

Equality, Good Relations and Human Rights Screening Template

*****Completed Screening Templates are public documents and will be posted on the Trust's website*****

See [Guidance Notes](#) for further background information on the relevant legislation and for help in answering the questions on this template (follow the links).

(1) Information about the Policy/Proposal

(1.1) Name of the policy/proposal

Code of Practice on Protecting the Confidentiality of Service User Information

(1.2) Is this a new, existing or revised policy/proposal?

Revised

(1.3) What is it trying to achieve (intended aims/outcomes)?

Inform staff about the appropriate and inappropriate sharing of personal/persona sensitive information in line with the DHSSPS Code of Practice on Protecting the Confidentiality of Service User Information.

(1.4) Are there any Section 75 categories (see list in 3.1) which might be expected to benefit from the intended policy/proposal?

Inclusive to all

(1.5) Who owns and who implements the policy/proposal - where does it originate, for example DHSSPS, HSCB?

The Trust developed the Policy in line with the DHSSPS Code of Practice



on Protecting the Confidentiality of Service User Information.

(1.6) Are there any factors that could contribute to/detract from the intended aim/outcome of the policy/proposal/decision? (Financial, legislative or other constraints?)

No

(1.7) Who are the internal and external stakeholders (actual or potential) that the policy/proposal/decision could impact upon? (staff, service users, other public sector organisations, , trade unions, professional bodies, independent sector, voluntary and community groups etc)

Trust staff

Partner organisations internal and external to the HSC and including the voluntary sector

Trust population notably patients and clients

(1.7) Other policies with a bearing on this policy/proposal (for example regional policies) - what are they and who owns them?

Records Management Procedures

Records Management Policy

Data Protection Policy

ICT Strategy

Email management policy



Freedom of Information Act 2000

*DHSSPS Code of Practice on Protecting Confidentiality of Service User
Information (Jan 2012)*

(2) Available evidence

Evidence to help inform the screening process may take many forms. What evidence/information (both qualitative and quantitative) have you gathered to inform this policy? Specify details for relevant Section 75 categories.

Details of evidence/information

In order to revise this Policy reference was made to the following documentation:-

Policy : Code of Practice on Protecting the Confidentiality of Service User Information V1 – South Eastern HSC Trust

DHSSPS Revised Code of Practice on Protecting Confidentiality of Service User Information (Jan 2012)

Data Protection Act 1998

As there has been no change to the legislation the Policy did not require significant amendment/revision. Changes in line with the revised DHSSPS Code of Practice (2012) have been included in this Policy.

(3) Needs, experiences and priorities

(3.1) Taking into account the information above what are the different needs, experiences and priorities of each of the Section 75 categories and for both service users and staff.

Category	Needs, experiences and priorities	
	Service users	Staff
Gender	This policy is designed to meet the needs of all categories listed.	This policy is designed to meet the needs of all categories listed.
Age		
Religion		
Political Opinion		

Marital Status	This policy is designed to meet the needs of all categories listed.	This policy is designed to meet the needs of all categories listed.
Dependent Status		
Disability		
Ethnicity		
Sexual Orientation		

(3.2) Provide details of how you have involved stakeholders, views of colleagues, service users and staff etc when screening this policy/proposal.

The revised policy was subject to internal consultation via the Information Governance Steering Committee as agreed by the Safe & Effective Care Department. No significant amendment required as there have been no changes to any relevant legislation or any changes identified via the Department of Health, Social Services & Public Safety.

(4) Screening Questions

You now have to assess whether the impact of the policy/proposal is major, minor or none. You will need to make an informed judgement based on the information you have gathered.

(4.1) What is the likely impact of equality of opportunity for those affected by this policy/proposal, for each of the Section 75 equality categories?

Section 75 category	Details of policy/proposal impact		Level of impact? Minor/major/none
	Services Users	Staff	
Gender			None
Age			None
Religion			None
Political Opinion			None



Marital Status			None
Dependent Status			None
Disability			None
Ethnicity			None
Sexual Orientation			None

(4.2) Are there opportunities to better promote equality of opportunity for people within Section 75 equality categories?	
Section 75 category	Please provide details
Gender	The policy is designed to meet the needs of all categories listed
Age	
Religion	
Political Opinion	
Marital Status	
Dependent Status	
Disability	
Ethnicity	
Sexual Orientation	

(4.3) To what extent is the policy/proposal likely to impact on good relations between people of different religious belief, political opinion or racial group? minor/major/none		
Good relations category	Details of policy/proposal impact	Level of impact Minor/major/none
Religious belief		None
Political opinion		None
Racial group		None

(4.4) Are there opportunities to better promote good relations between people of different religious belief, political opinion or racial group?	
Good relations category	Please provide details
Religious belief	The policy is designed to meet the needs of all categories listed
Political opinion	
Racial group	

(5) Consideration of Disability Duties

(5.1) How does the policy/proposal encourage disabled people to participate in public life and promote positive attitudes towards disabled people?
<p>The Policy is developed in accordance with the DHSSPS Code of Practice on Protecting the Confidentiality of Service User Information. The guidance sets out our responsibilities for the safe processing of personal/personal sensitive data.</p> <p>Ensure publicity materials about the Trust's process are current and available to all.</p>

(6) Consideration of Human Rights

(6.1) Does the policy/proposal affect anyone's Human Rights?

Complete for each of the articles

Article	Positive impact	Negative impact = human right interfered with or restricted	Neutral impact
Article 2 – Right to life			x
Article 3 – Right to freedom from torture, inhuman or degrading treatment or punishment			x
Article 4 – Right to freedom from slavery, servitude & forced or compulsory labour			x
Article 5 – Right to liberty & security of person			x
Article 6 – Right to a fair & public trial within a reasonable time			x
Article 7 – Right to freedom from retrospective criminal law & no punishment without law			x
Article 8 – Right to respect for private & family life, home and correspondence.			x
Article 9 – Right to freedom of thought, conscience & religion			x
Article 10 – Right to freedom of expression			x
Article 11 – Right to freedom of assembly & association			x
Article 12 – Right to marry & found a family			x
Article 14 – Prohibition of discrimination in the enjoyment of the convention rights			x
1 st protocol Article 1 – Right to a peaceful enjoyment of possessions & protection of property			x
1 st protocol Article 2 – Right of access to education			x

Please note: If you have identified potential negative impact in relation to any of the Articles in the table above, speak to your line manager and/or Equality Unit. It may also be necessary to seek legal advice.

(6.2) Please outline any actions you will take to promote awareness of human rights and evidence that human rights have been taken into consideration in decision making processes.

- *Monitor levels and severity of complaints received with regard to the processing of client/staff records.*
- *Ensure publicity materials about the Trust's process are current and available to all.*
- *In line with the legislation provide assistance to requestors when they are submitting requests under subject access.*

(7) Screening Decision

(7.1) Given the answers in Section 4, how would you categorise the impacts of this policy/proposal?

Major impact	
Minor impact	
No impact	x

(7.2) Do you consider the policy/proposal needs to be subjected to ongoing screening

Yes	
No	x

(7.3) Do you think the policy/proposal should be subject to and Equality Impact Assessment (EQIA)?

Yes	
No	x



(7.4) Please give reasons for your decision and detail any mitigation considered.

- *Monitor levels and severity of complaints received with regard to the processing of client/staff records.*
- *Data on compliance with SAR is included in the Quarterly Directorate Performance Review meetings*
- *Ensure publicity materials about the Trust's process are current and available to all.*
- *In line with the legislation provide assistance to requestors when they are submitting requests under subject access.*

(8) Monitoring

Please detail how you will monitor the effect of the policy/proposal for equality of opportunity and good relations, disability duties and human rights?

- *Monitor levels and severity of complaints received with regard to the processing of client/staff records.*
- *Data on compliance with SAR is included in the Quarterly Directorate Performance Review meetings.*
- *Ensure publicity materials about the Trust's process are current and available to all.*
- *In line with the legislation provide assistance to requestors when they are submitting requests under subject access.*



Approved Lead Officer: Lynda McAree
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