

Adult Social Care - General Data Protection Regulation (GDPR) Factsheet

What is a GDPR?

In May 2018, the Data Protection Act is being replaced by new legislation. The General Data Protection Regulation (GDPR) is a new piece of EU law that is being introduced to update the existing rules relating to the handling of personal data. Whilst a lot of the provisions are the same as currently, under the Data Protection Act, there are some differences. In particular, it extends the definition of personal data to be wider than currently; it introduces more rights for individuals (data subjects) and there are more responsibilities on data controllers (such as the IW Council) and data processors (third parties who act on our behalf).

Definition of Personal Data

Personal Data can be defined as any information relating to an individual who can be directly or indirectly identified by the data. This definition is extended to include unique reference numbers as well as descriptions of individuals, so care must be taken whenever there is a risk of an individual being identified from the data.

Sensitive Personal Data

The GDPR refers to sensitive personal data as “**special categories of personal data**”. It includes data consisting of racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, data concerning health or data concerning a natural person's sex life or sexual orientation. In addition, it includes biometric and genetic data, such as DNA; finger prints, facial recognition, etc.

These types of data are considered more private and require additional security measures to keep them safe and secure.

Collecting Data in Adult Social Care

Whenever we collect personal details, we must explain who we are; what the information is being collected for; who it will be shared with; how long it will be held for; and the rights that individuals have over their data. This forms the basis of what is called a Privacy Notice.

Our Privacy Notice and Organisation sharing list can be viewed on the following pages.

Adult Social Care Privacy Notice

The Isle of Wight Council is the data controller for the personal information you provide on this form for the Adult Social Care Department. The council's Data Protection Officer is the Head of Legal Services and Monitoring Officer and can be contacted at dpo@iow.gov.uk. You can contact the council by phone on 01983 821000, or by writing to us at County Hall, High Street, Newport, IW PO30 1UD.

Your information will be used so that we can fulfil our statutory duties for the purpose of providing information, advice and social care services. Data protection law describes this legal basis as necessary for compliance with a legal obligation.

Your personal data may be shared with other teams within the council or other organisations such as the NHS, Clinical Commissioning Group, Care Providers and other organisations we work with for the purpose of providing information, advice and social care services - a full list of organisations we work with can be found on our website <https://www.iwight.com/documentlibrary/view/privacy-notice-organisation-list-adult-social-care>.

We may also share it with other local authorities or debt collection agents if necessary for the collection of council tax debt. We may share the data with third parties if we are required by law to do so. This may include the Police or Government Agencies.

We will share your data with other relevant teams within the council or other relevant organisations if a child and/or adult safeguarding issue arises and places an individual at risk of harm.

We will keep your personal data for as long as we are required to do so under relevant legislation or in accordance with our operational requirements. You can view our retention schedule on our website <https://www.iwight.com/documentlibrary/view/retention-policy-2011>.

For further details on how your information is used; how we maintain the security of your information; and your rights, including how to access information we hold on you, and how to complain if you have any concerns about how your personal details are processed, please visit www.iwight.com or email information@iow.gov.uk.

Adult Social Care Organisation List

Your personal data may be shared with one or more of the following organisations for the purposes of providing support, information, advice and social services.

The list includes all agencies/organisations who are involved with Adult Social Care and who we may share your information with for the purposes of providing the support you require and assist you in achieving your wellbeing outcomes. Information will only be shared with those agencies/ organisations who are involved in supporting you.

- Contracted domiciliary care agencies
- Contracted learning disability homes
- Contracted nursing care homes
- Contracted residential care homes
- Action First Recruitment Limited
- Action on Hearing Loss
- Age Concern IOW t/a Age UK IOW
- BES Rehab Ltd
- Carers IOW
- Community Action IOW
- Department for Works & Pensions (DWP)
- Fire Service
- Healthwatch Isle of Wight CIC
- Hyde Housing Association Ltd
- Iken Business Ltd
- IOW NHS Clinical Commissioning Group (CCG)
- IOW NHS Trust (inc. Hospital, GP, Occupational Therapy, etc.)
- Island Healthcare Limited
- LJ Accounts
- Making Connections (Isle of Wight) Ltd
- MASH
- Matrix SPS Limited (inc. all contracted providers on the ADAM system)
- People Matter IW
- Police
- Prepaid Accounts and Association Services
- Principle Chartered Surveyors
- SEAP
- SHIP
- Solicitors
- Southern Advocacy Services
- The British Red Cross (Hampshire, IOW And Surrey Area)
- The OT Practice Limited
- The Stroke Association
- Various day support providers (Direct Payments only)
- Vectis PB Support