

Privacy Notice – Research

As an NHS organisation we use personally-identifiable information to conduct research to improve health, care and services. As a publicly-funded organisation, we have to ensure that it is in the public interest when we use personally-identifiable information from people who have agreed to take part in research. This means that when you agree to take part in a research study, we will use your data in the ways needed to conduct and analyse the research study.

In order to manage your information in specific ways to enable research to be reliable and accurate your rights to access, change or move your information are limited. If you withdraw from the study, we will keep the information about you that we have already obtained. To safeguard your rights, we will use the minimum personally-identifiable information possible.

Health and care research should serve the public interest, which means that we have to demonstrate that our research serves the interests of society as a whole. We do this by following the UK Policy Framework for Health and Social Care Research.

For further information please visit the Health Research Authority (HRA) website via:
<https://www.hra.nhs.uk/information-about-patients/>

You have the right to object to your identifiable information being used or shared for medical research purposes. Please speak to the Data Protection Officer if you wish to object.

We are required by Articles in the General Data Protection Regulations to provide you with the information in the following 9 subsections.

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1. Data Controller contact details	Kent and Medway NHS and Social Care Partnership Trust Head Office, Farm Villa, Hermitage Lane, Maidstone, Kent, ME16 9PH
2. Data Protection Officer contact details	Leanne McDougall Head of Information Governance, St Michaels House, St Michaels Road, Sittingbourne, Kent, ME10 3DW
3. Purpose of Processing	Medical Research.
4. Lawful basis for processing	<p>Identifiable data will be shared with researchers either with explicit consent or, where the law allows, without consent. The lawful justifications are;</p> <ul style="list-style-type: none"> • Article 6(1)(e) “processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller” <p>And</p> <ul style="list-style-type: none"> • Article 9(2)(j) “Processing is necessary for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89(1) based on Union or Member State 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”
5. Recipient or categories of recipients of the processed data	The data will be shared with the study teams and originations working on behalf of the sponsors of the research. A full list of research sponsors is available to view at https://www.kmpt.nhs.uk/research-and-innovation/ .
6. Rights to object	<p>Data protection legislation gives data subjects the right to object to the processing of personal data about them. This applies where the legal basis for processing is ‘task in the public interest’ or ‘legitimate interests’.</p> <p>However, this right does not apply where data is processed for research purposes as appropriate safeguards are in place, and the processing is necessary for a task carried out in the public interest.</p>
7. Right to access and correction	<p>Right of access</p> <p>The right of data subjects to access personal data about themselves includes a right to a copy of the personal data and access to information about the processing. However, this right does not apply when data is processed for health or social care research purposes where appropriate safeguards are in place; and the results of the research or any resulting statistics are not made available (including to other data controllers) in a form</p>

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	<p>which identifies the data subject; or in the opinion of an appropriate health professional, disclosure to the data subject is likely to cause serious harm.</p> <p>Right to rectification Data protection legislation gives data subjects the right to obtain from the controller, without undue delay, the rectification of inaccurate personal data. This can include having incomplete personal data completed by means a supplementary statement. However, this right does not apply where data is processed for research purposes and appropriate safeguards are in place.</p>
8. Retention Period	The data will be retained for the period as specified in the specific research protocol(s).
9. Right to Complain	<p>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 call their helpline Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate)</p> <p>There are National Offices for Scotland, Northern Ireland and Wales, (see ICO website)</p>