

## Privacy Notice – Secondary Use

Secondary use is defined as any use of patient identifiable data for purposes other than the direct care of patients. NCL ICB process patient information on behalf of the NCL ICS data controllers to produce statistical and analytic information for planning, analysis and review. Note that we do not use information for research purposes under this notice; notices are provided separately for these purposes.

The ICB is required by Section 3A of the NHS Act 2006 to ensure improvement in the delivery of health and care, the use of information in this way is part of that process.

To enable this, the ICS agreed to make an application form an exemption from the common law duty of confidentiality under Section 251 of the NHS Act 2006. This permits the above processing.

To ensure that data is used appropriately, the ICS has a Data Access Group consisting of a wide range of professionals and lay members, which reviews all applications to access data for Secondary Use and agree them on behalf of the data controllers. No processing is permitted without this group's agreement.

<b>1) Controller</b> contact details	NHS NCL Integrated Care Board (ICB)  2nd Floor Laycock PDC Laycock Street London Greater London N1 1TH
<b>2) Data Protection Officer</b> contact details	Tony Haworth Data Protection Officer <a href="mailto:Nclcb.dpo@nhs.net">Nclcb.dpo@nhs.net</a>
<b>3) Purpose</b> of the sharing	Legal Obligation
<b>4) Lawfulness Conditions and Special Categories</b>	<p>The lawful justifications for the processing and possible sharing of this data are;-</p> <p><i>Article 6(1)(c) “the processing is necessary for compliance with any legal obligation to which the controller is subject”</i></p> <p>And</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 and services”</i></p> <p>The processing of personal data to produce anonymous statistical information is permitted via a notice issued by the Secretary of State under Section 251 of the NHS Act 2006.</p>
<b>5) Recipient or categories of recipients</b> of the shared data	The anonymous data will be shared with Health and Care providers for the purposes above.

<b>6) Rights to object</b>	<p>You have the right under Article 21 of the UK GDPR to object to your personal information being processed. This is commonly referred to as “opt-out”.</p> <p>You can opt-out to this processing at national level or just at local level – the national data opt-out is available at <a href="https://www.nhs.uk/your-nhs-data-matters/">https://www.nhs.uk/your-nhs-data-matters/</a> - note that this covers research use and includes the local opt-out.</p> <p>If you wish to opt-out only at the local level, you can do so by asking at your GP practice or online via <a href="https://nclhealthandcare.org.uk/our-working-areas/using-digital-technology-to-improve-health-and-care/info-residents/opting-out-of-the-joined-up-health-and-care-record/">https://nclhealthandcare.org.uk/our-working-areas/using-digital-technology-to-improve-health-and-care/info-residents/opting-out-of-the-joined-up-health-and-care-record/</a></p>
<b>7) Right to access and correct</b>	<p>You have the right to access any identifiable data that is being shared and have any inaccuracies corrected.</p>
<b>8) Retention period</b>	<p>The data will be retained for the period as specified in the national records retention schedule.</p>
<b>9) Right to Complain</b>	<p>You have the right to complain to the Information Commissioner’s Office, you can use this link <a href="https://ico.org.uk/global/contact-us/">https://ico.org.uk/global/contact-us/</a></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, (see ICO website)</p>

North Central London Integrated Care Board