

Privacy notice - Coronavirus pandemic (COVID-19)

This privacy notice is in addition to our overall Privacy Notice, is intended to explain and provide you with information on how we, North East Lincolnshire Council as a data controller, will collect, use and protect your personal data during and in response to the Coronavirus pandemic (COVID-19) we are all facing.

You can read the overall [North East Lincolnshire Council Privacy Notice](#) which contains more information on how we collect, use and protect personal data generally, as well as your rights as a data subject.

Personal data

Personal data relates to a living individual who can be identified from that data. Some of your personal data is called 'special category data' because it is information that is considered to be more sensitive and therefore requires more protection, an example of this is your health data.

The personal data we need and how we will use it

We need your personal data to help us provide you with the support and services that are appropriate to your needs, and to help us plan and coordinate the community response to COVID-19.

We may need to collect basic details about you such as your name, address, date of birth or age and contact information such as telephone number and email address.

We may also need to collect more sensitive information about you, for example if you have any underlying illnesses or if you are vulnerable in order to help us protect you and keep you safe.

Where possible we will anonymise your data so that you cannot be identified.

Whilst we may already hold information about you for other purposes, as a resident, service user and / or employee, we would normally, seek to inform you that your personal data is to be used for a different purpose. However, due to the rapidly emerging situation regarding the current pandemic this may not always be possible.

Lawful basis for processing your personal data

The purpose we are processing your personal data for will determine the lawful basis for processing, those that are most relevant are:

Article 6(1)(e) GDPR – 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 6(1)(c) GDPR – processing is necessary for compliance with a legal obligation. To which the data controller is subject.

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Article 6(1)(d) GDPR – processing is necessary in order to protect the vital interests of the data subject or another natural person.

Recital 46 adds that "some processing may serve both important grounds of public interest and the vital interests of the data subject as for instance when processing is necessary for humanitarian purposes, including for monitoring epidemics and their spread".

The purpose we are processing your special category personal data for will also determine the lawful basis for processing, those that are most relevant are:

Article 9(2)(i) GDPR – processing is necessary for reasons of public interest in the area of public health, such as protecting against serious cross-border threats to health.

Article 9(2)(g) GDPR - 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.

The processing of special category personal data under Article 9 also requires the conditions for processing from the UK Data Protection Act 2018 to be met, for this processing they are:

Schedule 1, Part 2 section 6(a), processing is met under the exercise of a function conferred on a person by an enactment

Schedule 1, Part 1 section 2(1), this condition is met if the processing is necessary for health and social care purposes

The appropriate legislation, includes, but is not limited to:

The Civil Contingencies Act 2004 and (contingency planning) Regulations 2005
- Allows the local authorities continue to exercise its functions in the event of an emergency.

The Local Government Act 2000 - Give powers to local authorities to promote economic, social and environmental well-being within District.

Care Act 2014 - legal framework for local authorities support the individual's 'wellbeing'.

Who we are likely to share your information with

In this current pandemic we may need to share your information with others, but we will only do this where it is necessary to do so, or required by law. If we do share your information with others we will only share the minimum information necessary to achieve the purpose it is being shared for.

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Examples of who we may sometimes need to share your information with includes health and care providers and professionals, government agencies, other local authorities, emergency services, education providers, housing providers, support groups and partners working with us to provide you with support and services.

Where will we collect your information from

This will vary depending on the data, but includes yourself and your family, Council services, health and care professionals and organisations, local partners, other local authorities and Central Government agencies.

As part of the community testing programme we may receive information from NHS Test and Trace.

Please note that as of 16th August 2021, fully vaccinated adults and children under 18 years and 6 months will no longer be required to isolate if they are identified as a contact of a positive case, and therefore will not be eligible for a Test and Trace Support Payment.

The eligibility checker we access will therefore show if a person making an application is fully vaccinated, and therefore if their claim should be rejected.

Keeping your information

We will only keep your information for as long as it necessary, taking into account Government advice and the on-going risk presented by Coronavirus. As a minimum the information outlined in this privacy notice will be kept for the duration of the COVID-19 response.

When the information is no longer needed for this purpose, it will be securely deleted.

Further information

The Information Commissioner's Office has published its own FAQs on data handling during the pandemic.

If you would like further information about how we manage your personal data, please see North East Lincolnshire Council's privacy notice. If you have any concerns or additional questions about how your personal data is handled, please contact the Data Protection Officer at transparency@nelincs.gov.uk or by telephone on 01472 323372.

Last updated: 18/08/2021