

BEDMINSTER FAMILY PRACTICE

How Your Information Is Shared So We Can Meet Legal Requirements

The law requires us, in certain circumstances, to share information from your medical records, so that the NHS or Public Health England can, for example:

- plan and manage services
- check that the care being provided is safe
- prevent infectious diseases from spreading

We will share information with NHS Digital, the Care Quality Commission (CQC) and local health protection team (or Public Health England) when the law requires us to do so. Please see below for more information.

We must also share your information if a court of law orders us to do so.

NHS Digital

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

Care Quality Commission (CQC)

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

Public Health

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

We are required by law to provide you with the following information about our legal obligations to share data

Purpose of the processing	Compliance with legal obligations or court order
Lawful basis for processing	<p>The following sections of the GDPR mean that we can share information when the law tells us to;</p> <ul style="list-style-type: none"> • <i>Article 6(1)(c) – ‘processing is necessary for compliance with a legal obligation to which the controller is subject...’</i> • <i>Article 9(2)(h) – ‘processing is necessary for the purpose of preventative...medicine...the provision of health or social care or treatment or the management of health or social care systems and services...’</i>
Recipient or categories of recipients of the processed data	<ul style="list-style-type: none"> • Data will be shared with NHS Digital • Data will be shared with the Care Quality Commission • Data will be shared with our local health protection team or Public Health England • Data will be shared with the court, if ordered
Rights to object and the national data opt-out	<p>There are very limited rights to object when the law requires information to be shared but government policy allows some rights of objection as set out below;</p> <p><u>NHS Digital</u></p> <ul style="list-style-type: none"> • You have the right to object to information being shared with NHS Digital for reasons other than your own direct care • This is called a ‘Type 1’ objection – you can ask your

	<p>practice to apply this code to your record</p> <ul style="list-style-type: none">• Please note that this 'Type 1' objection will no longer be available after 2020• This means you will not be able to object to your data being shared with NHS Digital when it is legally required under the Health and Social Care Act 2012 <p><u>Public Health</u></p> <ul style="list-style-type: none">• Legally, information must be shared under public health legislation. This means that you are unable to object <p><u>Care Quality Commission (CQC)</u></p> <ul style="list-style-type: none">• Legally, information must be shared when the CQC needs it for their regulatory functions. This means that you are unable to object <p><u>Court Order</u></p> <ul style="list-style-type: none">• Your information must be shared if it is ordered by a court. This means that you are unable to object
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