

Covid-19 and your information - Updated on 8th April 2020

This notice describes how we may use your information to protect you and others during the Covid-19 outbreak. It supplements our main Privacy Notice which is available <https://www.northyorkshireccg.nhs.uk/home/privacy/>.

The health and social care system is facing significant pressures due to the Covid-19 outbreak. Health and care information is essential to deliver care to individuals, to support health and social care services and to protect public health. Information will also be vital in researching, monitoring, tracking and managing the outbreak. In the current emergency it has become even more important to share health and care information across relevant organisations.

Existing law which allows confidential patient information to be used and shared appropriately and lawfully in a public health emergency is being used during this outbreak. Using this law the Secretary of State has required NHS Digital; NHS England and Improvement; Arms Length Bodies (such as Public Health England); local authorities; health organisations and GPs to share confidential patient information to respond to the Covid-19 outbreak. Any information used or shared during the Covid-19 outbreak will be limited to the period of the outbreak unless there is another legal basis to use the data. Further information is available on gov.uk [here](#) and some FAQs on this law are available [here](#).

During this period of emergency, opt-outs will not generally apply to the data used to support the Covid-19 outbreak, due to the public interest in sharing information. This includes [National Data Opt-outs](#). However in relation to the Summary Care Record, existing choices will be respected. Where data is used and shared under these laws your right to have personal data erased will also not apply. It may also take us longer to respond to Subject Access requests, Freedom of Information requests and new opt-out requests whilst we focus our efforts on responding to the outbreak.

Further information about how health and care data is being used and shared by other NHS and social care organisations in a variety of ways to support the Covid-19 response is [here](#).

NHS England and Improvement and NHSX have developed a single, secure store to gather data from across the health and care system to inform the Covid-19 response. This includes data already collected by NHS England, NHS Improvement, Public Health England and NHS Digital. New data will include 999 call data, data about hospital occupancy and A&E capacity data as well as [data provided by patients themselves](#). All the data held in the platform is subject to strict controls that meet the requirements of data protection legislation.

We may amend this privacy notice at any time so please review it frequently. The date at the top of this page will be amended each time this notice is updated.

Staff information relating to COVID Staff Risk Assessment

Data Controller(s) (Owner)	NHS North Yorkshire CCG
Purpose	All North Yorkshire CCG employees and those undertaking work with the CCG, are being asked to complete a risk assessment to highlight any areas that need to be taken into account as part of the planning process for returning to office working. This risk assessment should be completed by all staff members.
Type of information Used	<ul style="list-style-type: none"> • Identifiable - information which contains personal details that identify individuals such as name, address, email address, NHS Number, full postcode, date of birth. • Anonymised - data which is about you but from which you cannot be personally identified. • Identify if it is special category (health) – this is where the information is more sensitive and so needs more protection as it is information about someone's health
Legal basis	<p>GDPR 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</p> <p>GDPR Article 9(2)(b) – processing is necessary for the purposes of carrying out the obligations and exercising the specific rights of the controller or of the data subject in the field of employment...social protection law in so far as it is authorised by Union or Member State law.</p>
How we collect (the source) and use the information	<p>This should provide information about where you get the information from and how you will use it.</p> <p>Information is collated directly from staff and is used to assess staff who may be at greater risk from exposure to COVID-19.</p> <p>Information will be received via a confidential and restricted email inbox and stored securely on the CCG network with access limited to HR staff.</p>
Data Processors	NHS North Yorkshire CCG

<p>Your Rights</p>	<p>This can be the following standard wording and remove anything which isn't relevant with advice from the IG Specialist:</p> <p><i>With regards to Staff information relating to COVID Staff Risk Assessment under GDPR you have the right:</i></p> <ul style="list-style-type: none"> • <i>To be informed about the processing of your information (this notice)</i> • <i>Of access to the information held about you</i> • <i>To have the information corrected in the event that it is inaccurate</i> • <i>Not to be subject automated decision-taking or profiling</i> • <i>To be notified of data breaches</i>
<p>How long we will keep the information</p>	<p>Any information used or shared during the Covid-19 outbreak will be limited to the period of the outbreak unless there is another legal basis to use the data. Further information is available on gov.uk here and some FAQs on this law are available here.</p>
<p>Who we will share the information with (recipients)</p>	<p>The CCG are mandated to report high level risk data to NHS England. This information will be anonymised and the CCG will take steps to ensure that data that is reported is not personally identifiable.</p>