

Privacy Notice – Summary Care Record

Plain English explanation

The Summary Care Record (SCR) is an English NHS development. It consists of a basic medical record held on a central government database on every patient registered with a GP surgery in England. This basic data is automatically extracted from your GP's electronic record system and uploaded to the central system. GPs are required by their contract with the NHS to allow this upload. The basic upload consists of current medication, allergies and details of any previous bad reactions to medicines, the name, address, date of birth and NHS number of the patient.

As well as this basic record additional information can be added, and this can be far reaching and detailed. However, whereas the basic data is uploaded automatically, any additional data will only be uploaded if you specifically request it and with your consent.

Summary Care Records can only be viewed within the NHS and by organisations contracted to the NHS such as pharmacies. Access is audited and only staff who have a legitimate need to access your record are permitted to access it. Staff can only access your SCR when they are logged into a computer using their NHS Smartcard, which controls what they can and can't access on NHS computer systems. Staff wishing to access your Summary Care Record are required to ask your consent at the time of access, unless by reason of your condition (for example you are unconscious following an accident) you are unable to consent and it is in your best interests for the data to be accessed.

You can find out more about the SCR here <https://digital.nhs.uk/summary-care-records>

You have the right to object to our sharing your data in these circumstances and you can ask your GP to block uploads.

We are required by Articles in the General Data Protection Regulations to provide you with the information in the following 9 subsections.

<p>1) Data Controller contact details</p>	<p>Glenlyn Medical Centre 115 Molesey Park Road, East Molesey, Surrey. KT8 0JX</p> <p>Tel: 020 8979 3253</p> <p>Email: glenlynpatient.services@nhs.net</p>
<p>2) Data Protection Officer contact details</p>	<p>The acting Data Protection Officer (DPO) for Glenlyn Medical Centre is Joseph Todd, Group Practice Manager (contact details as 1. above) pending the appointment of a regional DPO by the South, Central and West Commissioning Support Unit (SCWCSU.) This notice will be updated to include the contact details for the SCWCSU nominee when appointed.</p>

3) Purpose of the processing	Upload of basic and detailed additional SCR data.
4) Lawful basis for processing	<p>The processing of personal data in the delivery of direct care and for providers' administrative purposes in this surgery and in support of direct care elsewhere is supported under the following Article 6 and 9 conditions of the GDPR:</p> <p><i>Article 6(1)(e) '...necessary for the performance of a task carried out in the public interest or in the exercise of official authority...'</i></p> <p><i>Article 9(2)(h) 'necessary for the purposes of preventative or occupational medicine for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services...'</i></p> <p>We will also recognise your rights established under UK case law collectively known as the "Common Law Duty of Confidentiality"</p>
5) Recipient or categories of recipients of the processed data	The data will be shared with Health and care professionals and support staff in this surgery and at hospitals, diagnostic and treatment centres who contribute to your personal care.
6) Rights to object	You have the right to object to some or all the information being processed under Article 21. Please contact the Data Controller. You should be aware that this is a right to raise an objection, that is not the same as having an absolute right to have your wishes granted in every circumstance
7) Right to access and correct	You have the right to access the data that is being shared and have any inaccuracies corrected. There is no right to have accurate medical records deleted except when ordered by a court of Law.
8) Retention period	The data will be retained in line with the law and national guidance. The NHS Records Management Code of Practice is available on the NHS Digital website.
9) Right to Complain	You have the right to complain to the Information Commissioner's Office:

* “Common Law Duty of Confidentiality”, common law is not written out in one document like an Act of Parliament. It is a form of law based on previous court cases decided by judges; hence, it is also referred to as 'judge-made' or case law. The law is applied by reference to those previous cases, so common law is also said to be based on precedent.

The general position is that if information is given in circumstances where it is expected that a duty of confidence applies, that information cannot normally be disclosed without the information provider's consent.

In practice, this means that all patient information, whether held on paper, computer, visually or audio recorded, or held in the memory of the professional, must not normally be disclosed without the consent of the patient. It is irrelevant how old the patient is or what the state of their mental health is; the duty still applies.

Three circumstances making disclosure of confidential information lawful are:

- where the individual to whom the information relates has consented;
- where disclosure is in the public interest; and
- where there is a legal duty to do so, for example a court order.