

Regional Health and Social Care Information Sharing Agreement

Information Governance Steering Group 11th April 2023

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This policy applies to processing within the Shared Care Record solutions listed below and to data forwarded from the Shared Care Record solutions for processing in other systems.

It is recognised that data subjects may have a National Data Opt-Out (<https://digital.nhs.uk/services/national-data-opt-out>) in place for secondary uses of their data.

The purpose of this policy is to clarify for Regional Health and Social Care Information Sharing Agreement member organisations the circumstances for processing by means of or resulting from data shared from the Shared Care Record solutions listed below where the National Data Opt-Out must be applied for processing and also where it does not need to be applied.

Processing where the focus is individual (direct) care and the National Data Opt-Out does not need to be applied includes:

1. Direct Care at the point of care;
2. Direct Care triage and assessment;
3. Direct Care case finding;
4. Direct Care caseload management;
5. Direct Care alerting and notifications;
6. Medication Reviews;
7. Population Health Management case finding and targeted interventions;
8. Population Health Management Risk Stratification where it contributes to Direct Care;
9. Prevention and Wellness;
10. Screening;
11. Variations in Referral Practice; and
12. Vaccination and Immunisation Management.

Processing where the focus is NOT for individual (direct) care and the National Data Opt-Out DOES need to be applied includes:

1. Business Case development and tracking;
2. Care Delivery and Quality Improvements;
3. Commissioning planning;
4. Outcomes from System-Level Interventions;
5. Planning and Modelling Demand and Capacity;
6. Programme planning and management;
7. Proposal development;
8. Service planning and development; and
9. Research.

Processing that is NOT for individual (direct) care but where the National Data Opt-Out DOES NOT need to be applied includes:

1. A s.251 notice is in place permitting the override of the National Data Opt-Out;
2. Payments and invoice validation;
3. The national disease registers; and
4. There is a documented and agreed overriding public interest.

For the purposes of this policy and all agreements, procedures and technical solutions within the scope of the policy, examples of the shared care records that may fall within the scope of the policy includes without limitation:

1. Connected Care;
2. My Care Record;
3. Surrey Care Record; and
4. Thames Valley and Surrey LHCR.

This policy takes effect from 11th April 2023 and expires on the 30th April 2028. Version 1 (final).