

# Data Coordination Board

## Information Standards Notice – New

Acting under delegated authority from the Secretary of State for Health and Social Care, the Data Coordination Board (DCB) has approved a new information standard for publication under section 250 of the Health and Social Act 2012.

You must comply with this new standard by the full conformance date specified below.

Standard details	
DCB unique identifier	DCB3058 Amd 91/2018
Name	Compliance with National Data Opt-outs
Approval date	4 March 2019
Publication date	18 March 2019
Standard definition	
Description	<p>The national data opt-out policy was introduced on 25 May 2018, enabling patients to opt out from the use of their data for anything other than their individual care and treatment, for example research or planning purposes, in line with the recommendations of the National Data Guardian in her <a href="#">Review of Data Security, Consent and Opt-Outs</a>.</p> <p>By March 2020 all health and adult social care organisations are required to be compliant with the national data opt-out policy, where they are using confidential patient information for purposes beyond an individual's care and treatment.</p> <p>This information standard provides a set of requirements to ensure that all health and adult social care organisations in England can comply with the <a href="#">National data opt-out policy</a>.</p>
Scope (Health and Social Care Act 2012)	Health Services, NHS Services, Adult Social Care
Applies to	<p>The standard applies to any health or adult social care organisation in England that handles confidential patient information.</p> <p>This includes:</p> <ul style="list-style-type: none"><li>• Department of Health and Social Care and other national bodies e.g. NHS England;</li><li>• NHS bodies and Local Authorities providing health and adult social care in England; and</li><li>• other organisations or persons providing health or adult social care in England under contracts agreed with the NHS and Local Authorities.</li></ul> <p>An organisation may be in scope but may not currently use confidential patient information for purposes beyond individual care and treatment. In such cases an organisation must still conform with the standard to ensure they have processes and procedures in place should any changes occur that will require them to apply national data opt-outs.</p>

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Impacts upon	Implementation of this information standard impacts all health IT systems suppliers providing systems to the above providers; suppliers should work with their customers to determine necessary changes.
Legal authority	This information standard is published under section 250 of the Health and Social Care Act 2012.  This policy supports the work of the National Data Guardian and its new statutory powers under the Health and Social Care (National Data Guardian) Act 2018.
Link to further documentation	The Requirements Specification and Implementation Guidance are available on the NHS Digital website: <a href="http://www.digital.nhs.uk/isce/publication/dcb3058">www.digital.nhs.uk/isce/publication/dcb3058</a>  Further guidance is published by NHS Digital: <a href="https://digital.nhs.uk/services/national-data-opt-out-programme/compliance-with-the-national-data-opt-out">https://digital.nhs.uk/services/national-data-opt-out-programme/compliance-with-the-national-data-opt-out</a>
<b>Contacts</b>	
Sponsor and SRO	Dawn Monaghan, Head of Strategic Information Governance, NHS Digital
Business Lead	Zerlina Heaver, Senior Project Manager, NHS Digital
Help Desk	<a href="mailto:newoptoutenquiries@nhs.net">newoptoutenquiries@nhs.net</a>
<b>Dates</b>	
Implementation and conformance dates	Health and adult social care organisations may start using this standard with immediate effect but must be fully compliant by 31 March 2020.
Post Implementation Review date	31 March 2021

The controlled version of this Information Standards Notice is published on the NHS Digital website: [www.digital.nhs.uk/isce/publication/isns](http://www.digital.nhs.uk/isce/publication/isns)