

Independent Appeal Process

Consultation Response Document

|  |  |  |
| --- | --- | --- |
| **Personal details** | | |
| Name |  | |
| Email address |  | |
| Are you responding on behalf of an organisation? | | Yes/No  *(delete as applicable)* |
| Organisation  *(if applicable)* |  | |

The following questions are to help guide responses only in certain areas. General comments can be left at the end of this document. The boxes provided for further comments can be expanded.

|  |
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| **Q1. Do you agree with the broad policy intent that there is a requirement to provide an Independent Appeal Panel?** |
| Fully Agree / Mostly Agree / Neither Agree nor Disagree / Mostly Disagree / Fully Disagree  *(delete as applicable)* |
| Please add any further comments you may have: |
| **Q2. Do you agree with the proposed constitution of the Panel?** |
| Fully Agree / Mostly Agree / Neither Agree nor Disagree / Mostly Disagree / Fully Disagree  *(delete as applicable)* |
| Please add any further comments you may have: |

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| **General Comments** |
| Please add any further comments you may have: |

**Equality and Human Rights**

Section 75 of the [NI Act 1998](http://www.legislation.gov.uk/ukpga/1998/47/contents) requires departments in carrying out their functions relating to NI to have due regard to the need to promote equality of opportunity:

* between persons of different religious belief, political opinion, racial group, age, marital status or sexual orientation;
* between men and women generally;
* between person with a disability and persons without; and
* between persons with dependants and persons without.

You may wish to refer to the Equality Screening, Disability Duties and Human Rights Assessment Template at [**https://www.health-ni.gov.uk/consultations**](https://www.health-ni.gov.uk/consultations)

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| **Question 3: Is the option set out in the consultation document likely to have an adverse impact on any of the nine equality groups identified under Section 75 of the 1998 Act?  (Please Tick)** | Yes |  |
| No |  |
| *If yes, please state the group(s) and provide comment on how these adverse impacts could be reduced or alleviated in the proposals:* | | |
| **Question 4:  Are you aware of any indication or evidence – qualitative or quantitative – that the option set out in the consultation document may have an adverse impact on equality of opportunity or on good relations? (Please Tick)** | Yes |  |
| No |  |
| *If yes, please give details and comment on what you think should be added or removed to alleviate the adverse impact:* |  |  |
| **Question 5: Is there an opportunity to better promote equality of opportunity or good relations? (Please Tick)** | Yes |  |
| No |  |
| *If yes, please give details as to how:* |  |  |
| **Question 6: Are there any aspects of the proposal in the**  **consultation where potential human rights violations may**  **occur? (Please Tick)** | Yes |  |
| No |  |
| *If yes, please give details as to how:* |  |  |

**Rural Impact**

The Rural Needs Act (NI) 2016 became operational on the 1 June 2017 and places a duty on public authorities, including government departments, to have due regard to rural needs when developing, adopting, implementing or revising policies, strategies and plans and when designing and delivering public services.  A draft rural needs impact assessment has been prepared against these policy proposals.

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| **Question 7: Is the proposal set out in this consultation document likely to have an adverse impact on rural areas? (Please Tick)** | Yes |  |
| No |  |
| *If yes, please provide comment on how these adverse impacts could be reduced or alleviated:* | | |

| **General Comments**  Please add any further comments you may have: |
| --- |
|  |

**ANNEX B**

**Consultation Privacy Notice**

Data Controller Name: Department of Health (DoH)

Address: Castle Buildings, Stormont, BELFAST, BT4 3SG

Email: [OrgChgDir@health-ni.gov.uk](mailto:OrgChgDir@health-ni.gov.uk)

Telephone: 02890525744

Data Protection Officer Name: Charlene McQuillan

Telephone: 02890522353

Email: [DPO@health-ni.gov.uk](mailto:brendan.g.oneill@health-ni-gov.uk)

Being transparent and providing accessible information to individuals about how we may use personal data is a key element of the [Data Protection Act (DPA)](http://www.legislation.gov.uk/ukpga/2018/12/contents/enacted) and the [EU General Data Protection Regulation](https://gdpr-info.eu/art-6-gdpr/) (GDPR). The Department of Health (DoH) is committed to building trust and confidence in our ability to process your personal information and protect your privacy.

**Purpose for processing**

The Department of Health has developed an Independent Appeals process policy which is published for public consultation. We are encouraging organisations and institutions to respond. We will process personal data provided in response to consultations for the purpose of informing the strategy. We will publish a summary of the consultation responses and, in some cases, the responses themselves but these will not contain any personal data. We will not publish the names or contact details of respondents, but will include the names of organisations responding.

For the purpose of this consultation the only data we will process is the information provided by the individual when they respond to the consultation, as follows:

Name

Email address

Name of organisation (if responding on behalf of an organisation)

**Lawful basis for processing**

The lawful basis we are relying on to process your personal data is Article 6(1)(e) of the GDPR, which allows us to process personal data when this is necessary for the performance of our public tasks in our capacity as a Government Department.

**How will your information be used and shared**

We process the information internally for the above stated purpose. We don't intend to share your personal data with any third party. Any specific requests from a third party for us to share your personal data with them will be dealt with in accordance the provisions of the data protection laws.

**How long will we keep your information**

We will retain consultation response information until our work on the subject matter of the consultation is complete, and in line with the Department’s approved Retention and Disposal Schedule [Good Management, Good Records](https://www.health-ni.gov.uk/topics/good-management-good-records) (GMGR).

**What are your rights?**

You have the right to obtain confirmation that your data is being [processed, and access to your personal data](https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/right-of-access/)

You are entitled to have personal data [rectified if it is inaccurate or incomplete](https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/right-to-rectification/)

You have a right to have personal data [erased and to prevent processing](https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/right-to-erasure/), in specific circumstances

You have the right [to ‘block’ or suppress processing](https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/right-to-restrict-processing/) of personal data, in specific circumstances

You have the right to [data portability](https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/right-to-data-portability/), in specific circumstances

**You have the right to** [object to the processing](https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/right-to-object/)**,** in specific circumstances

**You have rights in relation to** [automated decision making and profiling](https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/rights-related-to-automated-decision-making-including-profiling/).

**How to complain if you are not happy with how we process your personal information**

If you wish to request access, object or raise a complaint about how we have handled your data, you can contact our Data Protection Officer using the details above.

If you are not satisfied with our response or believe we are not processing your personal data in accordance with the law, you can complain to the Information Commissioner at:

Information Commissioner’s Office

Wycliffe House

Water Lane

Wilmslow

Cheshire SK9 5AF

[casework@ico.org.uk](mailto:casework@ico.org.uk)

Thank you for taking the time to respond to the consultation.

Please submit your completed response by **5pm on 24 September 2021** using the details below:

**E-mail:**

[**OrgChgDir@health-ni.gov.uk**](mailto:OrgChgDir@health-ni.gov.uk)

**Hard copy to:**

Department of Health

Organisational Change Directorate

Annex 3

Castle Buildings

Stormont

Belfast

BT4 3SQ