

## Public Health Commissioned Services Privacy Notice

### Introduction

This privacy notice explains how the Council uses your data as part of delivering Public Health commissioned services. Most Public Health services are contracted out to third party providers.

### 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?

Public Health services are commissioned, not delivered directly by the Council. Each commissioned provider will collect different data in order to provide each service. The data is likely to be:

- Name
- Address
- Date of birth
- Contact details
- Details of your circumstances relevant to the service being provided.
- Sexual Orientation
- Ethnicity

Each commissioned service provider will have its own privacy notice explaining how the data may be used, including explanation of when and in what circumstances data may be shared with the Council as commissioner of the service or other relevant third parties.

The Council will not receive identifiable information about service users except in the case of two specific services: NHS Healthchecks and the National Child Measurement Programme. For both of these services, more detailed information is given below. For all other Public Health services, the Council will receive anonymised information on the general use of service, which may include the age, sex and geographic location of service users.

With regard to the National Child Measurement Programme, this is a statutory public health function to assess overweight and obesity levels in children within primary schools including academies across Nottinghamshire. All public health authorities are required to do this. The commissioned service provider collects information on children's height and weight. The data is returned to NHS Digital, who is the data

controller and has its own Privacy Notice. The County Council receives the data extract with identifiable data from NHS Digital and checks it for the purposes of data quality. It does not make any further use of the data, but downloading the data extract and checking it for data quality purposes falls within the definition of processing. The data is securely stored until the Council receives notification from NHS Digital that it should be deleted – usually about six months.

For NHS Healthchecks, there may be occasions where data is shared that could amount to identifiable information but it would still only be used in the circumstances below and for no other purpose.

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

Depending on the service, providers may require:

- Information about your health
- Genetic data
- Data regarding your HIV status
- Data regarding sexual behaviour, sexual orientation
- Race, ethnicity and ethnic origin

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

- Commissioned service providers use your data to provide specific Public Health services to you, including:
  - Academic resilience
  - Community Infection, Prevention and Control
  - Domestic violence and abuse services
  - Healthy Families programme (children's public health 0-19)
  - NHS Health Checks – these are delivered by GPs
  - Obesity prevention and weight management services
  - Oral health promotion
  - Sexual health services (contraception and treatment of sexually transmitted infections)
  - Social Exclusion / Homelessness support services
  - Substance misuse services
  - Tobacco control services
  - HIV Self Sampling
- The Council will use relevant data for
  - Service planning, training and improvement
  - To prevent and detect crime or fraud
  - For research purposes, using anonymised data.

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

Our legal basis for processing your personal data is that it is necessary to meet a legal obligation or for a task in the public interest in line with the following legislation: Section 12 "Duties as to improvement of public health" Health and Social Care Act 2012.

Our legal basis for processing your special category personal data is substantial public interest on the basis of the above legislation.

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

- We may receive your data from:
  - Commissioned service providers (usually anonymised)
  - NHS Digital (in the case of the National Child Measurement Programme)

### **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?**

- If you do not provide your data you may still receive a service, however the providers may not be able to provide you with a full Public Health service on behalf of Nottinghamshire County Council

### **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
- To object to the use of your data
- To have your personal data erased
- 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).

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

### **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@nottscc.gov.uk](mailto:DPO@nottscc.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

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