS Informatics Merseyside are assisting by preparing EMIS Web searches to identify patients/ the data required. Patients who have previously declined vaccinations will be included in the cohort to ensure they have not changed their minds. However, practices have the opportunity to remove patients from list if patients have expressed a wish not to be contacted again. Shared data will be deleted on completion of a campaign.</i>

Direct Medical Care

Child Health Information Services (CHIS)

Recipients (or categories of recipient) of the data:	<i>Staff at NHS South Central and West Commissioning Support Unit (SCW), which is commissioned to provide these services for Cheshire & Merseyside patients.</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>SCW CHIS works with maternity units, general practices, health visitors, school nurses & local authorities, to play a vital role in scheduling, recording, monitoring & improving the uptake of childhood immunisation/newborn health screening programmes. As such, it is essential to limiting the spread of communicable diseases.</i></p> <p><i>Therefore, we share information about childhood immunisations & the 6-8-week new baby check with SCW CHIS. This information is automatically transferred from our patient record system to SCW CHIS using software supplied by Apollo Medical Software Solutions Ltd.</i></p>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – public interest or official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health or social care</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p> <p><i>The Public Health Section 7a Agreement – service specification 28</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>The healthy child programme service specification:</i> https://www.gov.uk/government/publications/healthy-child-programme-0-to-19-health-visitor-and-school-nurse-commissioning</p> <p><i>The SCW CHIS Fair Processing Notice:</i> https://www.scwcsu.nhs.uk/legal/fair-processing-notice-child-health-information-services</p>

Data Sharing Schemes

NHS Digital ‘Spine’ Services

Recipients (or categories of recipient) of the data:	<p><i>NHS Digital, who becomes the Data Controller for any uploaded information</i></p> <p><i>Also, individuals from healthcare providers who have access to these ‘Spine’ Services – this includes secondary care providers, community pharmacies & the Out of Hours GP Service (Primary Care 24)</i></p>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>Patient Demographics Service (PDS) – helps identify patients, match them to their records & contact them</i></p> <p><i>e-Referral Service (ERS) – allows patients to ‘choose & book’ appointments for their new referrals</i></p> <p><i>Electronic Prescription Service (EPS) – allows us to send prescriptions electronically to community pharmacies</i></p> <p><i>GP2GP – allows electronic health records to be transferred directly, securely & quickly when patients change practice</i></p> <p><i>Summary Care Record (SCR: core & additional) – allows other professionals to see certain GP NHS health records</i></p>
How does this comply with the CLDC?	<p><i>Consent (implied) – direct care: PDS, ERS, GP2GP & the SCR (both core & additional)</i></p> <p><i>Consent (explicit): EPS (obtained by the practice or the community pharmacy)</i></p>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>For more information about NHS Digital Data Sharing, see: https://digital.nhs.uk/services/summary-care-records-scr</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Data is retained in line with NHS Digital’s ‘Keeping Patient Data Safe’ policies</i></p> <p><i>You have the right to object to information being shared with NHS Digital for reasons other than your own direct care – known as a Type 1 Objection.</i></p>

Data Sharing Schemes

Open Exeter

Recipients (or categories of recipient) of the data:	<i>Staff employed by The Corner Surgery who have authorised logons/passwords provided by NHS Digital.</i>
How is your data being accessed?	<i>Access to data held about you by another Data Controller, though an original source is your GP NHS health records</i>
What is the purpose of the processing?	<p><i>Open Exeter is a web-enabled viewer, only available on the N3 network, which allows authorised healthcare staff to share & access patient data held on the National Health Applications Infrastructure Services (NHAIS), along with information about payments to the practice.</i></p> <p><i>The data on Open Exeter about Data Subjects includes:</i></p> <ul style="list-style-type: none"> • <i>Demographics</i> • <i>Cervical Screening</i> • <i>Breast Screening</i> • <i>Bowel Screening</i> • <i>HPV Vaccination</i> <p><i>Open Exeter will be decommissioned during 2024 & replaced by the following:</i></p> <ul style="list-style-type: none"> • <i>Cervical Screening Management System (CSMS)</i> • <i>Breast Screening Information System (BSIS)</i> • <i>Bowel Cancer Screening Service (BCSS)</i> • <i>National Immunisation & Vaccination System (NIVS)</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>For more information about Open Exeter, see: https://digital.nhs.uk/services/NHAIS/open-exeter</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Data is viewed on screen; if printed, it is destroyed when no longer required (usually within 24 hours)</i></p> <p><i>Individuals have the right to opt out of the National Screening Programmes, so that an invitation is no longer received:</i></p> <p>https://www.gov.uk/government/publications/opting-out-of-the-nhs-population-screening-programmes</p>

Data Sharing Schemes

EMIS Web Local Record Sharing

Recipients (or categories of recipient) of the data:	<i>Healthcare professionals providing direct medical care to the Data Subject</i>
How is your data being accessed?	<i>Access to your GP NHS health records</i>
What is the purpose of the processing?	<p><i>Enables certain GP NHS health records held to be viewed by other local healthcare providers, including:</i></p> <ul style="list-style-type: none"> • <i>Medicines Optimisation Team</i> • <i>Acute Visiting Service (GTD Healthcare)</i> • <i>Primary Care Network Services (GP Federation)</i> • <i>Community Cardiology Service (GP Federation)</i> • <i>Community Dermatology Service (VHG)</i> • <i>Musculoskeletal Service (Joint Health)</i> • <i>Local Secondary Care NHS Trusts</i> • <i>Palliative Care Services (Queenscourt)</i> • <i>Macmillan Cancer Support & Information Centre</i> • <i>Social Prescribing Service (Sefton CVS)</i> • <i>Mersey Care Community Services</i> • <i>Severe Mental Illness Physical Health Checks Team</i> • <i>Gender Identity Service</i> • <i>Sexual Health Service</i> • <i>Intermediate Care Services</i> • <i>Bladder & Bowel Service (Coloplast)</i>
How does this comply with the CLDC?	<i>Consent (explicit) – sought & recorded at the time of access by the healthcare professional who you see</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>The information is accessed in real time & on demand, meaning that data remains within the GP NHS health record & is not extracted, uploaded or sent anywhere</i></p> <p><i>Contemporaneous, explicit consent is required, meaning your uploaded record is only viewable if you give permission to a healthcare professional you are seeing</i></p>

Data Sharing Schemes

Independent Medical Examiner Service

Recipients (or categories of recipient) of the data:	<i>Medical examiners & officers from Southport and West Lancashire Medical Examiner Office, providing independent scrutiny of deaths & causes of deaths</i>
How is your data being accessed?	<i>Access to your GP NHS health records</i>
What is the purpose of the processing?	<p><i>The national medical examiner system is being introduced across to provide greater scrutiny of causes of deaths & improve patient safety:</i> https://www.england.nhs.uk/establishing-medical-examiner-system-nhs/</p> <p><i>Medical examiners review the care provided before death & they facilitate feedback from the bereaved. They are senior doctors operating in larger NHS trusts.</i></p> <p><i>During 2024, it will become a statutory requirement for medical examiners to review non-coronial community deaths, which will require them to receive proportionate access to GP deceased patient records. Whilst deceased individuals do not fall under the remit of Data Protection Legislation, the chosen process for this sharing is to allow staff from the Medical Examiner Office to have view-only access the GP practice's patient record system, which stores data for living patients too. Also, GP practices will be providing contact details for the deceased patient's next of kin ("emergency contact") as part of the referral, and data about third party living individuals may be contained within the deceased patient's GP records.</i></p>
How does this comply with the CLDC?	<p><i>Legal Obligation, when this becomes statutory.</i></p> <p><i>In the meantime, 'The National Health Service Trust (Scrutiny of Deaths) (England) order 2021' provides a legal gateway for NHS providers to share records of deceased patients for medical examiner scrutiny</i></p>
What is the GDPR lawful basis of the processing?	<i>Processing of emergency contact details is permitted under Article 6(1)(e) – official authority</i>
Are there any other relevant regulations?	
Additional information (if applicable) about: - The retention period - Your rights	<i>The information is accessed in real time & on demand, meaning that data remains within the GP NHS health record & is not extracted, uploaded or sent anywhere</i>

Data Sharing Schemes

Electronic Referral & Information Sharing Service (ERISS)

Recipients (or categories of recipient) of the data:	<i>Call centre & front-line staff (e.g. paramedics) working for North West Ambulance Service NHS Trust (NWAS)</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>ERISS is a web-enabled viewer, only available on the N3 network & requiring a logon/password authorised by NWAS. It is designed to enhance collaborative working with NWAS by providing a secure portal to inform them of care planning arrangements for specific patient groups, e.g. resuscitation & preferred place of care decisions</i>
How does this comply with the CLDC?	<i>Consent (explicit) – obtained by the practice If a patient does not have the mental capacity to consent, disclosure may be made if it is in their overriding safeguarding interest or following a court order</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share For more information about ERISS, see: http://www.nwas.nhs.uk/professionals/eriss</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>When information is uploaded to ERISS by the practice, we must select an expiry date. Before it expires, we are sent an email reminding us to review the information, otherwise it will be removed. The information can also be removed manually at any time by the practice</i>

Data Sharing Schemes

Special Patient Notes – Out of Hours GP Service

Recipients (or categories of recipient) of the data:	<i>Healthcare professionals & administrative staff working for the Out of Hours GP Service, run by Primary Care 24.</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>Most GP surgeries have opted out of night/weekend (out of hours) care as part of the 2004 General Medical Services (GMS) GP contract. Since then, out of hours care has been provided by other organisations – the current provider for patients of The Corner Surgery is Primary Care 24.</i></p> <p><i>Healthcare professionals at the Out of Hours GP Service have access to the Summary Care Record (see the NHS Digital ‘Spine’ Services Privacy Notice above). However, this is not always updated straight away & certain crucial medical details may not be included – e.g. if a patient is receiving terminal, palliative or anticipatory care.</i></p> <p><i>Therefore, to improve the safety & quality of patient care in such situations, The Corner Surgery will send a Special Patient Note (SPN) to the Out of Hours GP Service, who keep a database of these on their Adastra clinical system</i></p>
How does this comply with the CLDC?	<p><i>Consent (explicit) – obtained by the practice</i></p> <p><i>If a patient does not have the mental capacity to consent, disclosure may be made if it is in their overriding safeguarding interest or following a court order</i></p>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Primary Care 24 becomes the Data Controller for this shared information – it is the Data Controller for their whole Adastra system. The Corner Surgery will specify a how long the Special Patient Note should remain active. Data is retained in line with the Primary Care 24 privacy notice: https://primarycare24.org.uk/wp-content/uploads/2021/11/PC24-privacy-notice-October-2021.pdf</i></p>

Data Sharing Schemes

NHS 111 - GP Connect

Recipients (or categories of recipient) of the data:	<i>Healthcare staff working for NHS 111 providers (the most local provider is North West Ambulance Service) and within Southport & Formby Primary Care Network</i>
How is your data being accessed?	<i>Access to your GP NHS health records</i>
What is the purpose of the processing?	<p><i>The Corner Surgery is a user of GP Connect for interactions with NHS 111 & for booking appointments within Southport & Formby Primary Care Network.</i></p> <p><i>NHS 111 is a telephone and online service that is designed to make it quicker and easier for patients to get the right advice and treatment when they need it urgently, 24 hours a day & 7 days per week. GP Connect allows NHS 111 clinicians to view real-time data within the patient's GP NHS health record, to inform their assessment and to make direct appointments the patient's GP surgery.</i></p>
How does this comply with the CLDC?	<i>Consent (explicit) – obtained prior to any access, except in an absolute emergency and when obtaining permission to view is not possible</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>The information is accessed in real time & on demand, meaning that data remains within the GP NHS health record & is not extracted, uploaded or sent anywhere</i></p> <p><i>Contemporaneous, explicit consent is required, meaning your uploaded record is only viewable if you give permission to the health professional you are speaking to</i></p> <p><i>Patients have the right to object to this processing – an opt-out exists that can disable it in EMISWeb, if requested</i></p> <p><i>A National Data Sharing Agreement for GP Connect was published in August 2023, & a Transparency Notice can be found at: https://digital.nhs.uk/services/gp-connect/gp-connect-in-your-organisation/transparency-notice</i></p>

Data Sharing Schemes

Southport and Formby Primary Care Network (PCN)

Recipients (or categories of recipient) of the data:	<i>Healthcare professionals & administrative staff working as part of Southport and Formby PCN.</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>As part of the NHS Long Term Plan, a 5-year contract has been put in place for GP surgeries, encouraging us to work more closely with neighbouring practices. We have joined with all of the other practices in Southport and Formby, along with Southport and Formby Health GP Federation, to form Southport and Formby PCN.</i></p> <p><i>In time, this will mean more collaborative working & place our locality at the heart of an Integrated Care System incorporating hospitals, community providers, social care organisations, voluntary & faith groups, & other primary care providers such as pharmacists & dentists</i></p> <p><i>For more information about Primary Care Networks, please visit https://www.england.nhs.uk/primary-care/primary-care-networks/</i></p>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>The NHS Act (2006) & the Health & Social Care Act (2012) invest statutory functions on GP surgeries</i></p> <p><i>Section 251 of the Health & Social Care (Safety & Quality) Act (2015) – Duty to Share</i></p> <p><i>The 5-Year Framework for GP Contract Reform to Implement the NHS Long Term Plan is available at https://www.england.nhs.uk/wp-content/uploads/2019/01/gp-contract-2019.pdf</i></p> <p><i>A Data Controllers Agreement is available on request</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<i>Not applicable</i>

Data Processors

EMIS Health Ltd. – EMIS Web

Recipients (or categories of recipient) of the data:	<i>EMIS Health Ltd. acting as a Data Processor, & available to others with a legitimate relationship to the patient (as outlined in this document)</i>
How is your data being accessed?	<i>Access to your GP NHS health records</i>
What is the purpose of the processing?	<i>EMIS Health Ltd. is responsible for the provision of a clinical system, software & IT services used by the practice, to securely store & process your electronic GP health records. The database servers are located in the UK. It includes demographic data, data typed directly into the record (e.g. consultation notes), data added electronically (e.g. test results), documents that are scanned (e.g. clinic letters & information provided by patients).</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The EMIS Deed of Undertaking for data processing, for all surgeries that it hosts, & their GDPR Addendum Letter are available upon request</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>The standard NHS data retention policy states: ‘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 within the European Union. Electronic patient records must not be destroyed or deleted for the foreseeable future’ Electronic records of ex-patients are held in an archived state</i>

Data Processors

NHS Cheshire & Merseyside – Sefton

Recipients (or categories of recipient) of the data:	<i>NHS Cheshire & Merseyside acting as a Data Processor, & NHS Informatics Merseyside acting as a sub-processor</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>NHS Cheshire & Merseyside - Sefton is responsible for securing, planning, designing & paying for your NHS services, including planned & emergency hospital care, mental health, rehabilitation, community & primary care (including GP) services, & information communication technology (ICT)</i></p> <p><i>NHS Cheshire & Merseyside - Sefton also act as the data processor for EMIS Web Local Record sharing, and process personal data from your GP NHS health records in accordance with instructions from the practice</i></p>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The Health & Social Care Act (2022), which led to the creation of Integrated Care Boards.</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>NHS Cheshire & Merseyside is a new organisation, made up of 9 Places including Sefton, which has taken on the functions of Southport & Formby CCG. Their website is currently under construction. The Southport & Formby CCG policies remain relevant in the meantime:</i></p> <p><i>https://www.southportandformbyccg.nhs.uk/get-informed/</i></p>

Data Processors

Midlands & Lancashire Commissioning Support Unit (CSU)

Recipients (or categories of recipient) of the data:	<i>Midlands & Lancashire CSU (MLCSU) acting as a Data Processor</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>The General Practice Data Extraction Service (GPES) enables MLCSU to extract personal data from the practice covering all currently registered patients & those ever registered since 2009 (except those who have explicitly dissented), for the provision of services back to the practice, which may include:</i></p> <ul style="list-style-type: none"> <i>• Risk stratification</i> <i>• Linking to other datasets</i> <i>• Financial reporting</i> <i>• Business intelligence</i> <i>• Statistical analysis</i> <i>• Information to support delivery of patient care</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>The Health & Social Care Act (2012), which led to the creation of CSUs</i></p> <p><i>For more information about the GPES, see:</i> http://content.digital.nhs.uk/gpes</p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Data is retained in line with MLCSU policies:</i> https://www.midlandsandlancashirecsu.nhs.uk/terms-conditions-and-privacy/</p>

Data Processors

Webpost Ltd.

Recipients (or categories of recipient) of the data:	<i>Webpost Ltd. acting as a Data Processor, & their associated sub-processors</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>Webpost enables us to send letters, invoices & documents (including mail merges) regarding patients' medical care, directly from computers, saving time & money compared with traditional Royal Mail</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care (administrative)</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>Our data processing agreement with Webpost Ltd. is available upon request</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>The least amount of personal & special category data possible is provided to Webpost Ltd.</i></p> <p><i>Data is retained in the EU for 30 days in line with Webpost Ltd.'s Privacy Notice: https://www.webpostred.com</i></p>

Data Processors

Babble Ltd. – Babblevoice Telephony

Recipients (or categories of recipient) of the data:	<i>Babble Ltd. acting as a Data Processor</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records (telephone conversations)</i>
What is the purpose of the processing?	<p><i>The Corner Surgery requires a telephone system in order for people to contact us & for us to contact them; particularly patients, their representatives & other healthcare providers, including telephone consultations</i></p> <p><i>Babblevoice has installed & provide our telephone system, which is purpose-built for GP surgeries & cloud-hosted on Babblevoice servers in the UK, allowing telephone calls to be transmitted securely over the internet. Our contract with the NHS requires us to use a cloud-hosted telephony service from the NHS Better Purchasing Framework.</i></p> <p><i>Babblevoice uses sub-processors to subcontract certain functions; at present, these are Amazon Web Services, Zendesk, Nutshell & Google (Google Auth, Calendar & Speak to Text).</i></p>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>Our agreement with Babblevoice may be available upon request</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>At present, Babblevoice does not record & store telephone calls for us routinely.</i></p> <p><i>The Corner Surgery does not routinely record all calls but may record a call for training or monitoring purposes. The existence of a call recording will be documented contemporaneously in a patient’s GP NHS health records. When a call recording is deleted this will also be documented. Any call recordings are stored securely on our Babblevoice services & will be deleted when no longer required to fulfil the intended purpose.</i></p> <p><i>The Babblevoice privacy policy can be found at https://www.babblevoice.com/docs/privacy/</i></p>

Data Processors

Accurx Ltd. – SMS Text Messaging & Emails

Recipients (or categories of recipient) of the data:	<i>Accurx Ltd. acting as a Data Processor</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records to send an SMS text message or email.</i>
What is the purpose of the processing?	<p><i>Over 95% of the UK adult population now use a mobile phone. Accurx provide an SMS/ email software service, which allows The Corner Surgery to send individual text messages to patients' mobile phones/ email accounts.</i></p> <p><i>We use Accurx for a variety of direct care purposes, including patient recall, receiving clinical information (including photographs), initiating video consultations, patient information & delivering test results. We do not use it for any other purposes, including marketing.</i></p> <p><i>The low cost of sending an SMS text message/ email makes more frequent communication possible, & it allows patients to receive messages when away from their home.</i></p>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>Our detailed 'Text Messaging Policy – Chain SMS' can be found at https://www.thecornersurgery-southport.nhs.uk/media/1105/190831-text-messaging-policy-chain-sms.pdf</i></p> <p><i>More information about Accurx & the GDPR, including their Data Processing Agreement & Privacy Policy, can be found at https://www accurx.com/data-processing-agreement and https://www accurx.com/privacy-policy</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>A copy of every SMS/ email sent to a patient is recorded in their EMIS Web GP record. Accurx stores patient data, including sent clinical photographs, on their secure servers until 10 years after death.</i></p> <p><i>Patients can object to receiving SMS/ email by simply asking the surgery to mark their GP record as so. Their mobile number will then only be used for telephone calls.</i></p>

Data Processors

iPlato Healthcare Ltd. – Connect (myGP Messaging)

Recipients (or categories of recipient) of the data:	<i>iPlato Healthcare Ltd. acting as a Data Processor</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records to send an SMS text message.</i>
What is the purpose of the processing?	<p><i>Over 95% of the UK adult population now use a mobile phone. iPlato’s myGP Messaging is a software service that allows The Corner Surgery to send individual & cohort text messages to patients’ mobile phones.</i></p> <p><i>We use myGP Messaging for direct care purposes, appointment reminders (these also allow a patient to cancel their appointment by SMS), patient recall and patient information. We do not use it for any other purposes, including marketing</i></p> <p><i>The low cost of sending an SMS text message makes more frequent communication possible, & it allows patients to receive messages when away from their home address</i></p>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>Our detailed ‘Text Messaging Policy – Chain SMS’ is also relevant for myGP Messaging; however, only the Practice Manager & IG Lead have access to myGP Messaging</i></p> <p><i>iPlato Healthcare Ltd.’s Data Processing Agreement can be found at https://www.iplato.com/dpa.pdf and there IG FAQs can be found at https://www.iplato.com/wp-content/uploads/2020/06/iPlato-Connect-and-myGP-IG-FAQ-v2.2.pdf</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>A copy of every SMS text message sent to a patient is recorded in their EMIS Web GP record. Personal data will be erased or anonymised within 30 days, if the contractual arrangement is terminated.</i></p> <p><i>Patients can object to receiving SMS messages by simply asking the surgery to mark their GP record as so. Their mobile number will then only be used for telephone calls</i></p>

Data Processors

eConsult Health Ltd. – GP Online Consultation Service

Recipients (or categories of recipient) of the data:	<i>eConsult Health Ltd. acting as a Data Processor</i>
How is your data being accessed?	<i>Access to your GP NHS health records</i>
What is the purpose of the processing?	<p><i>eConsult’s GP Online Consultation Service allows our patients to contact the practice without having to wait on the phone or take time to come into the practice in person, especially if a patient is not sure whether they need a face to face consultation. Online consultations enable patients to use a secure online system to ask questions and report symptoms and we can then respond by signposting patients to the right person, e.g. a Doctor, or to another appropriate service or support</i></p> <p><i>A requirement for online consultations has been included in the 5-Year Framework for GP Contract Reform, & eConsult has been awarded a contract for NHS Cheshire & Merseyside practices.</i></p>
How does this comply with the CLDC?	<i>Consent (explicit) – direct care: patients access the service via our practice website or the NHS App if they wish to use it; there is no obligation for them to do so</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The 5-Year Framework for GP Contract Reform to Implement the NHS Long Term Plan is available at https://www.england.nhs.uk/wp-content/uploads/2019/01/gp-contract-2019.pdf</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Further information can be found in eConsult’s privacy notice: https://econsult.net/gp-online-consultation-service-privacy-notice/</i></p> <p><i>A Data Processing Impact Assessment (DPIA) has been completed by NHS Informatics Merseyside, and this has been approved by the practice</i></p> <p><i>eConsult deletes all personal data associated with a consultation once the summary has been sent to The Corner Surgery. Uploading of clinical photographs is completely optional & processes are in place to avoid intimate photographs of children being sent</i></p>

Mandatory Disclosures of Information

NHS Digital – merged with NHS England in February 2023

Recipients (or categories of recipient) of the data:	<i>NHS Digital (previously known as the Health & Social Care Information Centre)</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>National Diabetes Audit (NDA): a national monitoring system, auditing the care of patients with diabetes</i></p> <p><i>Individual GP Level Data (IGPLD): a national monitoring system to enable NHS Digital to provide GPs with clinical information on the care provision for their patients</i></p> <p><i>Female Genital Mutilation (FGM): NHS Digital collects data on FGM within the NHS in England on behalf of the Department of Health & Social Care</i></p> <p><i>NHS Health Checks: NHS Digital collects data on NHS Health Checks on behalf of Public Health</i></p> <p><i>Over time, a series of additional mandatory extractions have been added to the above – these are listed at: https://digital.nhs.uk/services/service-catalogue</i></p>
How does this comply with the CLDC?	<i>Legal obligation</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>These data extractions are mandatory under Section 254 of the Health & Social Care Act (2012)</i></p> <p><i>More information about NHS Digital data extractions can be found at: http://www.nhsdatasharing.info</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Data is retained in line with NHS Digital’s ‘Keeping Patient Data Safe’ policies</i></p> <p><i>Whilst these data extractions are mandatory, NHS Digital respects Type 1 objections present in the GP record, & no data will be extracted or uploaded if so.</i></p> <p><i>There is no right of objection to NHS Digital sharing names or addresses of patients who are suspected of having committed an immigration offence</i></p>

Mandatory Disclosures of Information

National Data Opt-Out

Recipients (or categories of recipient) of the data:	<i>NHS Digital (acting as a data controller), which then makes this information available to other healthcare organisations, if required</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>The National Data Opt-Out is a national system by which individuals can express an objection to the sharing of their confidential information for purposes beyond direct medical care; e.g. research and planning purposes</i>
How does this comply with the CLDC?	<i>Legal obligation</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>This data extraction is mandatory under Section 254 of the Health & Social Care Act (2012)</i></p> <p><i>More information about NHS Digital data extractions can be found at: http://www.nhsdatasharing.info</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Patients can find out more and set their opt-out choice at http://www.nhs.uk/your-nhs-data-matters</i></p> <p><i>A summary of NHS Digital’s GDPR information regarding the National Data Opt-Out, which includes information about the retention period & your rights, can be found at https://digital.nhs.uk/data-and-information/keeping-data-safe-and-benefitting-the-public/gdpr/gdpr-register/national-data-opt-out-gdpr-information</i></p> <p><i>All newly registered patients at The Corner Surgery are provided with information about the National Data Opt-Out at the time of their registration</i></p>

Mandatory Disclosures of Information

Combined Intelligence for Population Health Action (CIPHA)

Recipients (or categories of recipient) of the data:	<i>System C/Graphnet, working as a Data Processor for Cheshire and Merseyside Health and Care Partnership</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>A near real-time, person-level, linked dataset across Cheshire & Merseyside, to enable combined intelligence that can support a set of population health analytics (including to support the response to the COVID-19 pandemic), designed to inform both population level planning and targeting of direct care. The intelligence will be made available to appropriate users across the system in the form of a set of dashboards within an intelligence platform called 'Power BI'.</i></p> <p><i>There are four main use cases:</i></p> <ul style="list-style-type: none"> <i>- Epidemiology - understanding health needs</i> <i>- Population stratification of vulnerable groups</i> <i>- Planning current & future service provision</i> <i>- Understanding the causes of health outcomes</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care: for patient-identifiable data that has not been anonymised/ pseudonymised</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – public interest</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>There are a series of Data Sharing Agreements that underpin the CIPHA Programme, available to view at: https://www.cipha.nhs.uk/information-governance/</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Type 1 opts out (those who do not want their information shared outside of General Practice for purposes other than direct care) will be upheld. This means that data for people who have objected to sharing their data will not flow from the GP record into the Graphnet solution</i></p> <p><i>National Data Opt-Outs are respected for purposes other than individual, direct care.</i></p>

Mandatory Disclosures of Information

NHS England (NHSE)

Recipients (or categories of recipient) of the data:	<i>NHS England (NHSE), who becomes the Data Controller for any information retained on a database</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records or your staff records.</i>
What is the purpose of the processing?	<p><i>1) NHSE is responsible for securing, planning, designing & paying for primary care & specialised services not otherwise funded by NHS Cheshire & Merseyside</i></p> <p><i>2) We may share personal & special category data with NHSE for safeguarding concerns that need escalating beyond our region. We may also have to share staff personal information with NHSE for the purpose of investigating allegations against a performer (GP)</i></p>
How does this comply with the CLDC?	<p><i>For 1) Consent (implied) – direct care</i></p> <p><i>For 2) Overriding public interest</i></p>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – public interest or official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• For 1) Article 9(2)(h) – provision of health</i> <i>• For 2) Article 9(2)(g) – public interest</i>
Are there any other relevant regulations?	<p><i>The NHSE Performer List policies & procedures:</i> https://www.england.nhs.uk/contact-us/privacy-notice/how-we-use-your-information/health-care-professionals/performers-lists/</p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Data is retained in line with NHSE’s Privacy Notice:</i> https://www.england.nhs.uk/contact-us/privacy-notice</p>

Mandatory Disclosures of Information

UK Health Security Agency (UKHSA)

Recipients (or categories of recipient) of the data:	<i>The UK Health Security Agency (UKHSA) is an executive agency of the Department of Health & Social Care, & a distinct organisation with operational autonomy</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>The main purpose of the UKHSA is to protect & improve the health & wellbeing of citizens There are occasions when it is mandatory for us to supply personal or special category data to the UKHSA; for example notification of certain diseases & the provision of information in the public interest, in cases such as epidemics, pandemics & other public health emergencies, & root cause analysis of healthcare associated infections</i>
How does this comply with the CLDC?	<i>Legal obligation, or Regulation 3 of the Health Service (Control of Patient Information) Regulations (2002)</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(i) – public health</i>
Are there any other relevant regulations?	<i>The Health Protection (Notification) Regulations (2010) The Health Protection (Local Authority Powers) Regulations (2010) The Health Protection (Part 2A Orders) Regulation (2010) The Public Health (Control of Disease) Act (1984) The Public Health (Infectious Diseases) Regulations (1988) The Health Service (Control of Patient Information) Regulations (2002)</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Data is retained in line with UKHSA policies on storing identifiable data: https://www.gov.uk/government/publications/ukhsa-privacy-notice</i>

Mandatory Disclosures of Information

Safeguarding

Recipients (or categories of recipient) of the data:	<i>Child or adult social care services at Sefton Council or Lancashire County Council (depending on your age & address), along with other relevant agencies such as the Police, North West Ambulance Service, A&E departments, 111 & the out of hours GP service</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>Some members of the public are recognised as needing safeguarding protection, for example children and vulnerable adults</i></p> <p><i>If an individual is identified as being at risk from harm, we have a duty to do what we can to protect that individual by sharing relevant information we hold about them, & we are bound by safeguarding laws to do so</i></p> <p><i>In addition, there are circumstances when we will seek the consent of the individual or their representative to share information with local child protection services.</i></p>
How does this comply with the CLDC?	<p><i>Legal obligation (for referrals)</i></p> <p><i>Overriding public interest (for Section 47 info requests)</i></p> <p><i>Consent – explicit (for Section 17 information requests)</i></p>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation (for referrals)</i> • <i>Article 6(1)(e) – official authority (for info requests)</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health & social care</i>
Are there any other relevant regulations?	<p><i>Section 47 of The Childrens Act (1989) – for cases where there is deemed to be a risk of significant harm</i></p> <p><i>Section 17 Childrens Act (1989) – for early help cases</i></p> <p><i>Section 29 of Data Protection Act (1998)</i></p> <p><i>Section 45 of the Care Act (2014)</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>The data will be retained for active use during any investigation & thereafter retained in an inactive stored form according to the law & national guidance</i></p> <p><i>Safeguarding is a legal & professional requirement so there is no right to object</i></p>

Mandatory Disclosures of Information

NHS Counter Fraud Authority

Recipients (or categories of recipient) of the data:	<i>NHS Counter Fraud Authority</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>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</i>
How does this comply with the CLDC?	<i>Legal obligation</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>Section 10 of the NHS Act (2006)</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>This sharing is a legal & professional requirement so there is no right to object</i></p> <p><i>Data is retained in line with NHS Counter Fraud Authority policies on storing identifiable data:</i></p> <p>https://cfa.nhs.uk/about-nhscfa/information-hub/terms-of-service/privacy</p>

Mandatory Disclosures of Information

Law Enforcement & Regulatory Bodies

Recipients (or categories of recipient) of the data:	<i>Law enforcement authorities such as the Police, Courts of Justice, HM Revenue & Customs (HMRC), & the Driver & Vehicle Licensing Agency (DVLA)</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>In some circumstances the practice may be legally required to share personal information with law enforcement or regulatory bodies, for the purposes of prevention or detection of crime, apprehension or prosecution of offenders, the assessment or collection of any tax or duty, or any imposition of a similar nature</i></p> <p><i>For any disclosures to the Police, there must be a legal duty to disclose, or a sufficiently important reason to disclose & a legal basis for doing so. Only the minimum or relevant information to satisfy the request will be provided</i></p> <p><i>GPs are obliged to notify the DVLA when fitness to drive requires notification but an individual cannot or will not notify the DVLA themselves, & if there is concern for road safety for both the individual and the wider public.</i></p> <p><i>The practice will review each request based on its merits before deciding whether to release information</i></p>
How does this comply with the CLDC?	<i>Legal obligation & overriding public interest</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation OR</i> • <i>Article 6(1)(e) – public interest or official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(g) – public interest</i>
Are there any other relevant regulations?	<p><i>The Prevention of Terrorism Act (1989) & the Terrorism Act (2000)</i></p> <p><i>The Road Traffic Act (1988)</i></p> <p><i>The Female Genital Mutilation Act (2003)</i></p> <p><i>Schedule 36, Part 1 of the Finance Act (2008)</i></p>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>This sharing is a legal and professional requirement so there is no right to object</i></p> <p><i>The data will be retained by these organisations according to the law & national guidance</i></p>

Mandatory Disclosures of Information

The Care Quality Commission (CQC)

Recipients (or categories of recipient) of the data:	<i>The Care Quality Commission (CQC), its officers & staff, & members of their inspection team who visit us</i>
How is your data being accessed?	<i>Access to or extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>The CQC is a body established under the Health and Social Care Act (2008), regulating health & social care services in England to ensure that safe health & care are provided The law allows them to access identifiable patient data/ records in our clinical system for the purposes of their assessment & investigation of a significant safety incident</i>
How does this comply with the CLDC?	<i>Legal obligation</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>Section 64 of the Health & Social Care Act (2008)</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>If data provided to the CQC, then it will be retained in line with CQC policies on storing identifiable data: http://www.cqc.org.uk/about-us/our-policies/privacy-statement</i>

Mandatory Disclosures of Information

The Health Service Ombudsman

Recipients (or categories of recipient) of the data:	<i>Investigative teams from the (Parliamentary &) Health Service Ombudsman</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>The Health Service Ombudsman 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</i> <i>They have the power to request access to a patient's medical records for the purpose of an investigation</i>
How does this comply with the CLDC?	<i>Legal obligation</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>Section 12 of the Health Services Commissioners Act (1993)</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>If data provided to the Health Services Ombudsman, then it will be retained in line with their policies on storing identifiable data:</i> https://www.ombudsman.org.uk/about-us/corporate-information/freedom-information-and-data-protection/our-publication-scheme/our-privacy-policy

Mandatory Disclosures of Information

The General Medical Council (GMC)

Recipients (or categories of recipient) of the data:	<i>General Medical Council (GMC) employees performing a Fitness to Practice investigation</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>The GMC is a public body that maintains the official register of medical practitioners within the UK. Its primary responsibility is ‘to protect, promote and maintain the health & safety of the public’ by controlling entry to the register, & suspending or removing members when necessary</i></p> <p><i>Under the Medical Act 1983, the GMC has the power to request access to a patient’s medical records for an investigation into a doctor’s fitness to practice</i></p>
How does this comply with the CLDC?	<i>Legal obligation</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The Medical Act 1983</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Data is retained in line with GMC policies on storing identifiable data:</i></p> <p>https://www.gmc-uk.org/privacy-and-cookies</p>

Mandatory Disclosures of Information

Medical Defence Organisations (MDOs)

Recipients (or categories of recipient) of the data:	<i>Medico-legal teams from the Medical & Dental Defence Union of Scotland (MDDUS), Medical Protection Society (MPS) or the Medical Defence Union (MDU)</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>Disclosure of information from a patient's record to a medical defence organisation (MDO) in the event of actual or possible legal proceedings</i>
How does this comply with the CLDC?	<i>Legal obligation/proceedings</i>
What is the GDPR lawful basis of the processing?	<p><i>Schedule 2, Paragraph 5 of the forthcoming Data Protection Act (2018) states that the listed GDPR provisions do not apply to personal data where disclosure of the data is necessary, either:</i></p> <p><i>(a) For the purpose of, or in connection with, legal proceedings (including prospective legal proceedings), or</i></p> <p><i>(b) For the purpose of obtaining legal advice or otherwise establishing, exercising or defending legal rights to the extent that the application of those provisions would prevent the controller from making the disclosure</i></p>
Are there any other relevant regulations?	<i>No</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>This sharing is a legal and professional requirement so there is no right to object</i></p> <p><i>When seeking medico-legal advice from defence organisations (i.e. not formal or likely legal proceedings) then information from an individual's record may be disclosed to the MDO. That information will be:</i></p> <ul style="list-style-type: none"> <i>• Relevant, i.e. not the entire GP record, &</i> <i>• Anonymised or de-identified</i> <p><i>The retention period for legal proceedings is usually 10 years</i></p>

Mandatory Disclosures of Information

Complaints

Recipients (or categories of recipient) of the data:	<i>Communication between practice staff & the patient or their representative</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>Storage of communication following a complaint about care received at the practice</i> <i>Any such communication (emails, letters or faxes) is stored in a hard copy (i.e. emails are printed) & separately from the GP NHS health records</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>No</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Data is retained for 3 years following the resolution of the complaint</i>

Other Data Processing

Permissive Disclosures to Other Third Parties

Recipients (or categories of recipient) of the data:	<i>A patient's solicitors, employers or insurance companies</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>To enable healthcare professionals working at The Corner Surgery to provide information in the form of a medical report to third party organisations such as solicitors (e.g. for personal injury claims), employers (e.g. for occupational health purposes) & insurance companies (e.g. for life assurance)</i>
How does this comply with the CLDC?	<i>Consent (explicit) – obtained by the practice</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(a) – explicit consent</i> • <i>Article 9(2)(b) – employment</i> • <i>Article 9(2)(f) – legal claims</i>
Are there any other relevant regulations?	<i>No</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>We do not, & cannot, disclose information under a Subject Access Request (SAR) to solicitors, employers or insurance companies.</i></p> <p><i>Any data retained by these organisations will be in line with their policies on storing identifiable data</i></p>

Other Data Processing

iGPR Create Report Module – NicheSys Ltd.

Recipients (or categories of recipient) of the data:	<i>The Data Subject (you), or your parent, guardian or representative</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>The iGPR Create Report Module is a piece of computer software that allows us to produce a full or targeted copy-notes report with redaction of third-party references, which can be saved on an encrypted CD</i> <i>This software allows us to comply with Subject Access Requests (SARs) as efficiently as possible</i>
How does this comply with the CLDC?	<i>Consent (explicit) – obtained by us for all SARs</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>Our agreement with NicheSys Ltd. is available upon request</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Personal & special category data contained in a report remains in the surgery until the encrypted CD is provided to the Data Subject or their representative</i> <i>Any uncollected encrypted CDs & associated paperwork will be destroyed after 12 months</i> <i>NicheSys Ltd.'s Privacy Notice can be found at:</i> https://www.igpr.co.uk/privacy-policy

Other Data Processing

Patient Online

Recipients (or categories of recipient) of the data:	<i>The Data Subject (you), or your parent, guardian or representative</i>
How is your data being accessed?	<i>Access to your GP NHS health records</i>
What is the purpose of the processing?	<i>To enable patients to securely access their GP NHS health records online & be able to book appointments, request repeat medication & view (read-only) their medical information</i>
How does this comply with the CLDC?	<i>Consent (explicit) – obtained by the practice</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<p><i>Information can also be found at:</i></p> <p>https://www.england.nhs.uk/gp-online-services</p> <p>https://www.nhs.uk/using-the-nhs/nhs-services/the-nhs-app/privacy-policy/</p> <p>https://www.patientaccess.com</p>
Additional information (if applicable) about: - The retention period - Your rights	<i>The source of the information shared in this way is your electronic GP health record & you have rights directly related to that (see EMIS Health Ltd. - EMIS Web)</i>

Other Data Processing

NHS.net – Email Messages (Medical Purposes)

Recipients (or categories of recipient) of the data:	<i>The Data Subject (you), or your parent, guardian or representative</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>To enable staff at The Corner Surgery to communicate with patients or their representatives by email for direct care purposes. A patient may choose to send us a clinical photograph by email if they are unable to send this using the Accurx SMS system or eConsult. They may also wish to email the practice NHS.net address in order to initiate correspondence relating to their direct care. At the present time, we do not routinely initiate correspondence relating to a patient's direct care ourselves by NHS.net</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	
Additional information (if applicable) about: - The retention period - Your rights	<p><i>Patients and their representatives are free to provide The Corner Surgery with their email address – there is no obligation to do so & we will remove the email address from the registration page on EMISWeb if requested</i></p> <p><i>All emails sent via NHS.net that contain personal data should be deleted as soon as possible, and at the latest within one calendar year. If there is a need to retain the email for longer, it should be exported and attached to the the patient's EMISWeb GP Record</i></p>

Other Data Processing

Non-Medical Communications

Recipients (or categories of recipient) of the data:	<i>The Data Subject (you)</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<i>To enable staff at The Corner Surgery to communicate with patients for non-medical purposes At the moment, the only time we will do this is when communicating with the Patient Participation Group</i>
How does this comply with the CLDC?	<i>Not applicable – the information is being shared directly with you</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(a) – consent</i>
Are there any other relevant regulations?	<i>The Privacy & Electronic Communications (EC Directive) Regulations (2003) – PECR (direct marketing)</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Patients may choose not to provide consent for this purpose, or withdraw consent for this at any time. To object to, or opt-out of, non-medical communication by the surgery, simply contact us in any way – in person, by telephone, by fax, by letter or by email We will record & action any such objection accordingly, ensuring no such communications are sent to you</i>

Other Data Processing

Pharmacy Collection of FP10 Prescriptions

Recipients (or categories of recipient) of the data:	<i>Community pharmacies providing direct medical care to the Data Subject</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>To enable community pharmacies to collect paper prescriptions (FP10s) from the surgery on behalf of patients, where that patient has not chosen to enable the Electronic Prescription Service (EPS)</i></p> <p><i>This Privacy Notice covers situations where a patient nominates a pharmacy (or service) to either:</i></p> <ul style="list-style-type: none"> <i>• Collect the prescription directly from the surgery, or</i> <i>• For the surgery to post the prescription to the service/pharmacy (e.g. for appliances)</i> <p><i>Not consenting to this processing would require the Data Subject to collect the prescription from the surgery in person. The only exception to this is where a patient has consented to an EPS nomination but a prescription cannot be sent by EPS (e.g. a Controlled Drug)</i></p>
How does this comply with the CLDC?	<p><i>Consent (explicit) – obtained by the practice</i></p> <p><i>If a patient does not have the mental capacity to consent, disclosure may be made if it is in their overriding safeguarding interest or following a court order</i></p>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>No</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Not applicable</i>

Other Data Processing

Accessing Your Information on Other Databases

Recipients (or categories of recipient) of the data:	<i>Staff employed by The Corner Surgery who have authorised access to these databases</i>
How is your data being accessed?	<i>Access to data held about you by another Data Controller, though an original source may be your GP NHS health records</i>
What is the purpose of the processing?	<i>Open Exeter – see the Open Exeter Privacy Notice above The EMIS Web Extended Record – just as EMIS Web Local Record Sharing enables certain GP NHS health records to be viewed by some other local healthcare providers (see the related Privacy Notice above), we are also able to view certain health records made on EMIS Web by some of those providers, to improve the continuity of medical care Midlands & Lancashire CSU’s Aristotle Business Intelligence Portal Southport & Ormskirk Hospitals’ Sunquest ICE database – access is available directly through a patient’s EMIS Web GP record (via the N3 network) & enables us to obtain information about some investigations requested by other healthcare providers & processed by the same laboratory</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care OR Consent (explicit) – for the EMIS Web Extended Record: sought & recorded at the time of access</i>
What is the GDPR lawful basis of the processing?	<i>Processing of personal data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <i>Processing of special category data is permitted under:</i> <ul style="list-style-type: none"> • <i>Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>No</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Data may be:</i> <ul style="list-style-type: none"> • <i>Viewed on screen – in which case, it is not retained</i> • <i>Downloaded directly into the GP NHS health record (Sunquest ICE) – thus this is retained according to the ‘EMIS Health Ltd - EMIS Web’ policy; or</i> • <i>Printed out – if so, it is destroyed when no longer required, usually within 24 hours</i>

Other Data Processing

Healthcare Commissioning & Planning

Recipients (or categories of recipient) of the data:	<i>NHS Cheshire & Merseyside, incorporating Sefton Place</i>
How is your data being accessed?	<i>Extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>NHS Cheshire & Merseyside is responsible for securing, planning, designing & paying for your NHS services, including planned & emergency hospital care, mental health, rehabilitation, community & primary care (including GP) services – this is known as ‘commissioning’</i></p> <p><i>To enable it to carry out its statutory responsibilities effectively, efficiently and safely, we may share personal data about you with them for the following purposes:</i></p> <ul style="list-style-type: none"> <i>• Individual Funding Requests (IFRs)</i> <i>• Continuing Health Care (CHC)</i> <i>• Appeals, queries or compliments</i> <i>• Safeguarding concerns</i> <i>• Commissioning purposes, such as payment for target achievement known as Quality and Outcomes Framework (QOF)</i> <i>• Where the practice is participating in agreed national or local enhanced services</i>
How does this comply with the CLDC?	<i>Consent (implied) – direct care</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
Are there any other relevant regulations?	<i>The Health & Social Care Act (2022), which led to the creation of Integrated Care Boards</i>
Additional information (if applicable) about: - The retention period - Your rights	<p><i>NHS Cheshire & Merseyside is a new organisation, made up of 9 Places including Sefton, which has taken on the functions of Southport & Formby CCG.</i></p> <p><i>There is a business intelligence data processing agreement between Sefton Practices & the ICB, with NHS Informatics Merseyside acting as a sub-processor, to provide aggregated (anonymised) patient data when there is no other basis for sharing the data.</i></p>

Other Data Processing

Risk Stratification

<p>Recipients (or categories of recipient) of the data:</p>	<p><i>Midlands & Lancashire CSU are acting as a data processor on behalf of the surgery. Only healthcare professionals providing direct care to a patient are permitted to access patient-identifiable data that has not been anonymised or pseudonymised.</i></p>
<p>How is your data being accessed?</p>	<p><i>Extraction of information from your GP NHS health records</i></p>
<p>What is the purpose of the processing?</p>	<p><i>The practice performs computerised searches of some or all of our records to identify individuals who may be at increased risk of certain conditions or diagnoses; your records may be amongst those searched. This is often called ‘risk stratification’ or ‘case finding’</i></p> <p><i>These searches are sometimes carried out by Data Processors, who may have the ability to link our records to other records that they access, such as hospital attendance records. This enables us to provide the most appropriate health or social care to our patients.</i></p> <p><i>Risk stratification can be grouped into two purposes:</i></p> <ul style="list-style-type: none"> <i>• ‘Case finding’ carried out by a health professional involved in providing an individual’s care, or by a Data Processor acting under contract with such a provider</i> <i>• To understand the local population needs & plan for future requirement</i>
<p>How does this comply with the CLDC?</p>	<p><i>Consent (implied) – direct care: for patient-identifiable data that has not been anonymised/ pseudonymised</i></p>
<p>What is the GDPR lawful basis of the processing?</p>	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> <i>• Article 9(2)(h) – provision of health</i>
<p>Are there any other relevant regulations?</p>	<p><i>Section 251 of the National Health Service Act (2006)</i></p>
<p>Additional information (if applicable) about: - The retention period - Your rights</p>	<p><i>Processing of this type is only lawful where it results in individuals being identified with their associated calculated risk. It is not lawful for this processing to be used for other purposes, such as “health analytics”</i></p> <p><i>If any processing of this data occurs outside the practice, your identity will not be visible to the Data Processors</i></p>

	<p><i>Type 1 objections present in the GP record are respected, & no data will be extracted if present.</i></p> <p><i>National Data Opt-Outs do not apply to risk stratification for case finding, where carried out by a provider involved in an individual's care (or by a data processor acting under contract with such a provider) as this should be treated as individual, direct care.</i></p> <p><i>National Data Opt-Outs do not apply where the data for risk stratification is anonymised in line with the ICO Code of Practice on Anonymisation.</i></p> <p><i>National Data Opt-Outs only apply to data disclosures for risk stratification which rely on Section 251 support unless the CAG approval letter states that the National Data Opt-Out should not apply (the assumption being that if Section 251 approval is required, this could not be considered as an individual, direct care purpose.</i></p>
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Other Data Processing

Research

Recipients (or categories of recipient) of the data:	<i>Accredited research organisations</i>
How is your data being accessed?	<i>Access to or extraction of information from your GP NHS health records</i>
What is the purpose of the processing?	<p><i>The Corner Surgery may be approached by research organisations to recruit patients for studies, & will only agree to do so if there is a clearly defined reason for the research that is likely to benefit healthcare and patients</i></p> <p><i>Such proposals will normally have a consent process, ethics committee approval & will be in line with the principles of Article 89(1) of GDPR. At the present time, we are not taking part in any such research projects</i></p> <p><i>Occasionally, research can be authorised under law without the need to obtain consent – this is known as the Section 251 arrangement</i></p>
How does this comply with the CLDC?	<p><i>Consent (explicit) – obtained by the practice or a research partner; OR</i></p> <p><i>Regulation 5 of the Health Service (Control of Patient Information) Regulations (2002) – Section 251 approval</i></p>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(e) – official authority</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(j) – research purposes</i>
Are there any other relevant regulations?	<i>The Health Service (Control of Patient Information) Regulations (2002)</i>
Additional information (if applicable) about: - The retention period - Your rights	<i>Data will be retained in line with the research organisation’s policies on storing identifiable data, & retention periods will be defined in the research protocol</i>

Other Data Processing

Employment Planning

Recipients (or categories of recipient) of the data:	<i>The Partners & management staff at The Corner Surgery; also the Care Quality Commission (CQC) & HM Revenue & Customs (HMRC)</i>
How is your data being accessed?	<i>Extraction of information from your staff records</i>
What is the purpose of the processing?	<p><i>As employers, we need to keep certain information so that we can remain your employer & manage payments. This is a combination of personal & financial information</i></p> <p><i>We are required by law to hold certain types of data on those we employ under the Health & Social Care Act (2008) and this data is examined during CQC inspection visits. We required to share information about you with NHS Digital under a submission known as the ‘Workforce Minimum Dataset’. We are also required by HMRC & various taxation laws to keep financial records</i></p> <p><i>The following data may be stored in your staff records: name, date of birth, address, telephone numbers, next of kin details, National Insurance number, bank details, professional membership numbers, NHS pension details, Disclosure & Barring Service (DBS) checks, contract, job description, curriculum vitae, references & relevant health details (e.g. immunisations & occupational health needs)</i></p>
How does this comply with the CLDC?	<i>Legal obligation</i>
What is the GDPR lawful basis of the processing?	<p><i>Processing of personal data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – legal obligation</i> <p><i>Processing of special category data is permitted under:</i></p> <ul style="list-style-type: none"> • <i>Article 9(2)(b) – employment law</i> <p><i>The practice ensures that personal & special category data it collects from employees are used only for employment related purposes or where there is a statutory obligation to share it with regulatory bodies</i></p>
Are there any other relevant regulations?	<p><i>The Health & Social Care Act (2008)</i></p> <p><i>Information about the CQC: http://www.cqc.org.uk/</i></p> <p><i>Details of the Workforce Minimum Dataset: https://digital.nhs.uk/data-and-information/areas-of-interest/workforce/workforce-minimum-data-set-wmds</i></p> <p><i>The Income Tax (Pay As You Earn) Regulations (2003)</i></p>

<p>Additional information (if applicable) about:</p> <ul style="list-style-type: none">- The retention period- Your rights	<p><i>There is no right to have records deleted except when ordered by a court of Law. You have the right to object to some or all of the information being shared with the CQC. There is no right to have UK taxation related data deleted except after certain statutory periods</i></p> <p><i>The data will be retained for active use during the processing & thereafter according to NHS policies, taxation & employment law</i></p>
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