

Our ref: 1209

22 August 2019

Dear [name removed],

Thank you for your enquiry.

With regards to your freedom of information request, please find below a list of the correspondence (letters, emails and associated documents) between the NDG and the Information Commissioner (ICO) regarding the advice requested from the NDG by the ICO on the common law duty of confidentiality, as part of the ICO's investigation into the Royal Free NHS Trust's data-sharing arrangement with Google-DeepMind for the Streams app.

1. E-mails (shared in this document)
 - Between 20 October and 30 October 2017 regarding policy advice around the lawful basis for the Streams app when it is in live use.
 - Between 9 August and 21 August 2018 regarding the advice requested on the approach taken to the duty of confidentiality in the audit report and the attached PDF letters between the ICO and the NDG.
 - Between 16 and 21 February 2019 regarding a risk stratification query with regards to the confidentiality aspects of the Royal Free report.
2. 09.08.18 – PDF copy of the ICO letter to NDG requesting views on the approach taken to the duty of confidentiality in the audit report.
3. 21.08.18 – PDF copy of the NDG Letter to ICO providing advice on the approach taken to the duty of confidentiality in the audit report.

Yours sincerely,

Office of the National Data Guardian