

My Medical Record & GDPR

David O'Connor, OSRI

My medical record national conference and user
group

Friday, 5 October 2018

Agenda

- GDPR – a reminder.
- My Medical Record and GDPR.
- My Medical Record, Open PHRs and GDPR into the future.
- Questions & Discussion.

GDPR

- Gives control to individuals over their personal data
- Broadly similar to principles of DPA 1998
- UK DPA 2018 complements GDPR & covers national implementation and areas out of EU/GDPR scope



My Medical Record & GDPR

- MyMR is part of the wider data landscape
 - MyMR is one part of the provision of the overall healthcare.
 - It is a tool to support the provision of health care.
 - It is only part of the patient and hospital broader data landscape.
- So why not leave GDPR at Trust level for the data controllers?
 - UHSFT Trust level policies apply for much of the MyMR GDPR response.
 - As data controllers much of the non-UHSFT users Trusts GDPR responses apply to their use of MyMR.
 - UHSFT act as data processor for non-UHSFT user Trusts.
- As a GDE site in support of good practice and Trust level readiness, several MyMR specific GDPR readiness activities have been completed.

My Medical Record & GDPR (2)

Purpose & Lawful basis: To support the provision of healthcare by the NHS (Public task - 6(1)(e), Special category data: Provision of health...treatment and management of health systems -9(2)(h)).

Information audit & data mapping.

Article 30 Controller & Processor records of processing activities.

Updated Data Protection Impact Assessment (DPIA).

Updated MyMR Privacy Notice.

Crown Commercial Service standard GDPR controller/processor terms as part of revised SLAs.

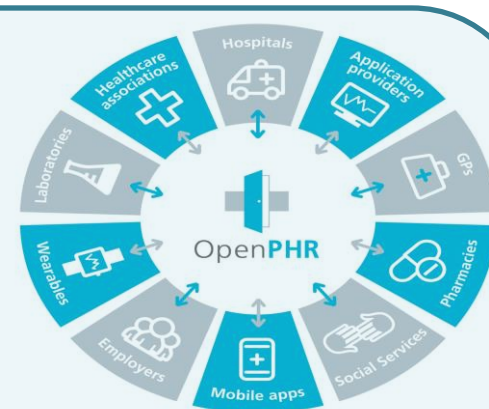
Accountability & governance summary.

My Medical Record, Open PHRs and GDPR into the future

- Current MyMR focused on supporting the provision of healthcare.
 - Relating to a specific healthcare needs.
 - Processing data to support those healthcare needs.
- Open PHR potentially opens up the PHR to include data beyond supporting specific healthcare.

Open PHRs

- Data from other (non-NHS) systems & 3rd party apps.
- Integration of patients' device data, such as those measuring weight, heart rate, temperature, sleeping patterns and exercise.



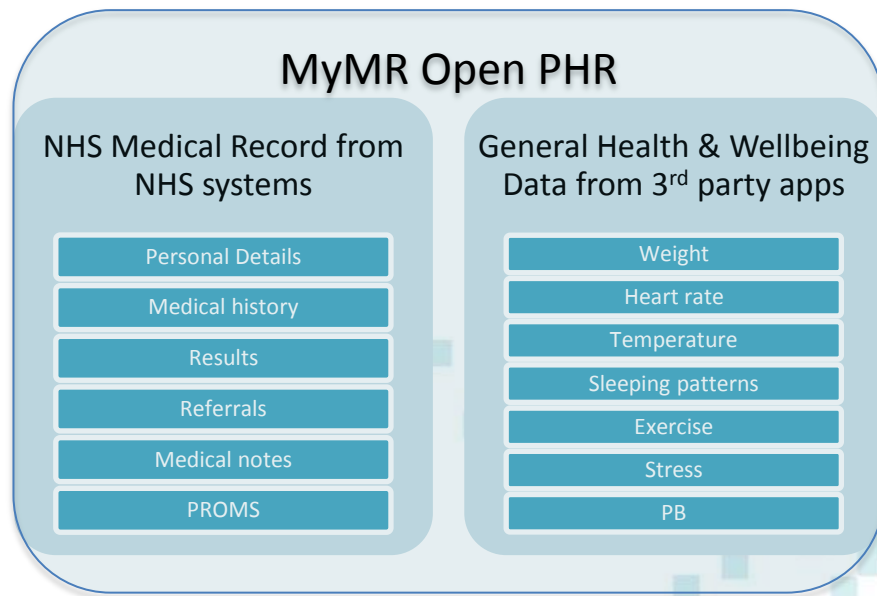
My Medical Record, Open PHRs and GDPR into the future (2)

- Potential for two distinct types of data:
 - Specific past or current healthcare needs.
 - General health and wellness data from third party applications.
- Can we, should we treat them the same for GDPR & DPA 2018?
 - The big question – why is the NHS providing an Open PHR?
 - Purpose? - Provision of healthcare, Promotion of health & wellbeing (preventative).
 - Legal basis? – Public task, contract, consent.
 - Accessibility? – Who can access the data.
 - Rights to erasure? – Data integrity risk for clinical decisions audit trail

MyMR, Open PHRs and GDPR: A model

MyMR Open PHR platform holding the NHS medical record and general health & wellbeing data from 3rd party apps. NHS clinicians can see all the data to support healthcare provision.

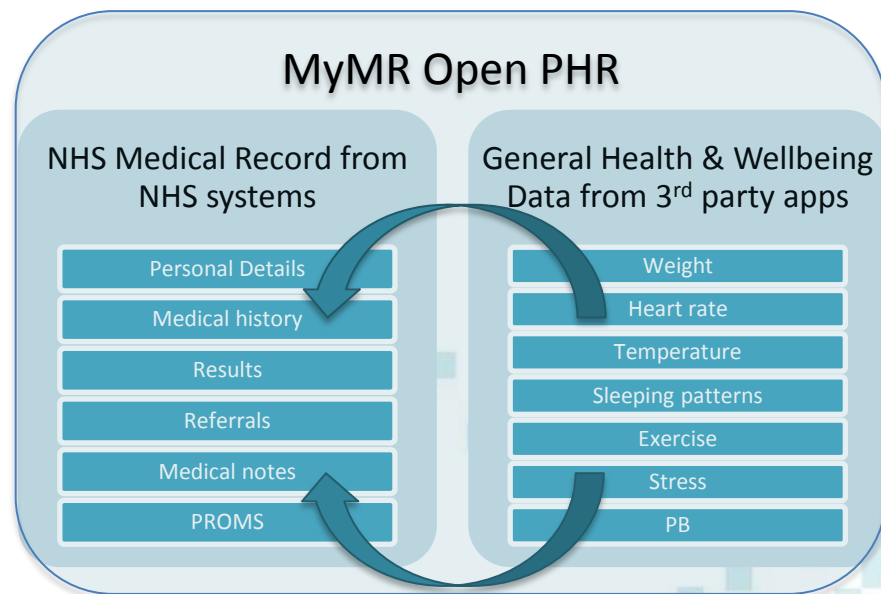
	NHS Medical Record	General Health & Wellbeing Data
Purpose	Provision of healthcare	Promotion of health & wellbeing (preventative) & Provision of future healthcare
Legal basis	Public task (NHS)	Public task (NHS)
Accessible by	NHS staff (across Trusts) & Service user.	Relevant NHS staff (across Trusts) & Service user.
Right to erasure	No	No



MyMR, Open PHRs and GDPR: Another model

Two part MyMR Open PHR platform where the user chooses to release general health & wellbeing data into the NHS medical record if requested by clinicians to support healthcare provision. Once in the Medical Record it is accessible by relevant NHS staff.

	NHS Medical Record	General Health & Wellbeing Data
Purpose	Provision of healthcare	Promotion of health & wellbeing (preventative)
Legal basis	Public task (NHS)	Public task (NHS)
Accessible by	NHS staff (across Trusts) & Service user.	Service user only
Right to erasure	No	No (but permitted to delete)



Questions & Discussion



Lunch

back at 1.20pm

Clinical User Workshop

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Clinical User Workshop

- Aims
 - To explore several issues that have been raised by clinical users.
 - To develop a better understanding of the issues and what improvements could be made by engaging with current and future MyMR users.
- Topics
 1. Surveillance.
 2. Audit and reviewing the tracker.
 3. Consultant access and summary records.
 4. Reporting.
 5. Workflow management.
 6. Support for clinical teams and patients.

Approach

- Small group discussion facilitated by a member of the MyMR team.
 - The five small groups rotate around five tables (three rotations).
1. Description of the topic.
 2. c. 5 mins individually considering the topic and writing initial thoughts on sticky notes.
 3. c. 10 mins as a group discussion.
 - a) Identify and capture any common theme or areas of differing opinion.
 - b) Identify top views/comments.
 4. Three rotations.
 5. Re-group for feedback on each topic from the facilitators.

Group Discussion

Description of the topic.

c. 5 mins individually considering the topic and writing initial thoughts on sticky notes.

c. 10 mins as a group discussion.

- Identify and capture any common theme or areas of differing opinion.
- Identify top three views/comments.

Clinical User Workshop Feedback

- Aims
 - To explore several issues that have been raised by clinical users.
 - To develop a better understanding of the issues and what improvements could be made by engaging with current and future MyMR users.
- Topics
 1. Surveillance.
 2. Audit and reviewing the tracker.
 3. Consultant access and summary records.
 4. Reporting.
 5. Workflow management.
 6. Support for clinical teams and patients.

Thank you for your participation

time for a tea
back at 2.50pm