



Privacy Notice – Northamptonshire Care Record

Plain English explanation

The health and care professionals who look after you maintain health and care records that contain details of any treatment or care you have received previously or are receiving. These records help to provide you with the best possible care.

Northamptonshire Care Record is being introduced to:

- facilitate the better provision of direct care;
- support improvements to the local population health and target health and social care resources effectively
- plan, manage and audit local services.

For detailed explanation please see following Privacy Notices:

- Privacy Notice – Direct Care
- Privacy Notice –Population Health Management
- Privacy Notice – Commissioning, Planning, Risk Stratification and Patient Identification.

Northamptonshire Care Record will contain following information:

- personal details, such as name date of birth, address and phone number age, gender
- medical diagnoses and problems
- allergies and medication sensitivities
- medications and contraindications
- vital measurements, such as height, weight, blood pressure
- lifestyle factors, such as alcohol consumption, smoking status
- tests, investigations and their results
- diagnostic procedures and operations
- immunisation and Vaccination details
- other medical information relating to medical conditions or disease
- family history
- referrals and encounters.

Your consent to this sharing of data, within the practice and with those others outside the practice is assumed and is allowed by the Law.

Users accessing the information must have the right level of security clearance and have a special account set up. Each time anyone accesses your medical record, this information is logged.

For additional information about the Northamptonshire Care Record can be found at <https://northamptonshirehcp.co.uk/ncr/>

We are required by Articles in the UK GDPR to provide you with the information in the following 9 subsections:

<p>1) Data Controller contact details</p>	<p>Eleanor Cross Healthcare Delapre Medical Centre Gloucester Avenue Northampton NN4 8QF</p>
<p>2) Data Protection Officer contact details</p>	<p>Hayley Gidman Midlands and Lancashire CSU FAO: Delapre Medical Centre Gloucester Avenue Northampton NN4 8QF</p>
<p>3) Purpose of the processing</p>	<p>The purpose of processing is to share special category personal data of Northamptonshire residents between all health and social care organisations working to deliver health and social care within Northamptonshire.</p>
<p>4) Lawful basis for processing</p>	<p>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 UK GDPR:</p> <p><i>Article 6(1)(d) 'processing is necessary in order to protect the vital interests of the data subject or of another natural person'.</i></p> <p><i>Article 6(1)(e) 'processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller'.</i></p> <p><i>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'.</i></p>

	<p><i>Article 9(2)(h) 'processing is necessary for the purposes of preventive 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'.</i></p> <p>We will also recognise your rights established under UK case law collectively known as the "Common Law Duty of Confidentiality"*.</p>
<p>5) Recipient or categories of recipients of the processed data</p>	<p>The data will be shared in order to provide this service with:</p> <ul style="list-style-type: none"> - Acute Hospital NHS Foundation Trusts: Northampton General Hospital NHS Trust, Kettering General Hospital Foundation NHS Trust - Primary Care and the Clinical Commissioning Groups: Northamptonshire Clinical Commissioning Group, GP practices within the Northamptonshire CCG area, GP Federations - Urgent and Emergency Care: East Midlands Ambulance Service NHS Trust, Derbyshire Health United (NHS 111) - Social care teams and Local Authorities: West Northamptonshire Council, North Northamptonshire Council - Community and Mental Health Care: Northamptonshire Healthcare NHS Foundation Trust - Voluntary Sector (providing NHS services): St Andrews Healthcare, MacMillan Cancer Support - Private Sector (providing NHS services): BMI Three Shires Hospital, Ramsay Healthcare UK Woodland Hospital -
<p>6) Right to object</p>	<p>You have the right to object to some or all the information being processed under Article 21. Please contact the Data Controller or the practice.</p> <p>You should be aware that this is a right to raise an objection, that is not the same as having an absolute right to have your wishes granted in every circumstance.</p>
<p>7) Right to access and correct</p>	<p>You have the right to access the data that is being shared and have any inaccuracies corrected. Please contact the Data Controller or the practice.</p> <p>There is no right to have accurate medical records deleted except when ordered by a court of Law.</p>
<p>8) Retention period</p>	<p>The data will be retained in line with the law and national guidance. Further information can be found at https://digital.nhs.uk/article/1202/Records-Management-Code-of-Practice-for-Health-and-Social-Care-2016 or speak to the practice.</p>
<p>9) Right to complain</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>

	or call their helpline tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate).
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* “Common Law Duty of Confidentiality”, common law is not written out in one document like an Act of Parliament. It is a form of law based on previous court cases decided by judges; hence, it is also referred to as 'judge-made' or case law. The law is applied by reference to those previous cases, so common law is also said to be based on precedent.

The general position is that if information is given in circumstances where it is expected that a duty of confidence applies, that information cannot normally be disclosed without the information provider's consent.

In practice, this means that all patient information, whether held on paper, computer, visually or audio recorded, or held in the memory of the professional, must not normally be disclosed without the consent of the patient. It is irrelevant how old the patient is or what the state of their mental health is; the duty still applies.

Three circumstances making disclosure of confidential information lawful are:

- where the individual to whom the information relates has consented;
- where disclosure is in the public interest; and
- where there is a legal duty to do so, for example a court order.