

# The Acute Data Alignment Programme - Pilot 1

## Our purposes for processing personal data

The Acute Data Alignment Programme (ADAPt) is a joint initiative between NHS Digital and the Private Healthcare Information Network (PHIN). The initiative is exploring how data collected by PHIN from UK private healthcare providers could be aligned to NHS data standards and integrated into relevant NHS quality and safety reporting systems to meet the following aims:

1. Make it easier to monitor the quality and safety of acute hospital healthcare services.
2. Help staff keep accurate and complete records when a patient journey spans both private and public providers.
3. Ensure transparency for patients by publishing comparable performance measures relating to quality of care and patient safety for both privately funded and NHS funded healthcare.
4. Identify where the burden of data collection and reporting by NHS and private care providers can be reduced.

To find out whether these aims could be met if private healthcare data was routinely collected and processed by NHS Digital, three pilots will be carried out as approved by the ADAPt Programme Board following the [ADAPt Programme public consultation](#). The pilots will also support one of the key recommendations of the [Independent Inquiry into the Issues raised by Paterson](#), namely the creation of a single repository of the whole practice of consultants across England.

This transparency information is about **ADAPt Pilot 1** - Piloting the benefit of linking private and public healthcare datasets via a flow of private healthcare admitted patient care data from PHIN to NHS Digital.

This will be the collection of private healthcare admitted patient care data relating to private healthcare providers that have agreed to participate in the pilot. This data is currently collected by PHIN from private healthcare providers to meet the legal requirements of the [CMA Private Healthcare Investigation Order 2014 \(as amended\)](#) which was made under the [Enterprise Act 2002](#).

## Legal basis for processing personal data

NHS Digital has been directed by the Secretary of State under the [ADAPt Discovery Directions 2021](#) to collect and analyse personal data for the purpose of the ADAPt Pilot 1, therefore NHS Digital's legal basis for processing personal data is:

- GDPR Article 6(1)(c) - compliance with a legal obligation (the ADAPt Discovery Directions 2021)

PHIN is the designated information authority for private healthcare data under the [CMA Private Healthcare Investigation Order 2014](#). PHIN's legal basis for processing personal data for ADAPt Pilot 1 is:

- GDPR Article 6(1)(c) - compliance with a legal obligation (the CMA Order 2014 and the Enterprise Act 2002); and
- GDPR Article 6(1)(e) - Performance of a task in the public interest (the ADAPt Pilot 1 Data Provision Notice issued to PHIN by NHS Digital under section 259 of the Health and Social Care Act 2012)

NHS Digital and PHIN's legal basis for processing personal data related to health (special category data) is:

- GDPR Article 9(2)(g) - substantial public interest
  - NHS Digital - for the purposes of NHS Digital exercising its statutory functions under the ADAPt Discovery Directions 2021
  - PHIN - for the purposes of PHIN exercising its statutory functions under the CMA Order 2014 and the Enterprise Act 2002
- Data Protection Act 2018 - Schedule 1, Part 2, paragraph 6 (Statutory and government purposes) - it is substantially in the public interest for both NHS Digital and PHIN to process personal data in order to improve the quality and safety of healthcare services

## What personal data will be collected

To complete ADAPt Pilot 1, PHIN and NHS Digital will process personal data, including data related to your health if you have been admitted to private healthcare in one of the private healthcare providers participating in the pilot. The personal data collected about you will be:

- Your NHS Number
- Your demographic details:
  - age,
  - gender
  - ethnicity
- Postcode
- The private healthcare organisation you were admitted to
- Details about your treatment:
  - Admission/discharge dates
  - Diagnoses
  - Procedures
  - BMI (Body Mass Index)
  - ASA Classification Score (health index)

PHIN will also provide NHS Digital with the General Medical Council (GMC) Number of your private healthcare clinician, so that we know who provided your health care.

## How we obtain your personal data

For ADAPt Pilot 1, NHS Digital will obtain your personal data from PHIN. The personal data is collected by PHIN from private healthcare providers in England. The personal data provided to NHS Digital will only include private healthcare data for providers who have agreed to participate in the pilot.

## Who we share your personal data with?

NHS Digital will not share your personal data during ADAPt Pilot 1. The only information shared will be anonymous aggregated data which may be shared with:

- [NHS England and NHS Improvement](#)
- [Care Quality Commission](#)
- [National Clinical Improvement Programme \(NCIP\)/Getting It Right First Time \(GIRFT\) programme.](#)
- [PHIN](#)

## How long we keep your personal data for?

Your personal data will be retained by NHS Digital for the duration of ADAPt Pilot 1 and will then be securely destroyed using an approved method. PHIN will continue to hold the personal data, initially provided to NHS Digital as part of Pilot 1, under their standard retention periods, which can be located on the PHIN Privacy Notice.

Both parties will ensure that any personal data created as an outcome of ADAPt Pilot 1 is securely destroyed at the end of the duration once the purpose of the project has been evaluated.

## Where we store the data

NHS Digital and PHIN only store and process your personal data within the UK.

## Your rights over your personal data

Under data protection law, you have a number of rights including:

- the right to be informed about how your data is being processed
- the right to access what data is held about you
- the right to have inaccurate data rectified
- the right to restrict the processing

We want you to feel confident that we look after everyone's personal data in line with the law. If you have any questions about your rights, you can get in touch with us at [enquiries@nhsdigital.nhs.uk](mailto:enquiries@nhsdigital.nhs.uk) or [infogov@phin.org.uk](mailto:infogov@phin.org.uk)

You also have the right to complain to the [Information Commissioners Office](#) if you are unhappy with how your personal data is processed.

## **Changes to this notice**

We may make changes to this transparency notice. If we do, the 'last updated' date on this page will also change. Any changes to this notice will apply immediately from the date of any change.

## **Further information**

See more information about the [ADAPt Programme](#)