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NHS
WALES



Your information
Your rights

What you need to know

This leaflet explains why **NHS Wales** collects information about you and how this may be used

Why does NHS Wales collect information about you?

To help you

Many organisations in the NHS such as Hospitals, GPs, Dentists, Opticians, and Community Pharmacists provide healthcare services to the people of Wales.

The people providing these services aim to provide you with the highest quality care. To do this we must keep records about your health and any treatment or care which we provide you. We hold your information on a computer or in a written record, sometimes it's in both. These records help to guide and manage the care you receive.

This is to make sure that:

- the people who are involved in your care have accurate and up-to-date information to assess your health and decide what treatment or care you need, and when and where you will receive it. They may be part of the healthcare team or a support service providing your care
- you are invited to receive routine treatment such as immunisations and relevant screening programmes
- there is a good basis for assessing the type and quality of care you have received. This will lead to better care both for you and for other patients in the future
- if you need to complain about the treatment or care you receive, your concerns or complaints can be properly investigated

When we collect and use your personal information, we will ensure this is processed in accordance with at least one of the legal grounds available to us under data protection legislation.

We will process your personal information with your consent or where the law enables us to do so and only when necessary. For example, where we have a legal obligation as a public authority and/or in carrying out our functions or performing a task in the interests of the public.

You may receive care from organisations that are not part of or outside of NHS Wales, such as other hospitals in NHS England, social services, private or voluntary healthcare providers. If so, there will be a need to share information about you so that everyone involved in your treatment or care can work together to support you. This will also include the ability to validate and confirm your outcomes with those other providers to inform future commissioning of services on your behalf and ensure the appropriate costings for those services are calculated.

NHS Wales handles your information in the strictest confidence whenever it is used.

We will ensure that:

- only the minimum amount of information needed will be passed on
- anyone receiving information about you is under an obligation to keep it confidential and safe, and to only use the information for the specified purpose(s)
- information sharing agreements between organisations will control the way your information is shared
- secure systems are in place to help prevent unauthorised access to your information

We will keep your personal information for as long as we need to, so that we are able to deliver our services and to make sure that we are providing you with the highest quality care. It will be kept in line with our legal requirements and the law.

When your information is no longer required, we will make sure it is disposed of in a secure manner.



To help NHS Wales

From time to time, your information can help to run and improve the NHS in Wales by using it to:

- review the care given to patients to make sure it is of the highest possible standard
- make sure services are planned to meet patients' needs in the future
- investigate complaints, legal claims or important incidents
- check and report on how effectively NHS Wales has been performing
- make sure that NHS Wales gives value for money

If your information is used, whenever possible the type of information that identifies you such as name, address and date of birth will be removed. The process of removing the information that identifies you is called anonymisation. Where this is not possible, rules and contracts are in place to ensure that patient information is safe and its use complies with the law.

Sometimes we have to use organisations outside of NHS Wales to provide information services on our behalf. For example, for audit or computer system maintenance when very large volumes of information need to be stored on computer. Where this is the case, these outside organisations must meet strict NHS rules around the safety and security of your information.

To help others

Your information may be used to help protect and improve the health of other people, and to help create new services. This will always be in line with data protection laws.

Where necessary and to comply with the law, the people involved in your care may have to give personal information to certain organisations. For example, if you have an infectious disease, which may endanger the safety of others (e.g. acute meningitis, whooping cough or measles).

Some services need information to support medical research and find out how diseases develop.

This will make sure that:

- healthcare organisations can plan ahead and provide the right services to the right people
- progress can be made in diagnosing and managing diseases
- drugs can be made more effective, for example by reducing side effects

Whenever possible we will anonymise your information. Where it is required to be identifiable, strict confidentiality rules will apply.



Data protection laws and your rights

There are laws which provide certain rights to individuals regarding the processing of their personal information.

Within health these rights include, a right to:

- be informed about the reasons why we collect and use your information. We have a duty to ensure the information we use is limited to what is necessary for that purpose and to either inform you or ask for your consent if we use it for another reason
- either look at or receive a copy of your health records (whether held in writing or on a computer)
- correct any inaccurate information we hold on you. We have a duty to keep information about you accurate, however it should be noted that entries in your health record cannot generally be amended, although this will be considered on a case-by-case basis
- object to us processing your information, for example, for marketing reasons
- ensure that your information is kept for no longer than is necessary
- expect your information to be protected from unauthorised or unlawful processing and against accidental loss, destruction or damage

Not all individual rights under data protection law are absolute. Where possible we will look to comply with any request from you, but we may need to hold or process your personal information in connection with one or more of our legal functions.

To follow up any of these rights please contact the NHS Wales organisation providing your treatment for further information.



Further Information

If you would like to know more about how your personal information is used please visit the website of the organisation providing your treatment and care, alternatively please speak to a member of staff.

If you have any concerns about the way your information is used you may wish to discuss these with the healthcare professional responsible for your care, or the organisation's Data Protection Officer.

Should you experience any issues regarding how we manage your information and are not satisfied with the response you receive, you have the right to complain to the Information Commissioner.

To register your concern with the **Information Commissioner's Office (ICO)** please:



visit their website at www.ico.org.uk



or send a letter to:

**Information Commissioner's Office,
Wycliffe House,
Water Lane,
Wilmslow,
Cheshire SK9 5AF**

Tel: 0303 123 1113 (local rate)

