

Privacy Notice Body Worn Cameras (BWC) in the Emergency Department (ED)

This notice supplements the main Patient Privacy Notice of Manchester University Hospitals Foundation Trust (the “Trust”) which is available on the internet web pages at: [Privacy Policy - Manchester University NHS Foundation Trust \(mft.nhs.uk\)](https://www.mft.nhs.uk/privacy-policy)

The reason for providing this notice is to make you aware of how your information will be used in relation to the use of Body Worn Cameras (BWC) in the Emergency Department (ED) of the Trust to comply with the UK General Data Protection Regulation (UK GDPR).

Please contact us if you have any questions regarding the below.

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| Our BWC Commitments and Practices | <p>Our use of body worn cameras is governed by internally approved policies and is conducted in accordance with the law.</p> <p>A number of staff shall operate Body Worn Cameras (BWC).</p> <p>These cameras process video images and audio data of members of the public and people who come into contact with these staff members.</p> <p>BWC shall only be used after a warning has been given and only when an offence is being committed or likely to be committed. Once an incident is over, BWV will be turned off.</p> <p>Areas where BWC is in use shall be clearly marked by visible signage.</p> <p>Recorded footage is secure and encrypted meaning that only authorised staff can access it.</p> <p>In the case of BWC, the operator will not be able to access the footage directly. The Trust shall never continuously record using body worn cameras and will only utilise such technology where there is a legitimate need to do so.</p> <p>In the event that body worn cameras are in operation, Trust operators shall take all reasonable steps to make sure those captured in such footage are made aware that recording is taking place.</p> |
| Controller contact details | <p>Manchester University NHS Foundation trust Cobbett House Oxford Road Manchester M13 9WL</p> <p>Manchester University NHS Foundation Trust (mft.nhs.uk)</p> |
| Data Protection Officer contact details | <p>Information.Governance@mft.nhs.uk</p> |

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| <p>Purpose of the processing</p> | <p>The Trust shall use body worn cameras in its ED Department:</p> <ul style="list-style-type: none"> • To protect staff, patients and visitors • To protect Trust premises and Trust assets • To increase personal safety and reduce the fear of crime • To reduce incidents of violence and aggression to staff members • To support the Police in reducing and detecting crime • To assist in identifying, apprehending and prosecuting offenders |
| <p>Category of personal data being processed</p> | <ul style="list-style-type: none"> • Images of you, where you are, what you do, and who you are with. • Audio of what you say |
| <p>Lawful basis for processing</p> | <p>A. The legislation enacted by Parliament that informs the intended processing is as follows,</p> <ul style="list-style-type: none"> • Health and Safety at Work Act 1974 • Section 163 of the Criminal Justice and Public Order Act 1994 • Crime and Disorder Act 1998 • Criminal Procedures and Investigations Act 1996 • Protection of Freedoms Act 2012 • Assaults on Emergency Workers (Offences) Act 2018 <p>B. The legal basis for processing personal data, in accordance with the UK GDPR are:</p> <ul style="list-style-type: none"> • Article 6 (1)(c) Legal Obligation: the processing is necessary for you to comply with the law. You must reference the applicable legislation if you wish to rely on this basis for processing. • Article 6 (1) (d) Vital Interests: the processing is necessary to protect someone's life. • Article 6 (1) (e) Public Task: the processing is necessary for you to perform a task in the public interest or for your official functions, and the task or function has a clear basis in law. <i>Ref. the legislation enacted by Parliament cited above.</i> |
| <p>Recipient or categories of recipients of the data</p> | <ul style="list-style-type: none"> • Police Forces • Management of the Trust |
| <p>Retention period - How long will we keep your data</p> | <p>We will keep data in line with the retention periods detailed in the NHS retention schedule.</p> |

Your Rights

Data Protection laws give individual a number of rights over your personal data.

To exercise these rights, please contact Information.Governance@mft.nhs.uk

These rights are detailed below:

A. The right to be informed

The Trust is required by law to provide you with information about how it collects and uses your personal data. The trust, by way of this privacy notice is providing you with this information.

B. The right of access

You have the right to access the information we hold about you. The right is not absolute and shall considered applicable on a case by case basis.

C. The right to rectification

You have the right to have inaccurate information about you corrected or incomplete information completed.

D. The right to erasure

The right to erasure is also known as 'the right to be forgotten'. The right is not absolute and only applies in certain circumstances.

E. The right to restrict processing

You have the right to restrict the processing of your personal data in certain circumstances. This means that you can limit the way we use your data. This is an alternative to requesting the erasure of your data. The right is not absolute and only applies in certain circumstances.

F. The right to data portability

The right to data portability does not apply to the processing of your personal data for this purpose.