



Health Research Authority

2 Redman Place
Stratford
London
E20 1JQ

Email: cag@hra.nhs.uk

20 March 2025

Niky Raja
Epilepsy12 Project Manager
Royal College of Paediatrics and Child Health
5-11 Theobalds Road
London
WC1X 8SH

Dear Ms Raja,

Application title: UK collaborative clinical audit of health care for children and young people with suspected epileptic seizures (Epilepsy12)
CAG reference: 17/CAG/0184

Thank you for your amendment request to the above audit application, submitted for approval under Regulation 5 of the Health Service (Control of Patient Information) Regulations 2002 to process confidential patient information without consent. Supported applications enable the data controller to provide specified information to the applicant for the purposes of the relevant activity, without being in breach of the common law duty of confidentiality, although other relevant legislative provisions will still be applicable.

The role of the Confidentiality Advisory Group (CAG) is to review applications submitted under these Regulations and to provide advice to the Secretary of State for Health and Social Care on whether an application should be supported, and if so, any relevant conditions.

Secretary of State for Health and Social Care support decision

The Secretary of State for Health and Social Care, having considered the advice from the Confidentiality Advice Team (CAT) as set out below, has determined the following:

1. The amendment, to extend the duration of 's251' support until 31 March 2027, is fully supported, subject to compliance with the standard conditions of support.

Amendment request

The original application covered the Royal College of Paediatrics and Child Health (RCPCH)'s management of the Epilepsy12 project under its previous contracts. The current contract runs until 31 March 2025, and RCPCH have recently been awarded a two-year extension under a new contract to deliver Epilepsy12 until 31 March 2027.

This amendment therefore seeks to extend the duration of 's251' support until 31 March 2027.

Confidentiality Advice Team advice

The amendment requested was considered by the Confidentiality Advice team (CAT). No queries were raised regarding this amendment. It is noted that the DPST for NetSolving is now no longer required, as the transfer process to another provider is completed.

Confidentiality Advice Team conclusion

In line with the considerations above, the CAT agreed that the minimum criteria under the Regulations appeared to have been met for this amendment, and therefore advised recommending support to the Secretary of State for Health and Social Care.

Specific conditions of support

1. Confirmation provided from the DSPT Team at NHS England to the CAG that the relevant Data Security and Protection Toolkit (DSPT) submission(s) has achieved the 'Standards Met' threshold **Confirmed:**

The NHS England **23/24** DSPT reviews for **NHS England, Microsoft UK, Royal College of Paediatrics & Child Health and SysGroup PLC** were confirmed as '**Standards Met**' on the NHS England DSPT Tracker (checked 12 March 2025)

Reviewed documents

<i>Document</i>	<i>Version</i>	<i>Date</i>
Amendment Request Form		18 February 2025

Please do not hesitate to contact me if you have any queries following this letter. I would be grateful if you could quote the above reference number in all future correspondence.

Yours sincerely

Caroline Watchurst
Confidentiality Advisor

On behalf of the Secretary of State for Health and Social Care

Email: cag@hra.nhs.uk

Enclosures:

Standard conditions of approval

Standard conditions of support

Support to process confidential patient information without consent, given by the Secretary of State for Health and Social Care, is subject to the following standard conditions of support.

The applicant and those processing the information will ensure that:

1. The specified confidential patient information is only used for the purpose(s) set out in the application.
2. Confidentiality is preserved and there are no disclosures of information in aggregate or patient level form that may inferentially identify a person, nor will any attempt be made to identify individuals, households or organisations in the data.
3. Requirements of the Statistics and Registration Services Act 2007 are adhered to regarding publication when relevant, in addition to other national guidance.
4. All staff with access to confidential patient information have contractual obligations of confidentiality, enforceable through disciplinary procedures.
5. All staff with access to confidential patient information have received appropriate ongoing training to ensure they are aware of their responsibilities.
6. Activities remain consistent with the General Data Protection Regulation and Data Protection Act 2018.
7. Audit of data processing by a designated agent is facilitated and supported.
8. The wishes of patients who have withheld or withdrawn their consent are respected.
9. Any significant changes (for example, people, purpose, data flows, data items, security arrangements) must be approved via formal amendment prior to changes coming into effect.
10. An annual review report is submitted to the CAG every 12 months from the date of the final support letter, for the duration of the support.
11. Any breaches of confidentiality around the supported flows of information should be reported to CAG within 10 working days of the incident, along with remedial actions taken / to be taken. This does not remove the need to follow national/legal requirements for reporting relevant security breaches.