



BHWC

Brighton Health & Wellbeing Centre

18-19 Western Road, Hove, BN3 1AE

Tel: 01273 772020

www.brightonhealthandwellbeingcentre.co.uk

APPENDIX A – Activity and Rationale List

The Practice will share your information with these organisations where there is a legal basis to do so which are listed below:

Clinical Commissioning Group (CCG)

Purpose – Anonymous data is used by the CCG for planning and performance as directed in the practices contract.

Legal Basis – Contractual

Processor – Brighton and Hove CCG.

Summary Care Record (SCR)

Purpose – The NHS in England uses a national electronic record called the Summary Care Record (SCR) to support patient care. It contains key information from your GP record. Your SCR provides authorised healthcare staff with faster, secure access to essential information about you in an emergency or when you need unplanned care, where such information would otherwise be unavailable.

Legal Basis – Direct Care

Please be aware that if you choose to opt-out of SCR, NHS healthcare staff caring for you outside of this surgery may not be aware of your current medications, allergies you suffer from and any bad reactions to medicines you have had, in order to treat you safely in an emergency. Your records will stay as they are now with information being shared by letter, email, or telephone. If you wish to opt-out of having an SCR please return a completed opt-out form to the practice.

Processor – NHS England and NHS Digital.

Research

Purpose – We may share personal confidential or anonymous information with research companies. Where you have opted out of having your identifiable information shared for this purpose your information will be removed.

Legal Basis – consent is required to share confidential patient information for research, unless there is support under the Health Service (Control of Patient Information Regulations) 2002 ('section 251 support') applying via the Confidentiality Advisory Group in England and Wales.

Processor – Primary Care Research Network/Royal College of General Practitioners.

Individual Funding Requests (IFR)

Purpose – We may need to process your personal information where we are required to fund specific treatment for you for a particular condition that is not already covered in our contracts.

Legal Basis – The clinical professional who first identifies that you may need the treatment will explain to you the information that is needed to be collected and processed in order to assess your needs and commission your care; they will gain your explicit consent to share this. You have the right to withdraw your consent at any time

Processor – Brighton and Hove CCG.

Safeguarding Adults

Purpose – We will share personal confidential information with the safeguarding team where there is a need to assess and evaluate any safeguarding concerns.

Legal Basis – Because of public interest issues, e.g., to protect the safety and welfare of vulnerable adults, we will rely on a statutory basis rather than consent to process information for this use.

Processor – Adult Social Services.

Safeguarding Children

Purpose – We will share children's personal information where there is a need to assess and evaluate any safeguarding concerns.

Legal Basis – Because of public interest issues, e.g., to protect the safety and welfare of children we will rely on a statutory basis rather than consent to share information for this use.

Processor – Front Door For Families.

Direct Care – NHS Trusts & Other Care Providers

Purpose – Personal information is shared with other secondary care trusts in order to provide you with direct care services. This could be hospitals or community providers for a range of services, including treatment, operations, physio, and community nursing, ambulance service.

Legal Basis – The processing of personal data in the delivery of direct care and for providers' administrative purposes in this surgery and in support of direct care elsewhere is supported under the following Article 6 and 9 conditions as stated below.

Processors – University Hospitals Sussex NHS Foundation Trust (formerly Brighton and Sussex University Hospitals), Sussex Partnership NHS Foundation Trust (SPFT) and Sussex Community NHS Foundation Trust (SCFT).

Care Quality Commission (CQC)

Purpose – The CQC is the regulator for the English Health and Social Care services to ensure that safe care is provided. They will inspect and produce reports back to the GP practice on a regular basis. The Law allows the CQC to access identifiable data.

More detail on how they ensure compliance with data protection law (including GDPR) and their privacy statement is available on their website <https://www.cqc.org.uk/about-us/our-policies/privacy-statement>

Legal Basis – Article 6(1)(c) "processing is necessary for compliance with a legal obligation to which the controller is subject" and Article 9(2)(h) as stated below.

Processor – Care Quality Commission (CQC).

General Data Extraction Service (GPES)

Purpose – GP practices are required by law to provide data extraction of their patients' personal confidential information for various purposes by NHS Digital. The objective of this data collection is on an ongoing basis to identify patients registered at General Practices who fit within certain criteria, in order to monitor and either provide direct care, or prevent serious harm to those patients. Below is a list of the purposes for the data extraction, by using the link you can find out the detail behind each data extraction and how your information will be used to inform this essential work:

You can find the approval certificate and details including individual legal basis for all data extractions by following the link below.

<https://digital.nhs.uk/data-and-information/information-standards/information-standards-and-data-collections-including-extractions/publications-and-notifications/standards-and-collections/gp-data-collections>

Legal Basis – All GP Practices in England are legally required to share data with NHS Digital for this purpose under section 259(1)(a) and (5) of the 2012 Act.

Any objections to these data collections should be made directly to NHS Digital: enquiries@nhsdigital.nhs.uk

Processor – NHS Digital or NHS X.

General Data Extraction Service (GPES) – CVDPREVENT Audit

Purpose – NHS England has directed NHS Digital to collect and analyse data in connection with Cardiovascular Disease Prevention Audit (referred hereafter to as "CVDPREVENT Audit").

The NHS Long Term Plan identifies cardiovascular disease (CVD) as a clinical priority and the single biggest condition where lives can be saved by the NHS over the next 10 years. CVD causes a quarter of all deaths in the UK.

This General Practice Extraction Service (GPES) data will be extracted as an initial full-year extract of data and thereafter as an extract on a quarterly basis. The first extract is scheduled to take place in the second half of 2020-21 financial year and will cover the previous financial year of 2019-20.

More information on this data extraction can be found [here](#).

Legal Basis – All GP Practices in England are legally required to share data with NHS Digital for this purpose under section 259(1)(a) and (5) of the 2012 Act.

Processor – NHS Digital.

Risk Stratification – Preventative Care

Purpose – 'Risk stratification for case finding' is a process for identifying and managing patients who have or may be at-risk of health conditions (such as diabetes) or who are most likely to need healthcare services (such as people with frailty). Risk

stratification tools used in the NHS help determine a person's risk of suffering a particular condition and enable us to focus on preventing ill health before it develops.

Information about you is collected from a number of sources including NHS Trusts, GP Federations and your GP Practice. A risk score is then arrived at through an analysis of your de-identified information. This can help us identify and offer you additional services to improve your health.

If you do not wish information about you to be included in any risk stratification programmes, please let us know. We can add a code to your records that will stop your information from being used for this purpose. Please be aware that this may limit the ability of healthcare professionals to identify if you have or are at risk of developing certain serious health conditions.

Type of Data – Identifiable/Pseudonymised/Anonymised/Aggregate Data.

Legal Basis – GDPR Art. 6(1) (e) and Art.9 (2) (h). The use of identifiable data by CCGs and GPs for risk stratification has been approved by the Secretary of State, through the Confidentiality Advisory Group of the Health Research Authority (approval reference (CAG 7-04)(a)/2013)) and this approval has been extended to the end of September 2022 NHS England Risk Stratification which gives us a statutory legal basis under Section 251 of the NHS Act 2006 to process data for risk stratification purposes which sets aside the duty of confidentiality. We are committed to conducting risk stratification effectively, in ways that are consistent with the laws that protect your confidentiality.

Processors – Appointed data processor and for subsequent healthcare with the CCG, PCO, frailty service, etc.

Public Health

Purpose – Personal identifiable and anonymous data is shared:

- Screening programmes (identifiable)
- Notifiable disease information (identifiable)
- Smoking cessation (anonymous)
- Sexual health (anonymous)

The NHS provides national screening programmes so that certain diseases can be detected at an early stage. These currently apply to bowel cancer, breast cancer, aortic aneurysms and diabetic retinal screening service. The law allows us to share your contact information with Public Health England so that you can be invited to the relevant screening programme.

More information can be found at: <https://www.gov.uk/topic/population-screeningprogrammes> or speak to the practice
Legal Basis – Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller” and Article 9(2)(h) as stated below.

Processor – Public Health England <https://www.gov.uk/government/organisations/public-health-england>

Population Health Management (PHM)

Purpose – Pseudonymised data will be used to link specific data sets together to enable health prediction and risk analysis which will enable improved health and wellbeing care across the Sussex footprint for all patients.

No personal identifiable data will be shared.

Legal Basis – Data will be used pseudonymised in line with the ICO Anonymisation Code of Practice whereby no parties, Optum and East Sussex Healthcare Trust (EHST), involved in the processing have access to the pseudonymisation keys.
Article 6 – Lawfulness of processing: Article 6(1)(e) Performance of a public task. What statutory power or duty does the Controller derive their official authority from Health and Social Care Act 2012; Article 9 – Processing of special categories of personal data; Article 9(2)(h) – Processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of employee, medical diagnosis, the provision of health or social care, or treatment or the management of health or social care systems and services on the basis of Union or Member State law or pursuant to contract with a health professional.

Processors – Optum; East Sussex Healthcare Trust (EHST).

National Screening Programmes

Purpose – The NHS provides several national health screening programs to detect diseases or conditions earlier such as: cervical, breast and bowel cancers, aortic aneurysm, and diabetes.

More information can be found at <https://www.gov.uk/topic/population-screening-programmes>

The information is shared so as to ensure only those who should be called for screening are called and or those at highest risk are prioritised.

Legal Basis – Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller” and Article 9(2)(h) as stated below.

Processor – Public Health England (PHE).

<https://www.gov.uk/government/publications/patient-confidentiality-in-nhs-population-screening-programmes/nhs-population-screening-confidential-patient-data>

Payments and Invoice Validation

Purpose – Contract holding GPs in the UK receive payments from their respective governments on a tiered basis. Most of the income is derived from baseline capitation payments made according to the number of patients registered with the practice on quarterly payment days. These amounts paid per patient per quarter varies according to the age, sex and other demographic details for each patient. There are also graduated payments made according to the practice’s achievement of certain agreed national quality targets known as the Quality and Outcomes Framework (QOF), for instance the proportion of diabetic patients who have had an annual review. Practices can also receive payments for participating in agreed national or local enhanced services, for instance opening early in the morning or late at night or at the weekends. Practices can also receive payments for certain national initiatives such as immunisation programs and practices may also receive incomes relating to a variety of non-patient related elements such as premises. Finally, there are short term initiatives and projects that practices can take part in. Practices or GPs may also receive income for participating in the education of medical students, junior doctors and GPs themselves as well as research. In order to make patient-based payments basic and relevant necessary data about you needs to be sent to the various payment services. The release of this data is required by English laws.

Legal Basis – Article 6(1)(c) “processing is necessary for compliance with a legal obligation to which the controller is subject” and Article 9(2)(h) as stated below.

Processors – NHS England, CCG, Public Health England.

Technical Solutions for Analytics

Purpose – Delivers training and consultancy appertaining to QOF, prevalence, enhanced services, Read codes and medical terminology.

Legal Basis – Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller”.

Processor – Insight Solutions.

Learning Disability Mortality Programme (LeDeR)

Purpose – The Learning Disability Mortality Review (LeDeR) programme was commissioned to improve the standard and quality of care for people with a learning disability.

Legal Basis – It has approval from the Secretary of State under section 251 of the NHS Act 2006 to process patient identifiable information without the patient’s consent.

Processor – Bristol University, NECS.

Emergency Care

Purpose – There are occasions when intervention is necessary in order to save or protect a patient’s life or to prevent them from serious immediate harm. In many of these circumstances the patient may be unconscious or too ill to communicate. In these circumstances we have an overriding duty to try to protect and treat the patient.

Legal Basis – Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller’ and Article 9(2)(c) “processing is necessary to protect the vital interests of the data subject or of another natural person where the data subject is physically or legally incapable of giving consent”.

Processors – Healthcare professionals and other workers in emergency and out of hours services.

Patient Record Database

Purpose – Your medical record will be shared in order that a database can be maintained and managed in a secure way.

Legal Basis – Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller’ and Article 9(2)(h) as stated below.

Processor – TPP.

Texting Services – Mjog

Purpose – Texting service in order to inform patient of appointment times and dates, campaigns related to patient health needs, direct messages from the surgery to inform patients directly of action needed for their specific health requirements.

Legal Basis – Consent is required to send certain types of messages. Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller’ and Article 9(2)(h) as stated below.

Processor – Mjog.

Communication Services – accuRx

Purpose – The purposes of processing are health and social care purposes only. The nature of the processing may include, but is not limited to:

- Communication between patients, healthcare and/or social care professionals, via SMS, email, or other electronic communication, which may include images or documents.
- Sending links to surveys for patients to complete regarding their care.
- Video and audio communication for the purposes of video consultation, as outlined below.
- Healthcare and/or social care professionals using accuRx may disclose patient data to the Data Processor when receiving technical support and from time to time the Data Processor’s Technical Team may have access to patient data when they are fixing a technical issue for example via remote support, which may include screen sharing.
- Compilation of anonymised statistics about the use of Data Processor’s platform, such as the use of its functions by its users in communication with patients. These statistics may be used for the Data Processor’s own analytics and improvement purposes. The Data Processor may also share these anonymised statistics publicly or with third parties. These third parties include:
 - National bodies, including NHS Digital and NHS England;
 - Local NHS bodies, including CCGs and Primary Care Networks;
 - Partners of the Data Processor, including commercial organisations, charities, and academic institutions.
- In exceptional circumstances, the Data Processor may send a message to patients directly. For example, in the event that the Data Controller has cancelled its agreement for accuRx but patients remain using live Services, the Data Processor may text the patients to ask them to contact the Healthcare and/or Social Care Organisation for advice regarding next steps, prior to deleting or returning all the data according to Data Controller’s instructions.
- Where applicable (in the case of a commercial agreement), the Data Processor may process personal data about the use of the platform and its features by the Data Controller’s employees to determine billing amounts in line with such agreements.

The video and audio communication of any video consultation is only visible to participants on the call and is not recorded or stored on any server. The IP address of call participants may be stored as part of metadata stored, however no other personal information of call participants is collected or stored.

The video consultation service provided through the accuRx platform is hosted by Whereby who are compliant with GDPR and based in the European Economic Area (EEA). A unique URL to the video consultation is generated and all participants are visible in the consultation, no third party can ‘listen in’. The video and audio communication of the video consultation is only visible to participants on the call and is not recorded or stored on any server (not accuRx’s, not Whereby’s and not on any third party’s servers).

All communication between participants’ devices and Whereby’s service is transmitted over an encrypted connection (secure web traffic using HTTPS and TLS or secure websocket traffic or secure WebRTC). The video consultation connection either:

- connects participants to one another, relaying the encrypted data content through Whereby’s TURN server, where it is not retained beyond this relay operation; or
- connects devices using ‘peer-to-peer’ connections between devices.

In both cases, as long as the participants are using their devices in the European Economic Area, it is guaranteed that any data is hosted and processed within the EEA, in line with NHS best practice guidelines on health and social care cloud security.

The data collected about patients is limited to that necessary to provide the meeting room service, and includes:

- Display name (if enabled and the user chooses to set one)
- Video meeting URL accessed
- Technical logs - information will be recorded in technical logs when the service is used. These logs will contain information such as, but not restricted to
 - IP address
 - Time of registered actions
 - Browser type and version

Technical logs are purged after 90 days, sufficient to allow accuRx as the Data Processor to assist the Data Controller to complete investigations into data protection or clinical safety incidents.

Whereby's Data Processing Agreement (available on their Data Storage and Security page) details the commitments it makes to us when we contract with them as a sub-processor.

Type of data shared:

Personal Data (relating to patients of the Data Controller):

- Patient demographic details (name; date of birth; gender)
- NHS number
- Mobile phone number
- Email address

Personal Data (relating to healthcare and/or social care professionals):

- Name
- Email address
- Mobile phone number
- Affiliated organisations
- Job role

Sensitive Personal Data:

- Content of the communications with – or regarding - patients sent via accuRx (which may include patient images or documents and contain data concerning health).
- Other types of data (which may include contents of the patient's GP medical record and data concerning health that may from time to time be required to provide the Services).

Legal Basis – Article 6(1)(e) '...necessary for the performance of a task carried out in the public interest or in the exercise of official authority...'; Article 9(2)(h) '...medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems...'

Processors – accuRx Ltd, 27 Downham Road, London, N1 5AA; ICO Registration Number ZA202115; NHS Data Security and Protection (DSP) Toolkit assurance NHS ODS Code 8JT17; a list of sub-processors is available on the data processing agreement (<https://www.accurx.com/data-processing-agreement>) and details the company names and purpose.

Remote Consultations (including Video Consultations and Clinical Photography)

Purpose – Personal information including images may be processed, stored and with consent shared, in order to provide patient with medical advice.

Legal Basis – Direct care. Patients will be asked to provide consent if required to provide photographs of certain areas of concern. There are restrictions on what the practice can accept photographs of. No photographs of the full face, no intimate areas, no pictures of patients who cannot consent to the process.

Processors – eConsult; accuRx.

Mailing Service

Purpose – The practice uses a mailing service to assist with the sending of patient letters. A minimum of information is shared with the mailing service for this purpose; including patient identifiable data and health data. All data shared is deleted from the data base after 28 days of the letter being produced.

Legal Basis – the practice uses their position as a public authority to contract a third party for this purpose. Data is not processed for any other purpose by this third party.

GDPR Article 6(1)(e) Public Task and Article 9(2)(h) Health Data.

Processor – CFH Docmail Ltd.

Medicines Optimisation – OptimizeRX

Purpose – Your anonymous information will be shared in order to optimise your medication within your record. This will enable your GP to provide a more efficient medication regime.

Legal Basis – Article 6(1)(e); "necessary... in the exercise of official authority vested in the controller" and Article 9(2)(h) as stated below.

Processor – FDB Health

Medicines Management Team

Purpose – Your medical record is shared with the medicines management team, in order that your medication can be kept up to date and any changes can be implemented.

Legal Basis – Article 6(1)(e); "necessary... in the exercise of official authority vested in the controller" and Article 9(2)(h) as stated below.

Processor – Appointed data processors within the Medicines Management Team, Brighton & Hove CCG

Medications & Prescribing

Purpose – Prescriptions containing personal identifiable and health data will be shared with chemists/pharmacies, in order to provide patients with essential medication or treatment as their health needs dictate. This process is achieved either by face-to-face contact with the patient or electronically. Where patients have specified a nominated pharmacy, they may wish their repeat or acute prescriptions to be ordered and sent directly to the pharmacy making a more efficient process. Arrangements can also be made with the pharmacy to deliver medication

Legal Basis – Article 6(1)(e); "necessary... in the exercise of official authority vested in the controller" and Article 9(2)(h) as stated below.

Patients will be required to nominate a preferred pharmacy.

Processor – Pharmacy of patient's choice.

Prescription Ordering Direct (POD)

Purpose – The NHS Prescription Ordering Direct (POD) service is provided on behalf of your GP practice by NHS Sussex CCGs who have launched the service as an alternative way for people to order their prescriptions. The service hopes to reduce prescription waste by helping to ensure you order the medication you need when you need it. When you contact POD telephone number you will be asked by a dedicated and fully trained prescription co-ordinator if you consent to your medical record being accessed to process your prescription request. You can also discuss your medication requirements and can be alerted if a medication review is needed.

Legal Basis – Your consent will be required to share your record for this purpose.

Processor – NHS Sussex CCGs

GP Registrar Training

Purpose – We are a GP training surgery. On occasion you may be asked if you are happy to be seen by one of our GP registrars. You may also be asked if you would be happy to have a consultation recorded for training purposes. These recordings will be shared and discussed with training GPs at the surgery, and also with moderators at the RCGP and HEE.

Legal Basis – Article 6(1)(a): consent, patients will be asked if they wish to take part in training sessions. Article 9(2)(a): explicit consent will be required when making recordings of consultations.

Recordings remain the control of the GP practice and they will delete all recordings from the secure site once they are no longer required.

Processor – Royal College of General Practitioners (RCGP), Health Education England (HEE), iConnect, Fourteen Fish.

GP Federation – Improving Access Services

Purpose – Your medical record will be shared with the Improving Access Services in order that they can provide direct care services to the patient population.

Legal Basis – Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller” and Article 9(2)(h) as stated below.

Processor – Here www.hereweare.org.uk

Primary Care Network (PCN)

Purpose – Your medical record will be shared with other GP practices who work in an agreed and approved network, Goldstone PCN (comprising Brighton Health & Wellbeing Centre, Charter Medical Centre, Trinity Medical Centre), in order that they can provide direct care services to the patient population.

Legal Basis – Article 6(1)(e); “necessary... in the exercise of official authority vested in the controller” and Article 9(2)(h) as stated below.

Processors – Brighton Health & Wellbeing Centre, Charter Medical Centre, Trinity Medical Centre – Goldstone PCN

Social Prescribers

Purpose – Access to medical records is provided to social prescribers to undertake full service to patients dependent on their social care needs.

Legal Basis – Consented.

Processors – HERA Project; TogetherCo.

Multidisciplinary Team Meetings

Purpose – Personal information will be discussed with other providers of care, in order to provide a secure video meeting platform to discuss the patient’s needs.

Legal Basis – Direct care.

Processors – Microsoft Teams.

Subject Access Requests (Processor) – iGPR

Purpose – Your medical record will be shared in order that a report can be provided to agencies such as insurance companies or solicitors.

Legal Basis – Your consent will be required to share your record for this purpose.

Processor – iGPR.

Subject Access Requests (Requestors)

Purpose – Personal information will be shared with the person or their representative at their request.

Legal Basis – Contractual agreement with the patient and consented.

Processors – Patients and or their representatives – e.g. family members, solicitors, insurance companies.

Medical Reports

Purpose – Personal information will be shared with insurance companies, or potential or active employers at the patient’s request.

Legal Basis – Consented.

Processors – Patients and or their representatives – e.g. insurance companies, RAF, Navy.

Police

Purpose – Medical reports may be requested by the police for criminals or other legal investigations.

Legal Basis – Consented or Article 10 GDPR.

Processors – Police Constabulary.

HM Coroners

Purpose – Personal information may be shared with the HM Coroner.

Legal Basis – Legal obligation.

Processors – HM Coroner.

Private Healthcare Providers

Purpose – Personal information shared with private healthcare providers in order to deliver direct care to patients at the patient's request.

Legal Basis – Consented and under contract between the patient and or provider.

Processors – Nominated private healthcare provider.

Technical Solution

Purpose – Personal confidential and special category data in the form of medical record, is extracted under contract for the purpose of pseudonymisation. This will allow no patient to be identified within the data set that is created. SCW CSU has been commissioned to provide a service, no other processing will be undertaken under this contract.

Legal Basis – Under GDPR the legitimate purpose for this activity is under contract to provide assistance: Article 6(1)(e) Public Task; Article 9(2)(h) Health Care.

Processor: NHS South, Central & West Commissioning Support Unit (SCW CSU).

COVID-19 Research & Planning

Purpose – for the collection of Personal confidential data regarding the diagnosis, testing, self-isolating, fitness to work, treatment medical and social interventions and recovery from Covid-19. To enable research and planning during the Covid-19 pandemic

Legal Basis – Notice under Regulation 3(4) of the Health Service (Control of Patient Information) Regulations 2002 (COPI), which were made under sections 60 (now section 251 of the NHS Act 2006) and 64 of the Health and Social Care Act 2001. Data will only be extracted for those patients who have consented to the process.

Processor: BioBank.

Summary Care Record during COVID-19

Purpose – During the COVID-19 pandemic practices have been told to share details of patients personal confidential and special category data onto the summary care record. The NHS in England uses a national electronic record called the Summary Care Record (SCR) to support patient care. It contains key information from your GP record. Your SCR provides authorised healthcare staff with faster, secure access to essential information about you in an emergency or when you need unplanned care, where such information would otherwise be unavailable.

Legal Basis – Direct care.

The relevant COPI notice states that its purpose: "...is to require organisations to process confidential patient information for the purposes set out in Regulation 3(1) of COPI to support the Secretary of State's response to Covid-19 (Covid-19 Purpose). "Processing" for these purposes is defined in Regulation 3(2) and includes dissemination of confidential patient information to persons and organisations permitted to process confidential patient information under Regulation 3(3) of COPI."

Full details of the Summary Care Record supplementary privacy notice can be found [here](#).

Patients have the right to opt out of having their information shared with the SCR by completion of the form which can be downloaded [here](#) and returned to the practice. Please note that by opting out of having your information shared with the Summary Care Record could result in a delay care that may be required in an emergency.

Processor: NHS England and NHS Digital via GP Connect.

NHS111 COVID-19 Triage Response

Purpose – In order for NHS 111 to triage patient calls with queries regarding COVID-19 during practice closures or times of pressure on the system, enabling the robust process for patients, potentially suffering with COVID-19, to be triaged and treated in the most effective and appropriate way.

Legal Basis – The Secretary of State for Health and Social Care has issued NHS Digital with a Notice under [Control of Patient Information Regulations \(COPI\)](#). This allows NHS Digital to share patient information with organisations entitled to process this under COPI for COVID-19 purposes. This means that for GP Connect, NHSD are creating a single 'National Sharing Agreement' on the Spine that contains all GP practices in England.

Patients can opt out of their information being shared with GP Connect by contacting their GP practice and requesting a Type 1 Opt out. Please note that opting out of having information shared may delay or impair the ability for urgent treatment.

Processor: NHS England and NHS Digital via GP Connect.

Remote Working Software in use during COVID-19 Pandemic

Purpose – Your medical record will be accessed remotely by your GP practice to provide continuity of service to patients.

Legal Basis – Direct care.

Processor – Away From My Desk.

General Data Extraction Service (GPES) – COVID-19 Planning and Research Data

Purpose – Personal confidential and Special Category data will be extracted at source from GP systems for the use of planning and research for the COVID-19 pandemic emergency period. Requests for data will be required from NHS Digital via their secure NHSX SPOC COVID-19 request process.

Legal Basis – NHS Digital has been directed by the Secretary of State under section 254 of the 2012 Act under the COVID-19 Direction to establish and operate a system for the collection and analysis of the information specified for this service: GPES Data for Pandemic Planning and Research (COVID-19). A copy of the COVID-19 Direction is published here:

<https://digital.nhs.uk/about-nhs-digital/corporate-information-and-documents/directions-and-data-provision-notice/secretary-of-state-directions/covid-19-public-health-directions-2020>

Patients who have expressed an opt out preference via Type 1 objections with their GP surgery, not to have their data extracted for anything other than their direct care will not be party to this data extraction.

Processor – NHS Digital NHS X

General Data Extraction Service (GPES) – At Risk Patients Data Collection Version 3

Purpose – The objective of this collection is on an ongoing basis to identify patients registered at General Practices who may be:

- clinically extremely vulnerable if they contract COVID-19
- at moderate or high risk of complications from flu or COVID-19

This General Practice Extraction Service (GPES) data will be extracted weekly and be used to assist in producing a weekly update of the Shielded Patient List (SPL).

The data, as specified by the DPN, supports the COVID-19 Public Health Directions 2020 from the Secretary of State for Health and Social Care. Organisations that are in scope of the notice are legally required to comply.

More information regarding this data collection can be found here: [COVID-19 at risk patients Data Provision Notices](#)

Legal Basis – Sections 259(1)(a), 259(5) and 259(8) of the Health and Social Care Act 2012.

Where a patient's record contains a defined long-term medical condition, which poses a COVID-19 risk and/or a condition/code which identifies a patient as being of moderate or high risk of complications from flu/COVID-19, data will be extracted for care planning.

Processor – NHS Digital or NHS X.

OTHERS:

Voluntary services n/a

Hospices n/a

Mental health provider n/a

Reviews of and changes to our Privacy Notice

We will keep our Privacy Notice under regular review. This notice was last reviewed on 28th April 2021.

Privacy Officer, SIRO & Data Protection Officer: Maureen Wilcock (Operational Practice Manager)

Caldicott Guardian & Data Protection Officer: Dr Francis Richards (GP Partner)

Data Protection Champion: Sue Sherrin

Lawful basis for processing at Brighton Health & Wellbeing Centre (BHWC):

The processing of personal data in the delivery of direct care and for providers' administrative purposes in this surgery and in support of direct care elsewhere is supported under the following Article 6 and 9 conditions of the GDPR:

- Article 6(1)(e) '...necessary for the performance of a task carried out in the public interest or in the exercise of official authority...'; and
- Article 9(2)(h) 'necessary for the purposes of preventative or occupational medicine for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services...'