

ICO consultation on the draft updated data sharing code of practice

Q1 Does the updated code adequately explain and advise on the new aspects of data protection legislation which are relevant to data sharing?

Yes

No

Q2 If not, please specify where improvements could be made.

Q3 Does the draft code cover the right issues about data sharing?

Yes

No

Q4 If no, what other issues would you like to be covered in it?

As a private provider of care home services for the elderly we have to share personal data (incl. health data) with many organisations for: placement services (local authorities, care commissioning groups); the expected provision of care (GP surgeries, hospitals, dentists); safeguarding (safeguarding, social services, police); and regulators (Care Quality Commission, Care Inspectorate Wales, Care Inspectorate Scotland). Is a Sharing Agreement still recommended when the sharing will be expected by the Data Subject (i.e. direct provision of care) or is a regulatory or statutory requirement (e.g. for regulators and safeguarding), as long as it is covered in internal policies and our Privacy Notice?

Q5 Does the draft code contain the right level of detail?

Yes

No

Q6 If no, in what areas should there be more detail within the draft code?

Apart from advice on re Q4.

Q7 Has the draft code sufficiently addressed new areas or developments in data protection that are having an impact on your organisation's data sharing practices?

Yes

No

Q8 If no, please specify what areas are not being addressed, or not being addressed in enough detail.

Q9 Does the draft code provide enough clarity on good practice in data sharing?

Yes

No

Q10 If no, please indicate the section(s) of the draft code which could be improved, and what can be done to make the section(s) clearer.

Apart from advice on re Q4.

Q11 Does the draft code strike the right balance between recognising the benefits of sharing data and the need to protect it?

Yes

No

Q12 If no, in what way does the draft code fail to strike this balance?

Q13 Does the draft code cover case studies or data sharing scenarios relevant to your organisation?

Yes

No

Q14 Please provide any further comments or suggestions you may have about the draft code.

Some care home examples would be appreciated.

Q15 To what extent do you agree that the draft code is clear and easy to understand?

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree

Q16 Are you answering as:

- An individual acting in a private capacity (e.g. someone providing their views as a member of the public or the public)
- An individual acting in a professional capacity
- On behalf of an organisation
- Other

Q17 Please specify

Q18 Please specify
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Q19 Please specify

Thank you for taking the time to share your views and experience.