

# ICO consultation on the draft updated data sharing code of practice

Q1 Does the updated code adequately explain and advise on the new aspects of data protection legislation which are relevant to data sharing?

Yes

No

Q2 If not, please specify where improvements could be made.

Q3 Does the draft code cover the right issues about data sharing?

Yes

No

Q4 If no, what other issues would you like to be covered in it?

Yes - but more suggested resources/training and awareness are needed to help support

Q5 Does the draft code contain the right level of detail?

Yes

No

Q6 If no, in what areas should there be more detail within the draft code?

Q7 Has the draft code sufficiently addressed new areas or developments in data protection that are having an impact on your organisation's data sharing practices?

Yes

No

Q8 If no, please specify what areas are not being addressed, or not being addressed in enough detail.

Mental Capacity Legislation and Caldicott principles are not referenced. Whilst some examples of working together with frameworks are suggested - there could be signposting to - resources/planning/structure - how to create a framework well? Reality of timescales if this was to be piloted. low level cost effective resources are needed . more training materials to help support culture change and awareness as data sharing develops

Q9 Does the draft code provide enough clarity on good practice in data sharing?

Yes

No

Q10 If no, please indicate the section(s) of the draft code which could be improved, and what can be done to make the section(s) clearer.

examples do not give enough detail or practical - templates that could be used or followed

Q11 Does the draft code strike the right balance between recognising the benefits of sharing data and the need to protect it?

Yes

No

Q12 If no, in what way does the draft code fail to strike this balance?

Q13 Does the draft code cover case studies or data sharing scenarios relevant to your organisation?

Yes

No

Q14 Please provide any further comments or suggestions you may have about the draft code.

Please include reference to mental capacity and data sharing guidance examples for consideration of mental capacity for decision making for adults. Where a legal power of attorney is not held by another individual It would be helpful to cross reference to the Caldicott Principles 2016 when sharing data for care provision Transitions of data sharing for funding changes for childrens to adults / continuing healthcare assessments local authority funding driven DST's

Q15 To what extent do you agree that the draft code is clear and easy to understand?

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree

Q16 Are you answering as:

- An individual acting in a private capacity (e.g. someone providing their views as a member of the public of the public)
- An individual acting in a professional capacity
- On behalf of an organisation
- Other

Q17 Please specify

Q18 Please specify

education and residential care provision , with additional sports and fundraising

Q19 Please specify

Thank you for taking the time to share your views and experience.