



RACGP

Privacy policy template for general practices



The Royal Australian College of General Practitioners (the RACGP) has developed a privacy policy template for general practices to adapt, for compliance with the requirements of the Australian Privacy Principles (APPs). It is important each practice uses this template as a guide and adapts its content to their individual procedures.

This template covers:

- practice procedures
- staff responsibilities
- patient consent
- collection, use and disclosure of information
- access to information.

The template is designed to communicate to patients how a practice manages personal information and to complement other practice policies such as complaint resolution and breach notification procedures. The sections in red text are for you to revise and adapt to the specific

procedures of your general practice.

This template was developed with assistance from the Office of the Australian Information Commissioner (OAIC) and was current at time of publication.

For more information on privacy visit www.oaic.gov.au, or for privacy policies for GPs, visit www.oaic.gov.au/privacy/privacy-resources/training-resources/privacy-policies-for-gps

Make your policy freely available for your patients so they know that it exists and they can access it, eg display at your practice reception and on your website if you have one, make reference to it in your registration forms and other forms or notices.

This policy should be reviewed regularly to ensure it remains applicable to current practice procedure and legal requirements.

Cairns West Medical Centre

This privacy policy has addendum. See below.

Cairns West Medical Centre privacy policy

Current as of: 20/09/2016

Introduction

This privacy policy is to provide information to you, our patient, on how your personal information (which includes your health information) is collected and used within our practice, and the circumstances in which we may share it with third parties.

Why and when your consent is necessary

When you register as a patient of our practice, you provide consent for our GPs and practice staff to access and use your personal information so they can provide you with the best possible healthcare. Only staff who need to see your personal information will have access to it. If we need to use your information for anything else, we will seek additional consent from you to do this.

Why do we collect, use, hold and share your personal information?

Our practice will need to collect your personal information to provide healthcare services to you. Our main purpose for collecting, using, holding and sharing your personal information is to manage your health. We also use it for directly related business activities, such as financial claims and payments, practice audits and accreditation, and business processes (eg staff training).

What personal information do we collect?

The information we will collect about you includes:

- names, date of birth, addresses, contact details
- medical information including medical history, medications, allergies, adverse events, immunisations, social history, family history and risk factors
- Medicare number (where available) for identification and claiming purposes
- healthcare identifiers
- health fund details.

Dealing with us anonymously

You have the right to deal with us anonymously or under a pseudonym unless it is impracticable for us to do so or unless we are required or authorised by law to only deal with identified individuals.

How do we collect your personal information?

Our practice will collect your personal information:

- When you make your first appointment our practice staff will collect your personal and demographic information via your registration.
- During the course of providing medical services, we may collect further personal information.
- We may also collect your personal information when you visit our website, send us an email or SMS, telephone us, make an online appointment or communicate with us using social media.
- In some circumstances personal information may also be collected from other sources. Often this is because it is not practical or reasonable to collect it from you directly. This may include

information from:

- your guardian or responsible person
- other involved healthcare providers, such as specialists, allied health professionals, hospitals, community health services and pathology and diagnostic imaging services
- your health fund, Medicare, or the Department of Veteran's Affairs (as necessary).

Who do we share your personal information with?

We sometimes share your personal information:

- with third parties who work with our practice for business purposes, such as accreditation agencies or information technology providers – these third parties are required to comply with APPs and this policy
- with other healthcare providers
- when it is required or authorised by law (eg court subpoenas)
- when it is necessary to lessen or prevent a serious threat to a patient's life, health or safety or public health or safety, or it is impractical to obtain the patient's consent
- to assist in locating a missing person
- to establish, exercise or defend an equitable claim
- for the purpose of confidential dispute resolution process
- when there is a statutory requirement to share certain personal information (eg some diseases require mandatory notification)
- during the course of providing medical services, through Electronic Transfer of Prescriptions (eTP), MyHealth Record/PCEHR system (eg via Shared Health Summary, Event Summary).
For more information about E-Health Policy, please see E Health Policies

Only people that need to access your information will be able to do so. Other than in the course of providing medical services or as otherwise described in this policy, our practice will not share personal information with any third party without your consent.

We will not share your personal information with anyone outside Australia (unless under exceptional circumstances that are permitted by law) without your consent.

Please see the addendum for more information about outside Australia service.

Our practice will not use your personal information for marketing any of our goods or services directly to you without your express consent. If you do consent, you may opt-out of direct marketing at any time by notifying our practice in writing.

How do we store and protect your personal information?

Your personal information may be stored at our practice in various forms.

We store your medical information in our server digitally, every hour we do back up to our back up server. In the evening we will upload to cloud base system for any change. For more information, please refer to our policy and procedure manual section 6 Privacy Medical Records.

Our practice stores all personal information securely.

We store your medical information in our server digitally, every hour we do back up to our back up server. In the evening we will upload to cloud base system for any change. For more information, please refer to our policy and procedure manual section 6 Privacy

Medical Records. We can only access to the information by Username and password to the Windows system and also another username and password to the medical software.

How can you access and correct your personal information at our practice?

You have the right to request access to, and correction of, your personal information.

Our practice acknowledges patients may request access to their medical records. We require you to put this request in writing and our practice will respond within a reasonable time. **Please see addendum for more information.**

Our practice will takes reasonable steps to correct your personal information where the information is not accurate or up-to-date. From time-to-time, we will ask you to verify your personal information held by our practice is correct and up-to-date. You may also request that we correct or update your information, and you should make such requests in writing to:

If you have any queries regarding our Privacy Policy please contact:

The Privacy Officer/Team Leader
Cairns West Medical Centre
PO BOX 345,
Manunda QLD 4870

Or by, visiting our website you can submit a compliment, complaint or suggestion at www.cairnswestmedical.com.au

How can you lodge a privacy related complaint, and how will the complaint be handled at our practice?

We take complaints and concerns regarding privacy seriously. You should express any privacy concerns you may have in writing. We will then attempt to resolve it in accordance with our resolution procedure.

Please contact:

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Or by, visiting our website you can submit a compliment, complaint or suggestion at www.cairnswestmedical.com.au

You may also contact the OAIC. Generally the OAIC will require you to give them time to respond, before they will investigate. For further information visit www.oaic.gov.au or call the OAIC on 1300 336 002.



Cairns West Medical Centre

Cairns West Medical Centre Privacy Policy addendum

How long are medical records kept?

CWMC keeps health information for a minimum of 7 years from the date of last entry in the patient records unless the patient is / was a child in which case the record must be kept until the patient attains or would have attained 25 years of age.

Accessing your information

On request, you may have access to your medical record held by CWMC, except in circumstances where access may be denied under the 'Privacy Act' or other laws. For example, access can be denied when letting a patient see their records would pose a serious threat to the patient's life or health, or the life or health of someone else (such as a relative, the health service provider, staff or other patients).

The threat must be significant, for example where there is a serious risk the patient may cause self-harm or harm to another person if they saw the information. The threat can be a risk of danger to physical or mental health, but does not need to be imminent - it can be a serious threat that might occur sometime after access is granted.

Can I transfer my medical records to a new medical practitioner?

Patients have the right to attend a medical practitioner of their choice and are free to leave a practice and attend another if they wish.

How do I arrange this?

There is a professional obligation for a medical practitioner to provide a new treating medical practitioner with all of the information that they need to take over a patient's care.

This is usually done by the patient completing a 'transfer of file' form.

When a patient requests that their health records be transferred to a medical practitioner outside CWMC, the medical practitioner has an obligation to provide a copy of the patient health record in a timely manner to facilitate care of the patient.

For medico-legal reasons, our practice retains the original record and provides the new medical practitioner with a copy.

Can the medical centre charge for the handing over of medical records?

Medical centres may charge a fee for handling and copying their records to cover the administrative costs involved.

Website privacy

CWMC's website www.cairnswestmedical.com may contain links to other sites. Please be aware that CWMC is not responsible for the privacy practices of any linked sites. We encourage users who leave our site to read the privacy statements of each and every linked website that they choose to visit. All links to external sites are provided for your convenience. The information, products and advertisements contained in the linked sites are neither approved nor endorsed by CWMC, and CWMC is not responsible for such information, products or advertisements.

Your privacy is important to us and we want you to feel comfortable visiting our website. Any personal information that patients give to us, including e-mail addresses, will be used only in the following ways:

- personal data given to us by you will be securely stored,
- we will not provide your personal data to any third party without your permission,
- we do not automatically collect your personal e-mail address simply because you visit our site,
- if we join with a third party to provide services and you sign up for those services, we will share your name and other contact information necessary for our partner to provide the services to you,
- if you view specific pages or download information from specific pages on our website, we will track and add the number of your visits to the aggregate number of visits by all users in order to better design our website,
- we may share aggregate demographic information with our affiliates. This is not linked to any personal information that can identify you or any other visitor to our web site.

By using CWMC's website, you consent to the collection and use of your personal information as detailed in this Privacy Policy. We will post any changes to this Privacy Policy on our website so that you are kept up to date with the type of information we collect and the ways in which we use it.

Changes to the Privacy Policy

CWMC has the right to change the Privacy Policy at any time. If there are updates to CWMC's Privacy Policy, we will address the changes promptly and

update the revision date of this document.

Administrative services contractors

CWMC does contract out some of its administrative services overseas. Access to patient's contact details and confidential medical information is guided at all times by the Australian Privacy Principles and Privacy Law.

Obtaining further information

If patients require more information regarding CWMC, its services and facilities, they can:

- ask a staff member,
- access CWMC's website, or
- take a copy of CWMC's 'Practice Information Sheet' located at the ground-floor reception desk.

Contact information

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