

Message

From: Toogood, Peter [/o=NIGOV/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=temp-toogoodp]
Sent: 22/01/2021 17:53:54
To: McCormick, Andrew (TEO) [andrew.mccormick@executiveoffice-ni.gov.uk]; TEO HOCS (JP) [hocs@executiveoffice-ni.gov.uk]
CC: [Name Redacted]@executiveoffice-ni.gov.uk
Subject: FW: ROI information sharing - Background and Lines to Take
Attachments: CM_ Update to ROI - information sharing - Follow up information requested yesterday.msg; ROI data share - background notes for Quad.tr5; ROI data share - background notes for Quad.DOCX; Note of meeting with Minister Donnelly INV 0032.DOCX

Importance: High

To see

From: Dooley, Bryan
Sent: 22 January 2021 16:24
To: Toogood, Peter <Peter.Toogood@executiveoffice-ni.gov.uk>
Cc: Pengelly, Richard <Richard.Pengelly@health-ni.gov.uk>; [Name Redacted]@health-ni.gov.uk; [Name Redacted]@health-ni.gov.uk; [NR]
[Name Redacted]@health-ni.gov.uk
Subject: FW: ROI information sharing - Background and Lines to Take

Peter

Please find attached some background information as requested

We had a meeting today with ROI colleagues where it was agreed their contractor would provide text messaging to travellers coming to NI via ROI

This may take 1-2 weeks to implement but has been done before with Denmark and we will try to expedite this asap

Will update you over weekend if I find further relevant information

Summary of meeting between two ministers

Intended use of information

Use of Data by NI

- NI will not use the data provided by ROI to enforce self-isolation
- NI may use the information to enforce completion of the UK PLF, but this would not happen immediately
- NI will use the information to text NI bound passengers to inform them of their requirement to complete a UK PLF, and provide any other public health advice as we deem appropriate. In some cases where merited in certain public health circumstances, phonecalls may be made for the same purpose but this would not be done for all travellers
- All data collected by ROI for NI bound passengers is required
- We would like ROI to collect the address of the NI bound travellers. The purpose would be the same, and would only be used in limited public health emergencies where the person could not be reached by phone
- Data will be processed by Department of Health, stored on Departmental record management systems, disposed of in line with the same disposal schedule for the UK PLF (around 40-50 days if not used for an active case – we will confirm the exact number of days). Only Departmental staff will have access, and the information will be able to be accessed only by those who require it for the purposes above.
- Data may be shared with PHA to allow them to assist with any of the above if required. If this poses a difficulty or will slow things up we can work on this element in slower time, and in the meantime deal with all issues within the Department.
- If NI begin to use the data for enforcement of the PLF we will need an agreement to share with Home Office. This is not required initially, or perhaps not even at all.

- No other agency needs access to the data at this point

Happy to discuss

Bryan Dooley
Health Improvement Policy Branch
Department of Health
Tel: [redacted] I&S

From: McCormick, Andrew (TEO)
Sent: 22 January 2021 14:24
To: Pengelly, Richard <Richard.Pengelly@health-ni.gov.uk>
Cc: Toogood, Peter <Peter.Toogood@executiveoffice-ni.gsi.gov.uk>
Subject: PLF Issue with Dublin

Richard,

Jenny mentioned to me the exchange at yesterday's Executive meeting, and your Minister's offer of some background ahead of her meeting on Monday morning with [redacted] NR. Would you mind please passing on this request for any update, including confirmation of the intended use of the information we are seeking, any read-out of the conversation between the two Ministers and anything else that might be both relevant and readily available. Happy to discuss. Many thanks.

Andrew

From: Colgan, Elaine
Sent: 18 January 2021 10:53
To: Pengelly, Richard <Richard.Pengelly@health-ni.gov.uk>
Cc: DoH Permanent Secretary <Permanent.Secretary@health-ni.gov.uk>; Geoghegan, Lourda <Lourda.Geoghegan@health-ni.gov.uk>; Chada, Naresh <Naresh.Chada@health-ni.gov.uk>; Dooley, Bryan <Bryan.Dooley@health-ni.gov.uk>; DoH CMO Office <cmooffice@health-ni.gov.uk>
Subject: ROI information sharing - Background and Lines to Take

Hi Richard

The email below is the most recent from ROI, which was sent at the same time as I sent the one attached. I have asked [redacted] NR to review my email and let me know if his questions have been sufficiently addressed or if more information is required, and I await a response.

I have also attached a briefing note prepared for SoS for the QUAD meeting this week, which we will send later today along with some recent Ministerial correspondence. FM/DFM will receive a similar briefing their meetings this week.

I am happy to address any particular queries on this if helpful

Thanks
Elaine

Chief of Staff to Dr Michael McBride
Department of Health
Castle Buildings

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Belfast
BT4 3SL
Tel:

Irrelevant & Sensitive

From: Name Redacted @health.gov.ie]

Sent: 17 January 2021 16:38

To: Colgan, Elaine <Elaine.Colgan@health-ni.gov.uk>; Dooley, Bryan <Bryan.Dooley@health-ni.gov.uk>;

I&S

Name Redacted @health-ni.gov.uk>

Cc: Name Redacted @health.gov.ie>

Subject: Data sharing with DoH NI - passenger locator form

Dear Elaine,

Thank you for meeting with us yesterday to discuss data sharing from our respective PLFs.

As set out during that meeting, we still face genuine concerns of a legal nature and these are not merely related to best practice in data protection. As data controller for the Irish PLF, any data processing agreement that we will have with DoH NI, and regulatory changes we will need to make to facilitate this, will require statutory consultation with our Data Protection Commissioner.

During our meeting, you confirmed that you will not use any shared Irish PLF data for the enforcement of the Northern Ireland mandatory quarantine. I understand that you will only use shared data to drive compliance by relevant passengers to complete the UK PLF. At an earlier meeting in December 2020, I had understood that you were going to provide us with a detailed proposal on how you would use any shared data for this purpose. From our perspective this proposal and data processing map is required to advance discussions. This information will help us to instruct our solicitors in drafting up the legal documentation for a data processing agreement (DPA), and to update our data processing impact assessment.

As requested by you, I am happy to set out below some guiding questions, to help clarify what information would help us to progress this issue, by outlining your new proposal to utilise PLF data. Please be as detailed as possible in your responses.

1. What is the purpose for the requested data: please specify what you will use the data for?
2. What data are you requesting: please be specific here about the exact data you would like to receive? please ensure the data you are requesting is the minimum required to achieve outlined purpose. I have previously sent you a copy of our PLF so you are aware what information is collected on our PLF.
3. What are your means for processing the data? Please outline the steps involved.
4. Who will be your sub-processors, and are sub-processor agreements anticipated? If data is being shared with entities outside of DoH NI, I expect that sub-processor agreement will be required.
5. Can you confirm compliance with applicable data protection legislation?
6. The above list is not exhaustive and there may be other considerations that you want to include.

I appreciate that you have already provided information to us previously but that was in a context where shared data would be used for a different purpose. Receiving sufficient information in relation to this request will allow us to progress this issue.

Interim arrangement

We also discussed the possibility of our PLF contact centre sending messages on your behalf, as an interim measure, while we continue to work on a data sharing agreement. I understand that you may wish to pursue this not just as an interim measure, but as an alternative to agreeing a data processing agreement, as it may result in the same outcome (i.e. improved compliance with UK PLF requirements) without the need to transfer data. We have requested our contractor to cost this service and I will revert as soon as that is available. This will only be an estimate, and obviously

will be influenced by travel volumes. Ultimately we will need to agree a defined scope of services before we start any processing. As advised yesterday, as data controller, we will have to maintain the relationship with the contractor. We can facilitate and will participate in any discussions with them involving you in agreeing the scope of services. Recoupment of costs will have to be arranged between our Departments.

Reciprocal data sharing

You advised that any reciprocal agreement, whereby we would have access to data relating to passengers arriving into NI but with a residence in this State, will require engagement with Border Force UK. I will come back to you to discuss how we may advance discussions with that agency and would ask for your cooperation in facilitating discussions with them.

Travel regulations

Please find attached the travel regulations (mandatory PCR test pre-arrival) that we have introduced, and which we discussed at the start of the meeting.

Thank you for your ongoing cooperation on these issues.

Regards,

NR

NR

Principal Officer

Pandemic Intersectoral and International Policy

An Roinn Sláinte

Department of Health

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Data

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