

PRIVACY NOTICE – Overseas Visitors

<p>NHS hospital treatment is not free for everyone. Anyone of any nationality who is not ordinarily resident in the UK at the time of treatment is an ‘Overseas Visitor’. This means that they may be charged for the treatment they receive at the George Eliot Hospital NHS Trust. NHS hospitals have a legal obligation to establish whether a person is an overseas visitor, and whether charges apply or they have an exemption. Where there is no exemption, we must charge the person liable and recover the costs from them.</p>	
1) Data Controller	<p>George Eliot Hospital NHS Trust College Street Nuneaton CV10 7DJ</p>
2) Data Protection Officer	<p>Ben Wilczynski Data.ProtectionOfficer@geh.nhs.uk</p>
3) Purpose of the processing	<p>We need information about you in order to comply with our legal obligation, which is to ensure that the Trust is paid for any services it provides and to undertake any processing that will allow us to verify whether you are entitled to free NHS care. Our obligations are set out in the Department of Health & Social Care Guidance on implementing the overseas visitor charging regulations.</p> <p>Whilst we receive information from you when you come into contact with us, we also receive information about you from other individuals or organisations, such as when you are referred for treatment or in response to questions relating to your eligibility for free NHS care. We also need enough information to be able to provide you with appropriate healthcare services.</p>
4) Lawful basis for processing	<p>The General Data Protection Regulations and the Data Protection Act 2018 allow us to process your data under the following conditions:</p> <p>Where we process your personal or special category data we will do so in order to comply with a legal obligation to which the Trust is subject.</p> <p>Article 6: (e) Public task: the processing is necessary for you to perform a task in the public interest or for your official functions, and the task or function has a clear basis in law.</p> <p>Article 9: (h) Health or social care (with a basis in law)</p> <p>National Health Service (Charges to Overseas Visitors) Regulations 2015 (Updated 2017)</p> <p>There may occasions when we will be obliged to process your information in order to comply with a court order, coroner’s instruction, to prevent or detect crime or to comply with the law. Where we do this we will process your personal and/or special category data to comply with a legal obligation to which the Trust is subject.</p>

	<p>If we process your information for other purposes that are not described above then we will seek your consent to do so before we process it.</p> <p>The Trust does not undertake automated decision-making or profiling of your personal information.</p>
5) Recipient or categories of recipients of the shared data	<p>We may need to share your information with external organisations, such as:</p> <ul style="list-style-type: none"> • NHS managers and the Department of Health for the purposes of planning, commissioning, managing and auditing healthcare services • Organisations with statutory investigative powers such as the Care Quality Commission, the General Medical Council, the Audit Commission or the Health Service Ombudsman • Department of Health & Social Care, Home Office and registered charities • Solicitors, the police, the courts (including a Coroner's court), debt recovery agencies, clinical commissioning groups and to tribunals and enquiries • Government agencies or public bodies within your home country • Companies that provide translation services and with whom we have a contract
6) Rights to object	<p>You have the right to object to GEH processing your personal data. All cases are considered on a case by case basis.</p>
7) Right to access and rectification	<p>The Data Subjects or legal representatives 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.</p>
8) Retention period	<p>Personal information is retained in line with the NHS Records Management Code of Practice 2016 https://digital.nhs.uk/data-and-information/looking-after-information/data-security-and-information-governance/codes-of-practice-for-handling-information-in-health-and-care/records-management-code-of-practice-for-health-and-social-care-2016</p>
9) Right to complain	<p>You have the right to complain about the use of your personal data.</p> <p>You can contact the Trusts Data Protection Officer at: Data Protection Officer George Eliot Hospital College Street Nuneaton CV10 7DJ Data.ProtectionOfficer@geh.nhs.uk</p> <p>If you remain dissatisfied with the Trust's decision following your complaint, you may wish to contact the Information Commissioner's Office, you can use this link https://ico.org.uk/global/contact-us/</p>

	or calling their helpline Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate)
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	Information Commissioner's Office Wycliffe House Water Lane Wilmslow Cheshire SK9 5AF
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Further information can be found on the Trusts main privacy notice at:

<http://www.geh.nhs.uk/about-us/gdpr-privacy-notice/>