

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.

There is not enough guidance for part 3 sharing, this guidance is focussed more on the GDPR. The guidance on Part 3 sharing is very limited and I feel there is not enough on sharing information that was collected for Part 3 purpose and then shared with a non competent authority (e.g Local Authority)

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?

I think a lot of the guidance is good, however again there is not enough guidance for part 3 sharing, this guidance is focussed more on the GDPR. For Police forces the majority of the information we are sharing was obtained for a LE purpose. In the guidance it feels like Part 3 has been added as an afterthought.

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?

For GDPR the level of detail is good. For Part 3 the information is limited.

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.

Again, Part 3 to Part 2 sharing is new and has not been addressed in enough details.

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.

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.

No. Needs more examples of Part 3 to Part 2 sharing. The example used on page 66 is particularly poor. There are no examples of Part 3 sharing to Part 2 sharing. This is where guidance is needed. For example as a Police Force we often collect information for a LE purpose and reused for research purpose. I think there needs to be more examples of realistic Part 3 to Part 2 sharing. (E.G Police Force to Housing Association, Police to University for research purposes.)

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 of the public)
- An individual acting in a professional capacity
- On behalf of an organisation
- Other

Q17 Please specify

Police Force

Q18 Please specify

Q19 Please specify

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