

Privacy Notice - Research

Summary:

This Trust participates in research. We will only agree to participate in any project if there is an agreed clearly defined reason for the research that is likely to benefit healthcare and patients. Such proposals will have a consent process, ethics committee approval, and will be in line with the principles of Article 89(1) of GDPR.

Occasionally research can be authorised under law without the need to obtain consent. This is known as the section 251 arrangement¹. We may also use your medical records to carry out research within the Trust and this will also have been subjected to ethical approval and will have an approved consent process.

We only share information with medical research organisations with your explicit consent or when the law allows.

You have the right to object to your identifiable information being used or shared for medical research purposes. Please contact the Trust if you wish to object.

1) Data Controller contact details	Southend University Hospital NHS Foundation Trust, Prittlewell Chase, Westcliff-on-Sea, Essex, SS0 0RY T: 01702 435555 ICO Registration number: Z1972899
2) Data Protection Officer contact details	Matt Barker, Group Head of Information Governance Basildon and Thurrock University Hospital NHS Foundation Trust, Nethermayne, Basildon, Essex, SS16 5NL Tel: 01268 524900 Email: informationgovernance@btuh.nhs.uk
3) Purpose of the sharing	Medical research.
4) Lawful basis for processing or sharing	Identifiable data will be shared with researchers either with explicit consent or, where the law allows, without consent. The lawful justifications are; Article 6(1)(f): <i>"...legitimate interests...except where such interests are overridden by the interests of fundamental rights and freedoms of the data subject ..."</i> And: Article 9(2)(j): <i>"scientific or historical research purposes or statistical purposes in accordance with Article 89(1) based on Union or Member States law which shall be proportionate to the aim pursued, respect the essence of the right to data protection and provide for suitable and specific measures to safeguard the fundamental rights and interests of the data subject"</i> .
5) Recipient or categories of recipients of the shared data	The data will be shared with medical research organisations running clinical research studies, such as NHS Trusts, NHS Clinical Trial Units, Universities, funding organisations and charities and commercial companies.
6) Rights to object	You do not have to consent to your data being used for research. If you change your mind and wish to withdraw your consent at any time, contact the Data Controller. Details of how and what data is withdrawn will be outlined in the study patient information.
7) Right to access and correct	You have the right to access any identifiable data that is being shared and have any inaccuracies corrected.
8) Retention period	The data will be retained for the period as specified in the specific research protocol(s).

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9) 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)
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1, Section 251 and the NHS Act, Health Research Authority.

<https://www.dropbox.com/s/sekq3trav2s58xw/Official%20Section%20251%20guidance%20Health%20Research%20Authority.pdf?dl=0>