

Privacy Notice for COVID-19 Response

As an addendum to the full Authority privacy notice, this privacy notice explains how North Tyneside Council may use your personal data, specifically in relation to the COVID-19 (coronavirus) pandemic.

You may have already provided information for a specific reason, and the Authority would usually seek to inform you that the data provided would be used for a different purpose. Due to the ever-developing situation regarding the current pandemic, this will not always be possible. If we already hold information regarding vulnerability, we may share this for emergency planning purposes or to protect your vital interests by sharing with services both inside and outside the council. This is so the Authority can assist and prioritise its services.

The Information Commissioner's Office has published guidance on data handling during the pandemic, this can be found [here](#).

Why we may need to share your personal data

In this current pandemic, we may share your information with other public authorities, emergency services, and other stakeholders as necessary and only when necessary in a proportionate and secure manner.

While consent to share your data is not always required for all the reasons described in this notice, please be assured that protection of personal data remains a priority at this time. We will only share the minimum data necessary where the law allows for the purposes listed and retained for a limited period.

Data protection laws are written to facilitate valid information sharing, especially in times of emergency which often requires more collaborative working. The legal bases for processing data at the council during the COVID 19 pandemic are as follows:

- Protect the public;
- Provide extra support for individuals with a disability or medical condition;
- Safeguard children and individuals at risk;
- Safeguard the economic well-being of certain individuals;
- Fulfil an explicit statutory or government purpose; and
- Satisfy external regulatory requirements.

We also have a duty to comply with the obligations set out in other legislation. The list below shows some common examples, but is not exhaustive:

- **Care Act (2014)** – this allows councils to share data to promote individual wellbeing, support individual need for care and promote the integration of health and social care.
- **Children's Act (1989)** – this allows councils to share data to safeguard and promote the wellbeing of children.



- **Homelessness Reduction Act (2017)** – this allows councils to share data as part of taking reasonable steps to help applications secure accommodation.
- **Digital Economy Act (2017)** – this allows councils to disclose information to improve public service delivery or to help reduce debt owed to North Tyneside Council.
- **Civil Contingencies Act 2004 Part 1 Local Arrangements for Civil Protection** – Civil Protection - Disclosure of information 6 (1) A Minister of the Crown may make regulations requiring or permitting the 'provider' to disclose information on request to another person or body listed in any Part of that schedule known as the 'recipient'.

Lawful basis for processing

The council will apply the following sections of the General Data Protection Regulation (GDPR) and Data Protection Act 2018 (other elements may be applied dependent upon emerging events):

General Data Protection Regulation (GDPR):

Article 6 – Processing of Personal Data

- **Article 6 (1) (c)** – processing is necessary for compliance with a legal obligation to which the controller is subject.
- **Article 6 (1) (d)** – processing is necessary in order to protect the vital interests of the data subject or of another natural (living) person
- **Article 6 (1) (e)** – processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.

Article 9 – Processing of special categories of personal data

- **Article 9 (2) (c)** – processing is necessary to protect the vital interests of the data subject or of another natural person where the data subject is physically or legally incapable of giving consent
- **Article 9 (2) (g)** – processing is necessary for reasons of substantial public interest...
- **Article 9 (2) (h)** - processing is necessary for the purposes of preventative or occupational medicine, where is it necessary for the provision of social care, the provision of health care or treatment or for the management of a health or social care system
- **Article 9 (2) (i)** – processing is necessary for reasons of public interest in the area of public health, such as protecting against cross-border threats to health or ensuring high standards of quality and safety of health care

Your rights

You have several rights with respect to your personal data and these remain all intact during the current coronavirus pandemic. Further information about your rights can be found in the main [Authority Privacy Notice](#).