

## Sexual Health Service Privacy Notice

### Why are we collecting your information?

This Privacy Notice has been written to inform you that York and Scarborough Teaching Hospitals NHS Foundation Trust (the Trust) processes information about you in order to provide sexual health care services.

This information will be used to provide free sexually transmitted infection (STI) testing and treatment, to notify sexual partners of people who have been diagnosed with an STI for the diagnoses and management of various specified STIs and for the provision of contraception, counselling and social support.

In addition, information is required to provide performance data including numbers of new service users, first attendance, follow up appointments, waiting times and other quality measures.

### Who do we collect your information from?

- Directly from yourselves
- Sexual partners that may have given us your details
- External provider partners that may have given us your details, such as GPs, community nurses, social workers etc
- We also work with Preventx to provide a postal screening service for STIs. The Trust only access and record details of positive test results.

To see Preventx privacy information please go to: <https://www.test.me/privacy>

### Who are we?

The Trust is a 'Data Controller', this means that we determine the purposes for which, and the manner in which, your personal data is processed. We have a responsibility to you and your personal data and will only collect and use this in ways which are compliant with data protection legislation.

The Trust has appointed Rebecca Bradley (Head of Information Governance) to be its Data Protection Officer (DPO). The role of the DPO is to ensure that the Trust is compliant with Data Protection legislation and to oversee data protection procedures.

The DPO contact details are:

**York and Scarborough Teaching Hospital NHS Foundation Trust**

**York Hospital**

**Wigginton Road**

**York**

**North Yorkshire**

**YO31 8HE**

[yhs-tr.Information.Governance@nhs.net](mailto:yhs-tr.Information.Governance@nhs.net)

In this case when you send your information to Preventx they also act as a Controller. The Trust and Preventx have an Information Sharing Agreement documenting our relationship, this is available on request.

### What Information are we collecting?

- Basic information about you, such as name, address, date of birth, NHS number

- Contacts we have had with you
- Notes and reports about your health and any treatment and care you need
- Details and records about the treatment and care you receive
- Relevant information from other health professionals

We may also process special categories of information that may include:

- Nationality, racial and/or ethnic origin
- Religious or philosophical beliefs
- Health information: e.g. results of laboratory tests
- Notes and reports about your health, treatment and care.
- Sex life or sexual orientation

### **What is our lawful basis for processing your information?**

Any personal data we process is done so in accordance with the UK. Our lawful basis for processing are:

- Article 6(1)(e) Public Task: the processing is necessary to perform a task in the public interest, or our official functions, which have a clear basis in law.

Where we process your special category information our lawful basis are:

- Article 9(2)(h) Health and Social purposes; Schedule 1, Part 1 (c) medical diagnosis, (d) the provision of health care or treatment, or (f) the management of health care systems or services or social care systems or services.
- Article 9(2)(i) The processing is necessary for reasons of public interest in the area of public health, such as protecting against serious cross-border threats to health or high quality and safety of health care and medicinal products or devices.
- Article 9(2)(j) The processing is necessary for archiving purposes in the public interest, Schedule 1, Part 1 scientific or historical research purposes or statistical purposes in accordance with Article 89 (1)

We do not need your consent to use your personal information for the delivery of direct care because we have a public task to do this. We use personal information because it is necessary for us to use this to carry out our activities as an NHS organisation.

### **How long do we keep your information for?**

The Trust follows NHS Digital's recommended retention schedule which can be found in the [Records Management Code of Practice for Health and Social Care 2016](#).

### **Who do we share your information with?**

We may share your information with:

- Your GP,
- Other sexual health services where needed,
- Social work teams if required,
- Where required, other health professionals such as midwives and school nurses, other medical professionals
- Other 3<sup>rd</sup> party organisations such as charities, after a discussion with yourself
- Shared anonymised data with our commissioners, such as relevant local authorities and with Public Health England and other statistical auditing services.

### **Do we transfer your information outside the UK?**

We do not transfer this information outside the UK.

### **What rights do you have over your data?**

Under GDPR data subjects have the following rights in relation to the processing of their personal data:

- to be informed about how we process your personal data. This notice fulfils this obligation
- to request access to your personal data that we hold, and be provided with a copy of it
- to request that your personal data is amended if inaccurate or incomplete
- to request that your personal data is erased where there is no compelling reason for its continued processing
- to request that the processing of your personal data is restricted
- to object to your personal data being processed

If you have any concerns about the way we have handled your personal data or would like any further information, then please contact our DPO on the address provided above. To put in a Subject Access Request please contact:

**01904 725680**

[yhs-tr.SubjectAccessRequests1@nhs.net](mailto:yhs-tr.SubjectAccessRequests1@nhs.net)

If we cannot resolve your concerns you may also complain to the Information Commissioner's Office (the Data Protection Regulator) about the way in which the Trust has handled your personal data. You can do so by contacting:

**First Contact Team  
Information Commissioner's Office  
Wycliffe House Water  
Lane Wilmslow  
Cheshire  
SK9 5AF  
casework@ico.org.uk // 0303 123 1113**