

The Derbyshire Federation for Mental Health ('the Federation')
Privacy Notice (Support Services)

Who we are

We are a small mental health charity (1117141), and a company limited by guarantee (5758432) and provide a wide range of mental health support services including:

- One to one support
- Wellbeing Resilience drop ins
- Group activities
- Telephone Support
- Youth support services

We serve the population of the Derbyshire Dales and High Peak areas of Derbyshire and we employ between 18-20 staff.

What is a privacy notice?

A Privacy Notice is a statement by the Federation to clients, visitors, carers, the public and staff that describes how we collect, use, retain and disclose personal information which we hold. This privacy notice is part of our commitment to ensure that we process your personal information/data fairly and lawfully.

Why issue a privacy notice?

The Federation recognises the importance of protecting personal and confidential information in all that we do and takes care to meet its legal and regulatory duties. This notice is one of the ways in which we can demonstrate our commitment to our values.

This notice also explains what rights you have to control how we use your information.

What are we governed by?

The key pieces of legislation/guidance we are governed by or adhere to are:

- Data Protection Act 1998 / Data Protection Act 2018 (Government pending)
- Human Rights Act 1998
- Access to Health Records Act 1990
- Freedom of Information Act 2000
- Health and Social Care Act 2012, 2015
- Public Records Act 1958
- Computer Misuse Act 1990
- Records Management – Code of Practice for Health and Social Care 2016
- General Data Protection Regulations (GDPR) – post 25th May 2018

In relation to minors, we are also governed by the following statutes:

- Education Act 1996
- Children and Families Act 2014
- Children Act 1989
- Education and Inspection Act 2011
- Education and Skills Act 2008
- Working together to Safeguard Children 2015 – Statutory Guidance
- Children and Social Work Act 2017
- Adoption and Children Act 2002
- Foster Services Regulations 2011 – Statutory Guidance

- Care Standards Act 2000
- Securing Sufficient Accommodation for Looked Children – Statutory Guidance
- Crime and Disorder Act 1998
- Equalities Act 2010

Who are we governed by?

Information Commissioner's Office - <https://ico.org.uk/>

Why and how we collect information

We may ask for or hold personal confidential information about you which will be used to enable us to provide support services appropriate to you. This is to support the provision of high quality care.

These records may include:

- Basic details, such as name, address, date of birth, next of kin
- Contact we have had, such as appointments and home visits
- Details and records of treatment and care, including notes and reports about your health
- Information from people who care for you and know you well, such as health professionals and relatives/carers

It may also include personal sensitive information such as sexuality, race, your religion or beliefs, and whether you have a disability, allergies or health conditions. It is important for us to have a complete picture, as this information assists staff involved in your support to deliver and provide improved services to meet your needs.

Information is collected in a number of ways, for example, via your healthcare professional, referral details from your GP or directly given by you.

Lawfulness of processing

Processing of your information shall be lawful only if at least one of the following applies:

- You have given consent to the processing of your personal data for one or more specific purposes;
- processing is necessary for the performance of a contract to which you are party, or in order to take steps at your request, prior to entering into a contract;
- processing is necessary for compliance with a legal obligation to which we the Federation (the controller) is subject;
- processing is necessary in order to protect the vital interests of you or another natural person;
- processing is necessary for a task carried out in the public interest or in the exercise of official authority vested in the controller;
- processing is necessary for the purposes of the legitimate interests pursued by the controller or by a third party, except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require protection of personal data, in particular where the data subject is a child.

How we use information

- To help make decisions and plans about your support
- To work effectively with other organisations/professionals who may be involved in your care
- To ensure our services can meet future needs
- To review support provided to ensure it is of the highest standard possible
- To prepare statistics on Federation performance
- To monitor how we spend public money

How information is retained and kept safe?

It is important that information is kept safe and secure, to protect your confidentiality. Information is retained in secure electronic and paper records and access is restricted to only those who need to know. Your information will only be held for as long as necessary to achieve the relevant purpose unless we are legally required to retain it for a specific period of time.

The Data Protection Act 1998 /GDPR (2018) regulates the processing of personal information. Strict policy and procedures govern our use of information and our duty to ensure it is kept safe and secure. The Federation is registered with the Information Commissioners Office (ICO).

How do we keep information confidential?

Everyone working for the Federation is subject to its Confidentiality Policy and the Data Protection Act 1998 / GDPR (2018). Information provided will only be used for the purpose for which we obtain it, unless there are other circumstances covered by the law.

Who will the information be shared with?

To provide the best mental health support possible, sometimes we will need to share information about you with others. We may share your information with a range of Health and Social Care organisations and professionals, and regulatory bodies.

Information sharing is governed by specific rules and law under GDPR.

Contacting us about your information

If you have any questions or concerns regarding the information we hold on you, the use of your information or would like to discuss further, please contact the Data Protection Officer at the main office:

Unit 7, Lime Tree Business Park
Lime Tree Road
Matlock
Derbyshire
DE4 3EJ
Tel: 01629 733915

Can I access my information?

You may request access to the information that is held about you.

For more information on how to access the information we hold about you, and for further information on your rights, please contact the main office.

Contacting us if you have a complaint or concern

We encourage people to bring concerns to our attention and we take any complaints we receive very seriously. You can submit a complaint through the Federation's Complaints Procedure, which will be provided on request from the main office.

The Federation is registered with the Information Commissioners Office (ICO). They can be found at www.ico.org.uk

We are registered on the Data Protection register and our Registration number is **Z1601164**.