

# Care Quality Commission

## Privacy Notice

### Summary

The Care Quality Commission (CQC) is an organisation established in English law by the Health and Social Care Act. The CQC is the regulator for English health and social care services to ensure that safe care is provided. They inspect and produce reports on all English general practices in a rolling 5 year program. The law allows CQC to access identifiable patient data as well as requiring this practice to share certain types of data with them in certain circumstances, for instance following a significant safety incident.

For more information about the CQC see: <http://www.cqc.org.uk/>

### Details of processing

#### Purpose of the processing

To meet the legal obligation to provide the Department of Health with information and reports on the status, activity and performance of NHS GP practices. This may include identifiable patient data.

#### Lawful basis for processing

The lawful justifications for the processing and possible sharing of this data are:

*Article 6(1)(c) "the processing is necessary for compliance with any legal obligation to which the controller is subject"*

Where your complaint or SAR involves processing of special category data the relevant condition for processing that data will be:

*Article 9(2)(g) "substantial public interest" as defined by Data Protection Act 2018, Schedule 1, Part 2, Section 6(2)(a) "the exercise of a function conferred on a person by an enactment or rule of law"*

#### Recipient or categories of recipients of the shared data

The data will be shared with Local Authorities, other GP Practices, NHS Trusts and NHS Clinical Commissioning Groups (CCGs)

#### Retention period

The data will be retained for active use during the processing and thereafter according to NHS Policies and the law.

### Your rights

#### Right to object

You have the right under Article 21 of the GDPR to object to your personal information being processed. Please contact the Practice if you wish to object to the processing of your data. You should be aware that this is a right to raise an objection which is not the same as having an absolute right to have your wishes granted in every circumstance.

GP Practices process personal data under Article 6(1)(c) on a lawful and legitimate basis where the organisation is obliged under law to comply with

- The General Data Protection Regulations (GDPR)
- The Freedom of Information Act
- The NHS Constitution
- The Local Authority Social Services and National Health Service Complaints (England) Regulations 2009

By complying with these laws, the Practice has compelling legitimate grounds for the processing which override the interests, rights and freedoms in the right to object.

#### Right to access and correct

You have the right to access any identifiable personal data that is being processed or shared and to have any inaccuracies corrected.

#### Right to Complain

You have the right to complain to the Information Commissioner's Office, you can use this link <https://ico.org.uk/global/contact-us> or calling their helpline Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate).

## Contact details

<b>Controller Contact Details</b>	Penrose Health	3 Kingfisher Square Staunton Street, London SE8 5DA	020 8318 0190 <a href="https://privacy.penrosehealth.co.uk">privacy.penrosehealth.co.uk</a>
---------------------------------------	----------------	--	--

---

<b>Data Protection Officer</b>	Claire Clements	1 Lower Marsh, 3rd Floor, Lower Marsh, Waterloo, London, SE1 7NT	<a href="mailto:claireclements@nhs.net">claireclements@nhs.net</a>
------------------------------------	-----------------	---	--