



UK Health
Security
Agency

UKHSA Caldicott Guardian
Nobel House
17 Smith Square
London SW1P 3JR

www.gov.uk/ukhsa

Natalie Hutchinson
Principal Scientist
HCAI, Fungal, AMR, AMU & Sepsis
CEI

16th January 2023

Ref number: **CAP-2018-53**

Dear Applicant

Re: 37895 Healthcare Associated Infection Data Capture System (UKHSA Caldicott Advisory Panel Regulation 7 Annual Review)

Thank you for your submitting your Regulation 7 Annual Review Form application, submitted for assessment under Regulation 3 of the Health Service (Control of Patient Information) Regulations 2002 to process patient identifiable information without consent.

Approval must be sought for the processing of patient identifiable information without consent under Regulation 3 of the Health Service (Control of Patient Information) Regulations 2002. Approved applications enable the data controller to process specified information for the purposes of the relevant activity, without being in breach of the common law duty of confidentiality, although other relevant legislative provisions will still be applicable.

Regulation 7 requires UKHSA to have in place a system of annual review of Regulation 3 purposes and data uses. Specifically, this means ensuring UKHSA is assured that:

1. So far as it is practical to do so, the system owner has removed any identifying information which is not required for the purposes for which it is, or is to be, processed

2. Access to the information is restricted to those involved in processing the information and they are aware of the purpose and purposes of the processing.
3. Appropriate technical and organisational measures are taken to prevent unauthorised processing of that information.
4. The need remains to continue processing that information

The annual review form for this asset was considered at the Review Panel meeting held on **15th December 2022** and the Caldicott Advisory Panel subsequently APPROVED the continued processing of this data.

Under Regulation 7 of the Health Service (Control of Patient Information) Regulations 2002, the UKHSA Caldicott Guardian support is subject to submission of an annual review report showing that the application is still able to demonstrate the need for ongoing processing of Patient Confidential Data. As such it is your responsibility to review data, report any changes (such as to the purpose or design of the proposed activity, or to security and confidentiality arrangements) and submit this report annually.

This letter of support **does not** indicate wider information governance compliance.

Please note: all information assets in UKHSA should have an up-to-date entry in the UKHSA Information Asset Register and be held in compliance with UKHSA Information Governance Policy which includes a risk assessment to the rights of data subjects.

If at any stage you no longer require support under the Regulations, please notify the Caldicott Office immediately.

Please do not hesitate to contact the Caldicott Office in the first instance if you need any further assistance (caldicott@UKHSA.gov.uk).

Yours sincerely

Dr Jenifer Smith
UKHSA Caldicott Guardian