



Department
of Health &
Social Care

DHSC Privacy Notice

May 2018

The Data Protection Act 2018

This legislation replaces previous data protection law, giving you more rights as an individual and placing greater obligations on those controlling and processing your data for any purpose. This notice explains your rights and gives you the information to which you are entitled under the new legislation.

Address and contact details of our Data Protection Officer

The Department of Health and Social Care is the data controller for the Department itself and also for its executive agencies (Public Health England and the Medical Healthcare Products Regulatory Authority).

The Data Protection Officer is George Menzies who can be contacted:

In writing at:

Department of Health and Social Care, 1st Floor North, 39 Victoria Street, London, SW1H 0EU

By email at:

data_protection@dh.gsi.gov.uk

Reasons and purposes for processing information

We need to handle personal information about you so that we can provide better services. High standards in handling personal information are very important to us because they help us to maintain the confidence of everyone who deals with us.

When we handle your information we undertake to:

- make sure you know why we need it
- only ask for what we need: we won't collect too much or irrelevant information
- protect your information and ensure no-one has access to it who shouldn't
- let you know if we are going to share it with other organisations
- make sure we don't keep your information for longer than necessary
- enable you to have inaccuracies corrected
- gain your consent before making your personal information available for commercial use
- ensure that we gain appropriate consent to obtain and hold personal information of anyone aged under 13

We will also:

- value the personal information entrusted to us and make sure that we abide by the law when we handle it;
- ensure we consider security at the outset of any new project where we are planning to hold or use personal information in new ways, and continue to review existing systems to ensure they comply with new laws;

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- train our staff in how to handle personal information, maintain proper oversight of our information assets and respond appropriately if information is not used or protected properly.
- let you know beforehand if we want to use your data for a different purpose

We process information to:

- promote our policies, procedures and services to the public
- maintain our accounts and records; and support and manage our staff.
- administer Health and Social Care services, manage and administer land, property and residential property and undertake research
- capture CCTV images on our premises for the prevention of crime and the safety and security of our staff and premises; and
- adhere to NHS guidance and regulations

Lawful basis for processing your personal data

Paragraph 7 of Chapter 2 to the Data Protection Act 2018 provides that, as a Government Department, the Department of Health and Social Care may process personal data as necessary for the effective performance of a task carried out in the public interest or the processing of personal data that is necessary for the administration of justice and the exercise of a function of the Crown, a Minister of the Crown or a Government Department.

Should this provision not apply, we will always identify the lawful basis on which your personal information is processed as defined by Article 6 of the General Data Protection Regulation.

We process information about:

- Employees and former employees
- Customers and clients
- Suppliers and service providers
- Advisers, consultants and other professional experts (including NHS professionals)
- Complainants and enquirers
- Students and pupils
- Elected representatives
- Holders of a public office
- Academics
- Members of supporters of unions
- NHS and other healthcare professionals
- Health and care organisations
- Legal representatives of the organisation

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- Applicants to committees
- Applicants for permits, licenses, certificate and permit holders
- Authors, publishers, editors, artists or other creators
- Members and/ or supporters of voluntary organisations and advisory groups
- Committees and health associations
- Licence and certificate holders
- Social care providers
- Individuals falling within the terms of reference of a public enquiry
- Members of advisory groups and committees
- Contracts
- Offenders and suspected offenders
- Members of the public and those inside, entering or in the immediate vicinity of areas under surveillance by CCTV
- Members of supporters of health related organisations
- NHS staff
- Research applicants
- Researchers
- University staff and students
- Patients
- Individuals on civil registers
- Members of the general populace
- Industry stakeholders
- Competent authorities and other government organisations

With whom the information may be shared

We sometimes need to share the personal data we control (and our data processors may also share information) with other organisations. Where this necessary we are required to comply with all aspects of Data Protection legislation. What follows is a description of the types of organisations we may need to share personal information we process for one or more reasons. Where necessary, required and within the law, we may share information with:

- Family, associates and representatives of the person whose personal data we hold
- Employment and recruitment agencies
- Current, past and prospective employers
- Educational establishments and examining bodies

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- Other Government Departments
- Credit reference agencies
- Suppliers and service providers
- Debt collection and tracing agencies/ organisations
- Financial organisations
- Devolved Government departments
- Health and care organisations
- Trade, employer associations and professional bodies
- Other statutory law enforcement agencies and investigative bodies
- Health, social and welfare advisers or practitioners
- Survey and research organisations
- Police forces and other law enforcement organisations
- The Government Internal Audit Agency and other auditors as required
- The Civil Service Commission
- The Advisory Committee on Business Appointments
- The Office of the Commissioner for Public Appointments
- Regulators i.e. the ICO

Data retention.

Outside of specific exemptions under the legislation your personal data shall be retained for no longer than the purposes for which it is being processed.

Your rights

The data we are collecting is your personal information and you have considerable say over what happens to it. As such, you have the right:

- The data we are collecting is your personal information and you have considerable say over what happens to it. As such, you have the right:
- To see what data we hold about you (this is known as a 'Subject Access Request')
- To ask us to stop using your data, but keep it on record
- To have some or all of your data deleted
- To have some of your data corrected
- To lodge a complaint with the Information Commissioner's Office (ICO) if you think we are not handling your data fairly or in accordance with the law

Subject Access Requests

Data Protection legislation allows you to find out the personal information we hold about you on computer and IT records. We do not charge a fee for this service. This is long standing legislation (although the timescales in which we should respond have been reduced to 30 days rather than the previous 40). In the event we are unable to meet this timescale (for example due to a large volume of information to be assessed) we will keep you informed of progress towards fulfilling your request.

To request access to personal data we hold about you, please write to:

The Data Protection Officer
Department of Health and Social Care
1st Floor North
39 Victoria Street
London
SW1H 0EU

Contacting the Information Commissioner's Office

For independent advice about data protection, privacy and data sharing issues you can contact the independent Information Commissioner's Office at:

Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF
Tel: 0303 123 1113
Website: www.ico.org.uk