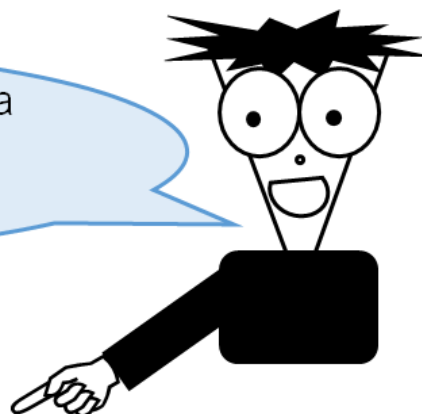


# GDPRToolkit

## SUPPLEMENTARY REFRENECES AND READING

It is impossible to cover everything in a toolkit, so here are some links and references for further reading.



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## 1. Jersey Regulator

<https://oicjersey.org/>

### Guidance

<https://thinkgdpr.org/resources/>

### Link to the Law

<https://www.jerseylaw.je/laws/enacted/Pages/L-03-2018.aspx>

<https://www.jerseylaw.je/laws/enacted/Pages/L-04-2018.aspx>

## 2. Guernsey Regulator

<https://dataci.gg/>

### Guidance

<https://dataci.gg/new-law/>

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Link to the Law

<https://dataci.gg/new-law/>

## 3. UK Regulator

<https://ico.org.uk/>

Guidance

<https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/>

## 4. EU Information

<https://gdpr-info.eu/>

[https://ec.europa.eu/commission/priorities/justice-and-fundamental-rights/data-protection/2018-reform-eu-data-protection-rules\\_en](https://ec.europa.eu/commission/priorities/justice-and-fundamental-rights/data-protection/2018-reform-eu-data-protection-rules_en)

## 5. Jersey Health and Medical data

Health and medical data is a technical area within GDPR and there are a number of factors to consider. The GDPR Toolkit is a guide on GDPR not an authority on medical legislation or regulation.

For technical issues you are wise to consult a lawyer, or seek advice from the regulator. However the following links may be useful

### **Data Protection Law 2018**

Here are some useful Health and Medical related links to the Data Protection Law coming into force in 2018

[https://www.jerseylaw.je/laws/enacted/Pages/L-03-2018.aspx#\\_Toc506561203](https://www.jerseylaw.je/laws/enacted/Pages/L-03-2018.aspx#_Toc506561203)

In particular 29 Right of access requests: information contained in health records

<https://www.jerseylaw.je/laws/enacted/Pages/L-03-2018.aspx>

### **Subject Access Requests**

Since GDPR is “beefed-up” Data Protection the policy and processes that exist for the former Data Protection Act are a good starting point for EU GDPR and the new Data Protection Law coming into force in 2018

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<https://dataci.je/wp-content/uploads/2015/10/Subject-Access-to-Health-Records-Jersey.pdf>

## **Citizen's Advice Bureau**

There is a good summary to the above Subject Access Request process from the Citizen's Advice Bureau. A key think to note is that under the old Data Protection Act there would be a charge. Under the new Data Protection Law coming into force in 2018 there is no charge (unless the request is manifestly vexatious)

[https://www.cab.org.je/index.php?option=com\\_content&view=article&id=566:access-to-your-health-and-social-services-care-records-1060b&catid=84:health-a-care-services&Itemid=101](https://www.cab.org.je/index.php?option=com_content&view=article&id=566:access-to-your-health-and-social-services-care-records-1060b&catid=84:health-a-care-services&Itemid=101)

## **UK Precedent**

The UK NHS is often (but not always) a role-model of best practice and their guidance can be useful.

[https://www.nhs.uk/NHSEngland/thenhs/records/healthrecords/Pages/what\\_to\\_do.aspx](https://www.nhs.uk/NHSEngland/thenhs/records/healthrecords/Pages/what_to_do.aspx)

## **UK ICO Guidance**

The UK Information Commission Office offers good guidance (and has on occasion fined the NHS, so the NHS don't always get it right)

Guidance

<https://ico.org.uk/for-the-public/health/>

Examples of fines

<https://ico.org.uk/about-the-ico/news-and-events/news-and-blogs/2017/08/ico-warns-nhs-employees-that-unlawfully-accessing-patient-records-is-an-offence/>

<https://ico.org.uk/about-the-ico/news-and-events/news-and-blogs/2016/08/fine-for-gp-surgery-that-failed-to-protect-patient-s-personal-data/>

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