



GPES data extraction for pandemic planning and research (COVID-19)

Stour Surgery, in common with all other GP surgeries, is legally obliged to extract personal confidential data from our patients' GP records and upload them to NHS Digital for COVID-19 pandemic planning and research purposes.

Will I be asked for my permission before this happens?

NO. The requirement to obtain the explicit permission of patients before any such extraction is set aside by means of the legal obligation, enacted under [s259 of the Health and Social Care Act 2012](#).

What information about me is uploaded?

The data which NHS Digital will collect and analyse contains NHS Number, postcode, address, surname, forename, sex, ethnicity, date of birth and date of death. It will also include coded health data which is held in your GP record such as details of diagnoses and findings, medications and other prescribed items, investigations, tests and results, treatments and outcomes, vaccinations and immunisations.

What happens to my information once uploaded to NHS Digital?

That information can then be provided to organisations (such as CCGs and researchers) for purposes related to COVID-19. Applications to access that information will be strictly controlled. NHS Digital will do this through their Data Access Request Service ([DARS](#)) with advice on requests for data from this collection from the Independent Group Advising on the Release of Data ([IGARD](#)) along with consultation with profession representatives at the [RCGP](#) and the [BMA](#).

Does my surgery have to comply with this?

YES. We are legally mandated to.

Do I have to allow my records to be processed in this way?

NO. You have the right to object (i.e. to opt-out).

This type of data processing is a “secondary use” of personal data, that is for purposes *other than your direct medical care*, and as such:

- 1) The legal basis (to meet the Common Law of Confidentiality) for this data extraction is section 259 of the Health and Social Care Act
- 2) GP surgeries are required by law to make fair processing information available to patients about this data extraction (such as this leaflet)
- 3) Patients have the right to object to this use of their data (i.e. to *opt-out*). This will not affect your entitlement to medical care in any way, either from the surgery or from any hospital.

What if I opt-out?

Your data will not be extracted and uploaded to NHS Digital for this purpose. Your data remains fully available to your GP surgery and, in all the other ways that Stour Surgery shares your GP record, to external organisations such as NHS 111, the GP out-of-hours service, the ambulance service, A&E etc.

So how do I opt-out?

You can opt-out of *all* secondary uses of your GP information, including this data extraction, by filling in our opt-out form at the back of this leaflet (and which you can also find in our “Your Medical Records” booklet).

If you have already opted out of secondary uses (e.g. if you had opted out of [risk stratification for case finding](#)) then your data will automatically be prohibited from extraction and uploading to NHS Digital for this particular purpose. You do not need to opt-out again. If you are not sure whether you have already opted-out of secondary uses, then you can simply opt-out now, to be certain.

A Type 1 secondary use objection will in no way affect how healthcare professionals provide you with direct medical care or prevent them from accessing your medical record if and when appropriate, and with your explicit permission.

Secondary uses are not about information sharing between healthcare professionals.

What about the National Data Opt Out?

The national data opt out does not apply to this extraction. So, if you have set your national data opt out to “do not share” then your GP records will still be extracted and uploaded to NHS Digital for this purpose.

You need to express a Type 1 opt-out (as per the last page in this factsheet) to prevent your personal information being uploaded to NHS Digital for this particular purpose.

Where can I find more information?

- [NHS Digital has produced a transparency notice about this](#)
- The [data provision notice](#) to GP surgeries is available
- Our [privacy notice](#) is available
- More information about Type 1 secondary use objections can be found in our dedicated factsheet, [downloadable from our website](#)
- Detailed information about your medical records and how Oakley Health Group processes your information can be found in our [dedicated section on our website](#)
- Information about the National Data Opt Out can be found via [NHS Digital](#) and also via www.nationadataoptout.info

If you would like any further information about primary or secondary uses of your GP record, opting out, the NHS Databases, access to your medical record, confidentiality, or about any other aspect of NHS data sharing or your medical records, then please do contact the surgery.



Stour Surgery Data Sharing Options

As a default, we will set your record as available to share both in SystemOne and the Summary Care Record. For further information on data sharing please read the information leaflet.

Do you consent to your GP Practice sharing your health record with other local organisations who care for you?

- Yes *(recommended option)*
 No, except in an emergency.
 No, never *(not recommended)*

Do you consent to your GP Practice viewing your health record from other organisations that care for you?

- Yes *(recommended option)*
 No

Your Summary Care Record (SCR)

Do you consent to having an Enhanced Summary Care Record with Additional Information?

- Yes *(recommended option)*
 No, Basic Summary Care Record only
 No, I do not want a Summary Care Record

Data sharing for Research (Not for direct care)

If you do not mind your data being used for research purposes, you do not need to do anything else. To opt-out, visit the 'Your NHS Data Matters' website – www.nhs.uk/your-nhs-data-matters - where you can find out more about data sharing and set a national data opt-out.

Signature

Signature

Signed on behalf of patient

Name

Date