

NHS Digital – FGM Enhanced Dataset – Privacy Notice

<p>1. Data Controller:</p>	<p>Canterbury Medical Practice Patricbourne Rd, Bridge, Canterbury CT4 5BL</p>
<p>2. Data Protection Officer:</p>	<p>Dr Mark Jones Contact via: ccccg.cmp@nhs.net</p>
<p>3. How does this comply with the Common Law Duty of Confidentiality?</p> <ul style="list-style-type: none"> • Consent <ul style="list-style-type: none"> ○ Implied (e.g. direct care) ○ Explicit (e.g. 2^o uses) • COPI Regulations 2002 (e.g. Reg 5 - “s251”) • “overriding public interest” (to safeguard you or another person) • legal obligation (e.g. court order) 	<p>Legal obligation</p> <p>This means that we are compelled by law to share your data in this way</p>
<p>3. Purpose of the processing and the lawful basis for the processing</p>	<p>NHS Digital collects data on Female Genital Mutilation (FGM) within the NHS in England on behalf of the Department of Health (DH).</p> <p>The data collected is used to produce information that helps to:</p> <ul style="list-style-type: none"> • improve how the NHS supports women and girls who have had or who are at risk of FGM • plan the local NHS services needed both now and in the future • help other organisations e.g. local authorities to develop plans to stop FGM happening in local communities <p>The FGM Enhanced Dataset is a mandatory data extraction under s254 of the HSCA 2012</p> <p>Lawful basis:</p> <p>Article 6(1)(c) – Legal Obligation <i>“processing is necessary for compliance with a legal obligation to which the controller is subject.”</i></p> <p>Article 9(2)(h) – Provision of health <i>“necessary for the purposes of preventative or occupational medicine for the assessment of the working capacity of the employee, medical diagnosis,</i></p>

	<i>the provision of health or social care or treatment or the management of health or social care systems and services..."</i>
5. Is this: Access to your GP record <ul style="list-style-type: none"> • Extraction of information from your GP record • Access to data held about you by another data controller 	Extraction of information from the GP record
6. The recipient(s), or categories of recipients, of your personal data	NHS Digital
7. Retention period of the data (or criteria used to determine the retention period)	Data retained in line with NHS Digital policies on storing identifiable data https://digital.nhs.uk/keeping-patient-data-safe/how-we-look-after-your-health-and-care-information
8. The existence of each of your rights <ul style="list-style-type: none"> - The right to object - The right to access and correct 	Whilst there is no right to object under 6(1)(c), NHS Digital respects Type 1 objections (9Nu0) present in the GP record and no data will be extracted and uploaded if so.
9. The right to lodge a complaint with a supervisory authority	You have the right to complain to the Information Commissioner's Office, you can use this link https://ico.org.uk/global/contact-us/ or calling their helpline Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate) There are National Offices for Scotland, Northern Ireland and Wales, (see ICO website)
<i>The existence of automated decision making, including profiling and information about how decisions are made, the significance and the consequences</i>	No
<i>Further information</i>	This is a mandatory data extraction under s254 of the HSCA 2012 Patient Information: http://content.digital.nhs.uk/article/7524/Patients---your-FGM-information-and-how-we-use-it https://www.nhs.uk/Conditions/female-genital-mutilation/Documents/2905942-DH-FGM-Leaflet-English.pdf NHS Digital Directions: https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/427336/fgm.pdf Further information about GP records and confidentiality can be found on our website under Data Protection: http://www.canterburymedicalpractice.nhs.uk/

