



National Data Opt-out – EMIS Web

The National Data Opt- out was introduced on 25th May 2018. The aim is that all opt-outs are recorded through the website by 2020.



Patients can record their opt-out at <https://www.nhs.uk/your-nhs-data-matters/>





Type 1 opt-out – read code 9Ndo/9Nu0

This is for the SCR or any other record extraction, and if added to the patient record will prevent their medical data being shared outside of the practice. At present this has to be recorded at the GP Surgery and the existing Type 1 opt-outs will remain in place until 2020 when further information will be issued.

Type 2 opt-out – Read code 9Nu4/9Nu5

This stops any confidential patient information collected across the health service being shared for research, future planning or any purpose other than patient care.

Date	Process	Actions	
June 2018	Posters and handouts sent to practices.	Display in practice, on your website, include leaflet in your new patient pack	 Patient poster  Patient handout
Oct 2018	All Type 2 opt-outs registered on clinical systems to be automatically moved to the national data opt-out.	Practices to stop recording the Type 2 opt out, and instead direct patients to the website. Staff should be aware and be able to direct patients to the website to register a Type 2 opt-out	Patients with an existing Type 2 opt-out were sent a letter by NHS Digital.
Jan 2019	EMIS removed the 9Nu4 and 9Nu5 code from the read code browser.	Practices were informed by EMIS as part of their clinical system updates.	<i>Type 1 opt-outs will continue to be recorded by the practice using Read codes, or through the registration process.</i>

Mar 2019	Letter sent to practices advising that they should run searches to identify any patients with 9Nu4 coded added since Oct 2019	 GP type 2 guidance per system letter	Run searches as per the attached instructions. This will determine any patients who have had the Type 2 opt-out code added since Oct 2018
	If patients are identified by the search.	Write to the patient apologising as part of Duty of Candour. Explain that they need to register at https://www.nhs.uk/your-nhs-data-matters/	Until the patient registers online their data is at risk of being included in any data used by NHS Digital for planning or research, although identifiable data is not shared.
	Investigate how the code was added to the patient record.	Check on clinical templates to remove any 9Nu4 / 9Nu5 codes. – Instructions attached.	 Prevent type 2 opt-out code use in EMIS web
Recommendations	Update privacy notice	Update your patient privacy notice with the statement as recommended by NHS Digital	 Privacy Notice – recommended text
	Staff awareness	Ensure that all new, and existing staff are aware of the requirements and know how to direct patients to the website to register their opt-out	
	Patient registration packs	Refresh your registration pack for new patients if it does not already include an information leaflet, and/or information about recording preference at https://www.nhs.uk/your-nhs-data-matters/	
	GP Checklist from NHS Digital	In May 2018 NHS Digital made the readiness checklist available which contains more information.	 Readiness checklist for GP practices