

Letter via email

Dear [REDACTED]

**Ref 809: Freedom of Information Request**

The Office of the National Data Guardian has considered your Freedom of Information request received 3 July 2017:

Your request is: 'In the process of its examination of the DeepMind/Royal Free deal, the NDG has sent a number of letters to David Sloman, Royal Free's CEO. I have seen four letters, reference number 534, dated 12 May, 13 June, 26 August and 16 December, all last year, 2016. Please send me a copy of all letters that the NDG has received from Royal Free in response.'

Firstly, the Royal Free did not send a response to the letter dated 12 May 2016; instead, a telephone call was arranged between Dame Fiona Caldicott and Mr David Sloman, Royal Free CEO on 17 May 2016. During this telephone call it was agreed that representatives from the Royal Free and DeepMind would attend the NDG's panel meeting on 26 May 2016.

In response to your request, we are releasing the following correspondence:

- Response to letter ref 534 dated 13 June 2016 - See attached letter dated 1 July 2016 (redacted on the basis of a section 41 exemption - information provided in confidence).
- Response to letter 534 dated 26 August 2016 - See attached letter dated 25 November 2016. This letter was received with 11 attachments, which are detailed below. We have identified where these have already been published.
  1. Summary of material points from the agreements - see attachment 1 (redacted by the Royal Free on the basis of a section 43 exemption - commercial interests).
  2. Key Q and A for media - see attachment 2.
  3. Patient information leaflet - published here: [http://s3-eu-west-1.amazonaws.com/files.royalfree.nhs.uk/Patient\\_resources/Corporate/\(Final\)\\_How\\_we\\_use\\_your\\_information.pdf](http://s3-eu-west-1.amazonaws.com/files.royalfree.nhs.uk/Patient_resources/Corporate/(Final)_How_we_use_your_information.pdf)

4. Joint press statement and background note on AKI - **published here:**  
<https://www.royalfree.nhs.uk/news-media/news/nhs-and-technology-leaders-agree-groundbreaking-partnership-to-improve-safe/>
  5. Privacy Impact Assessment for Streams, dated 17 November 2016 - see **attachment 5**.
  6. Services Agreement between RFL and DeepMind, dated 10 November 2016 - **published in redacted form (section 21 exemption - Information reasonably accessible to the applicant by other means):**  
Please note that you may need to copy and paste these links into your browser:  
<https://deepmind.com/documents/22/REDACTED%20-%20FULLY%20EXECUTED%20DeepMind%20RFL%20Services%20Agreement.pdf>
  7. Information Processing Agreement between RFL and DeepMind, dated 10 November 2016 - **published in redacted form (section 21 exemption - Information reasonably accessible to the applicant by other means):**  
<https://deepmind.com/documents/23/REDACTED%20-%20FULLY%20EXECUTED%20DeepMind%20RFL%20Information%20Processing%20Agreement.pdf>
  8. Termination letter between RFL and Google UK Limited, dated 10 November 2016 - see **attachment 8**.
  9. Information Sharing Agreement between RFL and Google UK Limited, dated 30 September 2015 - **published in redacted form (section 21 exemption - Information reasonably accessible to the applicant by other means):**  
<https://storage.googleapis.com/deepmind-data/assets/health/Royal%20Free%20-%20DSA%20-%20redacted.pdf>
  10. Memorandum of Understanding between RFL and DeepMind, dated 28 January 2016 - **published in redacted form (section 21 exemption - Information reasonably accessible to the applicant by other means):**  
<https://storage.googleapis.com/deepmind-data/assets/health/Memorandum%20of%20understanding%20REDACTED%20FINAL.pdf>
  11. Banner design - See **attachment 11**.
- Response to letter 534 dated 16 December 2016. See attached letter dated 22 December 2016.

In line with the Information Commissioner's directive on the disclosure of information under the Freedom of Information Act 2000 your request will form part of our disclosure log. Therefore, a version of our response which will protect your anonymity will be posted on the [NDG web pages](#) on gov.uk.

We trust you are satisfied with our response to your request for information. However, if you are not satisfied, you may request a review from a suitably qualified member of staff not involved in the initial query. The Office of the National Data Guardian is currently hosted by NHS Digital, although we are operationally independent of that organisation. If you wish for a review, this can be requested by emailing [enquiries@nhsdigital.nhs.uk](mailto:enquiries@nhsdigital.nhs.uk).

Yours sincerely

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Office of the National Data Guardian