

**STATES OF DELIBERATION**  
**of the**  
**ISLAND of GUERNSEY**

18<sup>th</sup> April 2018

**Proposition No. P2018/27**

**POLICY & RESOURCES COMMITTEE AND COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY**

**THE TRANSFORMATION OF INCOME TAX AND CONTRIBUTIONS SERVICES**

**AMENDMENT**

Proposed by: Deputy H J R Soulsby  
Seconded by: Deputy R H Tooley

To insert, immediately after Proposition 16, the following Proposition:

- "17. In pursuance of Resolutions 9 and 15 of Art XII, Billet d'État No XXIV of 2017, ('A Partnership of Purpose: Transforming Bailiwick Health and Care') to direct the Committee *for* Health & Social Care, in conjunction with the Committee *for* Employment & Social Security and the Policy & Resources Committee, supported by the Committee *for* Home Affairs, to investigate and consult with interested parties upon measures, both legislative and practical, to enable or better enable the disclosure of information to other persons or entities for the performance of their functions in a way which best supports islanders' care and achieves better outcomes from health and care services and report back to the States by December 2019 with suitable recommendations. Such measures may include, but are not limited to, the sharing of health data for the purposes of screening programmes, public health needs assessments and the targeted provision of health and care services."

**Explanatory Note**

The appropriate sharing of information was recognised as vital to the realisation of the ambitions of Health & Social Care's Partnership of Purpose and, in particular, the delivery of the public health function.

Resolution 15 of Art XII, Billet d'État No XXIV of 2017 states, 'To affirm that the States, in all its policy decisions, should consider the impact of those decisions on health and wellbeing, and make use of any opportunities to improve health or reduce health inequalities, across all government policies'.

Resolution 9 states, 'To agree that the processing of health and care data should be premised on the equally important dual functions of protecting the integrity and confidentiality of such data and its sharing, where in the interests of the service user or the delivery of a public health function, and to direct the Committee *for* Health & Social Care and the Committee *for* Home Affairs to explore legal or practical mechanisms to achieve this'.

The Committee *for* Health & Social Care recognises that special care must be taken to protect the unauthorised use of personal data concerning the health of individuals. In this regard it is particularly conscious of the safeguards that must be given effect under current and future data protection legislation (bearing in mind the implementation in the Bailiwick of the GDPR next month) to prevent unlawful processing of health data. However it is also aware that the responsible processing of special categories of personal health data may be necessary and proportionate for reasons of public interest in the area of public health without the consent of the data subject.

This requires particular consideration to be given to the information necessary to improve population health intelligence, enable the evidence based development of the proposed Care Passport and the operation of screening programmes. The Committee believes that it is important that, together with other actions, a wide-ranging and open investigation into the need for and possibility of health data sharing is undertaken in order to facilitate the States' approved aspirations for health and well-being in the Bailiwick.