

Statutory Disclosures to the Police – Privacy Notice

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| <p>1. Data Controller:</p> | <p>Canterbury Medical Practice Patrixbourne 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"> ○ <i>Implied (e.g. direct care)</i> ○ <i>Explicit (e.g. 2^ouses)</i> • 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>and</p> <p>Overriding public interest</p> <p>Where we can your data, without your consent, to save your life or that of others</p> |
| <p>4. Purpose of the processing and the lawful basis for the processing</p> | <p>Data disclosed is personal data. Under some circumstances, this might also include special category data</p> <p>Lawful basis: 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)(g) – Public Interest <i>“processing of data is necessary for reasons of substantial public interest which shall be proportionate to the aim pursued, respect the essence of the right to data protection and provide for suitable and specific measures to safeguard the fundamental rights and the interests of the data subject”</i></p> |
| <p>5. Is this: <i>Access to your GP record</i></p> <ul style="list-style-type: none"> • <i>Extraction of information from your GP record</i> • <i>Access to data held about you by another data controller</i> | <p>Extraction of information from the GP record</p> |
| <p>6. The recipient(s), or categories of recipients, of your personal data</p> | <p>The police (or other judicial authorities)</p> |
| <p>7. Retention period of the data (or criteria used to determine the retention period)</p> | <p>Data retained in line with police policies For example: https://www.kent.police.uk/policy/privacy,-cookies-and-legal-notice/</p> |

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| <p>8. The existence of each of your rights</p> <ul style="list-style-type: none"> - The right to object - The right to access and correct | <p>N/A</p> |
| <p>9. The right to lodge a complaint with a supervisory authority</p> | <p>You have the right to complain to the Information Commissioner's Office, you can use this link https://ico.org.uk/global/contact-us/</p> <p>or calling their helpline Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate)</p> <p>There are National Offices for Scotland, Northern Ireland and Wales,</p> <p>(see ICO website)</p> |
| <p><i>The existence of automated decision making, including profiling and information about how decisions are made, the significance and the consequences</i></p> | <p>No</p> |
| <p><i>Further information</i></p> | <p>As with any disclosures to the police, there must be:</p> <ul style="list-style-type: none"> • a legal duty to disclose, or • a sufficiently important reason to disclose AND a legal basis for doing so <p>Prevention of Terrorism Act (1989) and Terrorism Act (2000) An obligation to inform the Police if you have information (including personal information) that may assist them in preventing an act of terrorism or help in apprehending or prosecuting a terrorist.</p> <p>The Road Traffic Act (1988) A statutory duty to inform the Police, when asked, of any information that might identify any driver who is alleged to have committed an offence under the Act. We are not required to disclose clinical or other confidential information.</p> <p>The Female Genital Mutilation Act (2003) A statutory duty to report to the police under Section 5B of this Act where it appears that a girl under the age of 18 has been subject to genital mutilation.</p> <p>Further information about GP records and confidentiality can be found on our website under Data Protection: http://www.canterburymedicalpractice.nhs.uk/</p> |