

## Proactive Interventions to prevent escalation of need - Privacy Notice

### Introduction

This privacy notice explains how the Council uses social data of people who are homeless or sleeping rough, informal carers of adults aged 18 years or older, and people aged 18 years or older who use social care services, to share it with GPs and health care providers.

The Council's Proactive Interventions Project shares social care data to help GPs or health care providers identify whether their patients (service users and carers) have received any advice, guidance, assessment or review from Social Care, or had any service commissioned for them by a social care provider.

In addition, the information will show whether the patient has engaged in any activity commissioned by the Public Health service relevant to their health and wellbeing such as a Falls Prevention exercise class. This will help GPs / health care providers take into account any social care and public health involvement when making decisions about the treatment and support needed for any patient.

The information about carers known to the Council is shared so that it can be combined with carers known to the NHS, for inclusion on a joint Carers Register. This will enable us to ensure that all carers on the Register have been given relevant information about the support and services that they are entitled to, as a carer.

For more details please visit: <https://www.nottinghamshire.gov.uk/care/partnership-working/sharing-social-care-data>

### Who will be using your data?

Nottinghamshire County Council will be the data controller for the data you provide to us. We may also contract third party organisations to process your data on our behalf.

### What personal data do we use?

- Social care system (Mosaic) ID
- NHS number
- Forename and surname
- Age and date of birth
- Gender
- Address and postcode
- Email address
- (Mobile) telephone number

- Confirmation that the service user or carer was in receipt of a service at point of data distribution (updated every 24 hours daily – 7 days a week)
- Confirmation that the service user or carer was in receipt of an assessment, review, advice and guidance or is receiving a service including community and bed-based services
- Name and postcode of service user's Care Home Provider (if applicable and subject to NCC determining that it is technically viable to supply such data);
- Outcomes of any assessments or review as determined by the Proactive Interventions project.

### **What types of special category personal data do we need from you?**

- Physical and mental health details

### **Why do we use your data?**

- For service delivery (provision of direct care)
- For service planning, training and improvement
- To inform and improve partnership working with wider agencies

### **What legal reasons allow us to use your data in this way?**

Our legal basis for processing your personal data is a task in the public interest (Article 6(1)(e) of the GDPR) to provide relevant social care support, with the objective of providing earlier social care interventions aimed at preventing decline in wellbeing and independence.

Our legal basis for processing your special category personal data is for the provision of health and social care (Article 9(2)(h) of the GDPR) to provide a consistent multi-agency approach to the identification of patients/service users at risk of injury or harm.

### **Who may we share your data with or receive it from?**

The Council will share basic social care data with:

- General Practitioners
- NHS provider organisations
- Other community health providers who operate within the context of integrated community teams
- Providers commissioned by the Adult Social Care and Public Health department

We can share information about you with any NHS and social care staff who directly support or care for you. We can generally do this without your consent. We can do this under what is called 'implied consent'. Implied consent means circumstances in which it

would be reasonable to think that you would agree to the information being shared in support of your care. Information shared between NHS and social care staff is always shared in confidence. You have the right to object to the sharing (see rights section).

### **May personal data be transferred overseas?**

The Council may for operational purposes transfer personal data overseas. In these cases, we will ensure that your personal data is protected and there are safeguards for the protection of your rights. Please refer to the [County Council's privacy statement](#) for further details.

### **How long is your data kept for?**

This information is held in accordance with the Council's retention schedule – see [here](#).

### **What will happen if you do not provide or we cannot obtain the data needed?**

We may not be able to proceed with any assessment of your needs or provision of a service to you.

### **Does the service make decisions using fully automated processes?**

No.

### **What rights do you have over this use of your data?**

- To be informed about how we use your data
- To access a copy of your data that we process
- To have us rectify or correct your data that we process
- To restrict our processing of your personal data in relation to any secondary analysis for commissioning purposes (not for direct care purposes)
- To object to the use of your data
- To have your personal data erased in line with policies on data retention
- To request that we transfer your information to you or another organisation
- To object to fully automated decision making
- To withdraw your consent (if it the legal reason why we use your data).  
Please note that this does not apply to the Proactive Interventions project as the legal basis for sharing data for this project is not consent.

Some of these rights are subject to exceptions. Please refer to the [County Council's privacy statement](#) part 10 for further details.

### **National Data Opt-Out**

The National Data Opt-Out was introduced to give you a choice about whether you want your confidential patient information to be used just for your individual care and treatment or also to be used for research or for the planning of health and care services. To find out more or to register your choice to opt out, please visit [www.nhs.uk/your-nhs-data-matters](http://www.nhs.uk/your-nhs-data-matters). You can change your mind about your choice at

any time. If you do choose to opt out your confidential patient information will still be used to support your individual care.

**Contact the Data Protection Officer:**

If you have any concerns about how the Council is using your data, you can contact the Council's Data Protection Officer by writing to:

[DPO@nottsc.gov.uk](mailto:DPO@nottsc.gov.uk)

Or

Data Protection Officer  
Nottinghamshire County Council  
County Hall  
West Bridgford  
Nottingham  
NG2 7QP

Please see the County Council's privacy statement for further information:

<http://www.nottinghamshire.gov.uk/global-content/privacy>

**Contact details of the Information Commissioner's Office:**

If you are unhappy with how your data has been processed by the Council or you feel your data protection rights have been breached, you have the right to complain to the Information Commissioner's Office at:

[www.ico.org.uk](http://www.ico.org.uk)

Or

Wycliffe House  
Water Lane  
Wilmslow  
SK9 5AF

Last updated: 04-09-2020

---