

**The National Data Guardian's Panel Meeting**  
**Thursday, 28th January 2016, Richmond House, London**

**Panel Members Present:**

Dame Fiona Caldicott - Chair  
Joanne Bailey  
John Carvel  
Eileen Phillips  
Professor Martin Severs  
Anne Stebbing  
Richard Wild (via videoconference)

**In Attendance:**

David Riley  
Cameron Robson (Items 1, 2 and 6 only)  
Katie Farrington (Items 1 and 2 only)  
Fionnula Flannery (Item 3 only)  
Simon Gray  
Kathy Holland  
Barry Letham (Items 1 and 2 only)  
Sam Markey (Items 1 and 2 only)  
Rachel Merret (Items 1, 2 and 3 only)  
Christina Munns (Items 1 and 2 only)  
Jenny Westaway  
Alison Whiting (Item 3 only)  
Derek Wilkinson (Items 1 and 2 only)

**1. Welcome and Apologies - Declarations of Interest**

Apologies were received from Ian Atkinson, Lindsey Blake, Chris Cox, Alan Hassey and Mark Taylor.

**2.1 CQC Presentation**

The Chair welcomed Derek Wilkinson from the Care Quality Commission.

The item opened with a presentation on the CQC Data Security Review. Derek Wilkinson advised that the CQC Report was due to be sent to the SofS on 29<sup>th</sup> January, 2016

The Chair thanked the CQC for working closely with the Review team within the parameters set by the SofS for the NDG Review.

## 2.2 NDG Review

Katie Farrington gave an overview of the latest iteration of the NDG Report which will soon be submitted to the SofS.

Katie thanked Panel members for their hard work and input into the report. A discussion then took place on the recommendations made in the report together with items which have been amended and updated since the last Panel meeting.

## 3. GMC Guidance on Confidentiality Consultation

Fionnula Flannery, together with her colleague Alison Whiting, gave a presentation on the GMC consultation of the latest iteration of the GMC's Guidance on Confidentiality.

Fionnula advised that their Consultation period had been extended from 10<sup>th</sup> February to 19<sup>th</sup> February, in view of the forthcoming publication of the National Data Guardian's Review. The Chair thanked Fionnula.

**ACTION 3.1:** It was agreed that Rachel Merret would provide Fionnula with a copy of the section of the NDG's Review with regard to anonymisation.

## 4. Minutes from previous meeting 30<sup>th</sup> November, 2016

The minutes of the meeting held on 30<sup>th</sup> November 2015 were approved subject to a minor amendment.

### 4.2.1. EPS Update

Professor Martin Severs expressed an interest with regard to EPS given his HSCIC role.

Paper 4.2.1 was discussed: It was agreed that the update submitted by Fiona McDonald was helpful. However further clarity was sought to confirm that the data was not being used for secondary purposes.

**ACTION 4.2.1.1:** Simon Gray to ask Alan Hassey to confirm that EPS data is not being used for secondary purposes.

### 4.2.2: SARs Update

There was a discussion on the use of SARs by insurance companies to access patient data.

**ACTION: 4.2.2.1:** Simon Gray to ask Alan Hassey to discuss this further with the Information Commissioner's Office.

## **5. Chair's update from meetings attended**

The Chair updated members with regard to recent meetings she had, in particular with the Chief Medical Officer, and attending the Information Security Risk Board.

## **6. Department of Health Sponsors Update**

The DH Sponsor provided the Panel with an update on the proposed work plan to progress the implementation of the recommendations made in the NDG's report.

The Sponsor gave an overview of the results of the recent Department of Health Consultation on the role of the National Data Guardian and relayed that there was strong support for the role of the National Data Guardian.

## **7. Any Other Business**

Date of the next NDG's Steering Group meeting 9<sup>th</sup> February 2016 and the NDG's Panel on 24<sup>th</sup> March 2016.