Derby & Derbyshire LMC

Derby and Derbyshire Local Medical
Committee
Heritage Gate, Norman House
Ground Floor, Friary Gate
Derby DE1 1NU

Dr Paul Nathan
Derbyshire CCGs DPO
c/o Hollybrook Medical Centre
Hollybrook Way
Heatherton
Littleover
DE23 3TX

Dear Paul,

Article 28 data processing on behalf of practices across Derbyshire

I am writing to you on behalf of the Data Protection Officers for all the GP practices across Derbyshire.

As a Data Protection Officer you will be aware of the requirements of Article 28 of GDPR and where a Data Processor carries out functions for a Data Controller there needs to be a contract and a clear understanding of the responsibilities on both parties. We have identified that you process data on behalf of all practices in Derbyshire and such processing is subject to Article 28 and the arrangements will need to be made GDPR compliant. As the original arrangements and specifications were drawn up by the 4 Derbyshire CCGs I am writing to enquire what your proposals are to have these updated so that they are Article 28 compliant and in what timeframe?

In addition, and as a supplement to this I would be grateful if you could complete the attached table and forward to the practices so that they can have a full picture of the processing being carried out by the CCGs on their behalf. This information should be readily available under your Data Processing Register compiled under Article 30 of GDPR.

Finally, I should remind you that after 25th May 2018, Article 28, section 3, paragraph (a) applies and that in future data can only be processed on behalf of practices after receipt of "documented instructions".

I look forward to hearing from you and receiving a copy the requested information that you have sent to practices.

Yours sincerely

David Gibbs
Chief Operating Officer

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www.derbyshirelmc.org.uk
Please respond by e-mail where possible.

Table of Processing carried out by Derbyshire CCGs on behalf of GP Practices

Processing arrangement's name or identifier, for example "Frailty LIS"	Duration of processing	Nature and purpose of the processing. Article 28(3)	Data subject identifiers being used. Article 28(3)	Type of data being processed* please attach a separate list of coded items if applicable. Article 28(3)	Categories of data subjects whose data is being processed. Article 28(3)	Name or identity of any data processor carrying out the processing on your behalf. Article 28 (2) & (4)