

# The Driving and Licencing Authority (DVLA)

Privacy Notice

## Summary

The Driving and Licencing Authority (DVLA) are required to assess whether licence holders are fit to drive if a patient is recently diagnosed or has a condition which may affect their fitness. The patient must inform the DVLA if this is the case however in certain circumstances, a GP may contact the DVLA with a Patient's consent or, if a GP believes their patient will not report their condition, contact the DVLA without consent to protect the public. Please see the following link for further information:

<https://www.gov.uk/driving-medical-conditions>

## Details of processing

### Purpose of the processing

To provide the Secretary of State and the Driving and Licencing Authority (DVLA) with information relating to fitness to drive. Although the primary obligation lies with the Patient, circumstances exist where a GP will need to contact DVLA to highlight a concern.

### Lawful basis for processing

*The legal basis will be:*

*Article 6(1)(a) "the data subject has given consent to the processing of his or her personal data for one or more specific purposes"*

or

*6(1)(e) '...necessary for the performance of a task carried out in the public interest or in the exercise of official authority...'*

and

*Article 9(2)(g) "processing is necessary for reasons of substantial public interest, on the basis of Union or Member State law which shall be proportionate to the aim pursued, respect the essence of the right to data protection and provide for suitable and specific measures to safeguard the fundamental rights and the interests of the data subject".*

### Recipient or categories of recipients of the shared data

The data will be shared with the Driving and Licencing Authority (DVLA), its officers and staff and members to assess fitness to drive.

### Retention period

The data will be retained for active use during the processing and thereafter according to NHS Policies and the law.

## Your rights

### Right to object

You have the right to object to some or all of the information being shared with Driving and Licencing Authority (DVLA). Contact the Controller or the practice.

### Right to access and correct

You 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.

### Right to Complain

You have the right to complain to the Information Commissioner's Office, you can use this link <https://ico.org.uk/global/contact-us> or calling their helpline Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate).

## Contact details

<b>Controller Contact Details</b>	Penrose Health	3 Kingfisher Square Staunton Street, London SE8 5DA	020 8318 0190 <a href="https://privacy.penrosehealth.co.uk">privacy.penrosehealth.co.uk</a>
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<b>Data Protection Officer</b>	Claire Clements	1 Lower Marsh, 3rd Floor, Lower Marsh, Waterloo, London, SE1 7NT	<a href="mailto:claireclements@nhs.net">claireclements@nhs.net</a>
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