

Adult Social Care Third Party Contributions Privacy Notice



Date and version | 21 September 2020 Version 2

What this privacy notice is for

Our core data protection obligations and commitments are set out in the council's primary privacy notice at www.oldham.gov.uk/dataprotection

This notice provides additional privacy information for:

- Adult social care Income and Payments team regarding third party top up contribution assessments.

Updating our privacy notices

We may update or revise our privacy notices at any time so please refer to the version published on our website for the most up to date details

What we use your information for

We collect your personal information for the following purpose(s):

- To identify who is agreeing to pay the third party top up
- To make a decision on whether the top up is affordable and sustainable
- To inform the decision on the adult social care services to be provided

The information you provide will only be used to make a decision on your ability to pay a third party top up.

What categories of personal information we use

Personal information can be anything that identifies and relates to a living person. This can include information that when linked with other information, allows a person to be uniquely identified. For example, this could be your name and contact details.

The law treats some types of personal information as 'special' because the information requires more protection due to its sensitivity. This information consists of:

- Racial or ethnic origin
- Sexuality and sexual life
- Religious or philosophical beliefs
- Trade union membership
- Political opinions
- Genetic and bio-metric data
- Physical or mental health
- Criminal convictions and offences

In order to carry out these purposes we collect and obtain the following personal information.

Category of personal data	Special/ Sensitive
Personal data	
Family details	

Lifestyle and social circumstances	
Goods and services	
Financial details	
Employment and education details	
Housing needs	
Business activities	
Case file information	
Physical or mental health	Special
Religious beliefs	Special
Sexual life or sexual orientation	Special
Offences (including alleged offences)	Special
Race or ethnic origin	Special
Criminal proceedings, outcomes and sentences	Special

Legal basis for processing

The legal basis for processing and or sharing your personal information is:

Article 6 of the GDPR allows us to process your data in line with the public task requirements under The Care Act (2014).

Article 9 of the GDPR allows us to process special data for the provision of health and social care. In some instances we would also need your consent as the third party to process your information. You do have the right to withdraw consent at any point.

The Care Act 2014 sets out guidance for local authorities to manage third party top ups for adult social care services as part of which we need to assess the affordability and sustainability of the agreement.

If the information is not provided then the third party contribution cannot be agreed and alternative services may need to be considered.

Information sharing/recipients

In addition to the general reasons for information sharing described in the council's corporate privacy notice, we may, with your permission, share personal information about you with the following organisations:

Information provided in relation to third party contributions will not be shared with any other organisations.

We will not collect information in relation to your ability to pay a third party contribution from any other sources.

Data Transfers beyond European Economic Area

We do not transfer any of your personal information outside the European Economic Area ('EEA').

Automated Decisions

All the decisions we make about you involve human intervention.

How long we keep your data

We will only keep your personal information for as long as the law specifies or where the law does not specify this, for the length of time determined by our business requirements.

Your information will only be kept for a specific amount of time after which it will be securely destroyed in line with the council's record retention policies.

Where can I get advice

More information on how to seek advice in order to exercise your rights, raise a concern or complain about the handling of your personal information by the council can be found in the council's privacy notice which can be found at www.oldham.gov.uk/dataprotection