

# Eden Park Surgery

## Privacy Notice – The Driving and Licencing Authority (DVLA)

The Driving and Licencing Authority (DVLA) are required to assess whether licence holders are fit to drive if a patient is recently diagnosed or has a condition which may affect their fitness.

The patient must inform the DVLA if this is the case however in certain circumstances, a GP may contact the DVLA with a Patient's consent or, if a GP believes their patient will not report their condition, contact the DVLA without consent to protect the public. Please see the following link for further information:

<https://www.gov.uk/driving-medical-conditions>

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|---------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1) <b>Controller</b> contact details              | Eden Park Surgery<br>194 Croydon Road<br>Beckenham<br>BR3 4DQ                                                                                                                                                                                                                                                                                                                          |
| 2) <b>Data Protection Officer</b> contact details | Danielle Gibbons<br>GP Data Protection Officer<br><a href="mailto:gpdpo@selondonics.nhs.uk">gpdpo@selondonics.nhs.uk</a>                                                                                                                                                                                                                                                               |
| 3) <b>Purpose</b> of the processing               | To provide the Secretary of State and the Driving and Licencing Authority (DVLA) with information relating to fitness to drive.<br>Although the primary obligation lies with the Patient, circumstances exist where a GP will need to contact DVLA to highlight a concern.                                                                                                             |
| 4) <b>Lawful basis</b> for processing             | The legal basis for us sharing this data under UK GDPR will be.<br><br><i>Article 6(1)(a) "the data subject has given consent to the processing of his or her personal data for one or more specific purposes".</i><br><br><i>or</i><br><br><i>6(1)(e) '...necessary for the performance of a task carried out in the public interest or in the exercise of official authority...'</i> |

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|                                                                    | <p>And</p> <p><i>Article 9(2)(g) “processing is necessary for reasons of substantial public interest, on the basis of 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 the interests of the data subject”</i></p>                                                               |
| <b>5) Recipient or categories of recipients</b> of the shared data | The data will be shared with the Driving and Licencing Authority (DVLA), its officers and staff and members to assess fitness to drive.                                                                                                                                                                                                                                                                                                              |
| <b>6) Rights to object</b>                                         | You have the right to object to some or all of the information being shared with Driving and Licencing Authority (DVLA) in certain circumstances. Contact the Practice using the details above.                                                                                                                                                                                                                                                      |
| <b>7) Right to access and correct</b>                              | You have the right to access the data that is being shared and have any inaccuracies corrected. There is no right to have accurate medical records deleted except when ordered by a court of Law.                                                                                                                                                                                                                                                    |
| <b>8) Retention period</b>                                         | The data will be retained for active use during the processing and thereafter according to NHS Policies and the law.                                                                                                                                                                                                                                                                                                                                 |
| <b>9) Right to Complain.</b>                                       | <p>You have the right to complain to the Information Commissioner’s Office, you can use this link <a href="https://ico.org.uk/make-a-complaint/data-protection-complaints/">https://ico.org.uk/make-a-complaint/data-protection-complaints/</a></p> <p>or calling 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> |