

# DATA PROTECTION OFFICE NEWS

November 2023

## Contact Details

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## DPO Newsletter 53

### Accelerated Access to records update

The deadline of October 31st, 2023, for this contractual requirement has of course now passed and you should be able to demonstrate that you are working towards enabling access to prospective health data for those patients for whom it is appropriate. You may have chosen to adopt an opt in model, as recommended by the BMA and further support documents, including a DPIA template and a letter for the ICB, are available here:

<https://www.bma.org.uk/advice-and-support/gp-practices/gp-service-provision/accelerated-access-to-gp-held-patient-records-2023>

For those of you who have not proceeded with the Accelerated Access to Records programme, the BMA have advised letting your ICB/Place Commissioners know, using the template letter supplied and based on your individual Practice DPIA. You may also wish to send a version of this letter to the Ombudsman.

I have attached a copy of a presentation which was recently shared by David Wrigley, BMA GP Committee Deputy Chair's, to highlight the ongoing risks with the Accelerated Access programme. I have also attached a letter from Dr Paul Cundy, which you may find a useful read as it outlines the legal requirements associated with this programme of work.



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presentation GPCE (



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## **National Obesity Audit**

You will recently have been contacted about the National Obesity Audit, which is a legal requirement - NHS England have been directed to conduct the audit by the Secretary of State under section 254 of the Health & Social Care Act 2012. Having reviewed the information provided by NHS Digital, I don't have any concerns from a Data Protection perspective. NHS Digital store data in line with the NHS Code of Records Management 2021 and relevant opt out codes will be honoured.

I suggest you add the following link to your privacy notice: [National Obesity Audit: NHS England Transparency Notice - NHS Digital](#)

## **Biobank UK**

You may recently have received an email from Biobank UK, requesting that you share coded data with them for patients who have given consent to be part of Biobank's research programme. I'm aware of the potentially groundbreaking work Biobank does and if a patient has consented to their data being shared that should of course be honoured. However, there isn't a clear process whereby the GP Data Controller is made aware of *which* patient's/ patients' data is being shared and to that end, I contacted Biobank UK's Data Protection Officer. Nicola Doherty confirmed that the Biobank team would be happy to securely share a list of any participants registered at your practice; should you wish to request that, you would need to contact [adminteam@ukbiobank.ac.uk](mailto:adminteam@ukbiobank.ac.uk), stating your practice code and who the list should be shared with.

## **Caldicott Guardian Training**

<https://www.ukcgc.uk/>

The UK Caldicott Guardian Council will be delivering a training session via Teams on Tuesday 5th December at 5.30pm. If you wish to book onto this session, please contact Helen Dyer at [helen.dyer10@nhs.net](mailto:helen.dyer10@nhs.net)

## **Data Protection training**

I can deliver Data Protection training sessions for GP practice teams. If you think your team would benefit from a short F2F session, I am very happy to come out to your practice to support you with this.

If you wish to discuss any of the above, or any other Data Protection concerns, please do not hesitate to contact me on 07951 530 417 or [Jane.hilldpo@nhs.net](mailto:Jane.hilldpo@nhs.net)