

PRIVACY NOTICE

I, Brendan O'Brien, the Natural Fertility Consultant, and owner of www.naturalfertilityconsultant.com holds some information about you. This document outlines how that information is used, who I may share that information with and how I keep it secure. This notice does not provide exhaustive detail, but I am happy to provide any additional information or explanation needed. Any requests for this should be sent to brendan@naturalfertilityconsultant.com. I keep my Privacy Notice under regular review.

1. What I Do

I provide nutritional therapy services to clients to improve their health through diet and lifestyle interventions. I focus on clients with infertility. Through nutritional therapy consultations, dietary and lifestyle analysis and functional Medicine lab based testing, I aim to understand the underlying causes of your health issues which I will seek to address through personalised dietary therapy, nutraceutical prescription (supplements) and lifestyle advice.

2. How I Obtain Your Personal Data

Clients provide me with personal data in the following ways:

- When completing therapy questionnaires
- By signing a terms of engagement form
- During a nutritional therapy consultation
- Through email, over the telephone or by post
- By taking credit card and online payment

This may include the following information:

- basic details such as name, address, contact details and next of kin
- details of contact I have had with you such as referrals and appointment requests
- health information including your previous medical history, dietary, lifestyle, supplement and medicine details, biochemical test results, clinic notes and health improvement plans
- GP contact information
- Bank details

I use this information in order to provide you with direct healthcare. This means that the legal basis of our holding your personal data is for a legitimate interest.

Following completion of your healthcare I retain your personal data for the period defined by our professional association, NTOI. This enables us to process any complaint you may make. In this case the legal basis of our holding your personal data is for contract administration.

I may also obtain sensitive medical information in the form of test results from biochemical and functional medicine testing companies. I use this information in order to provide you with direct healthcare. This means that the legal basis of holding your personal data is for legitimate interest.

I may obtain sensitive information from other healthcare providers. The provision of this information is subject to you giving me your express consent either verbally, on email or in one of my intake or therapy forms. If I do not receive this consent from you, I will not be able to coordinate your healthcare with that provided by other providers which means the healthcare provided by us may be less effective.

3. How I use your personal data

I act as a data controller for use of your personal data to provide direct healthcare. I also act as a controller and processor regarding the processing of your data from third parties such as testing companies and other healthcare providers. I act as a data controller and processor regarding the processing of credit card and online payments.

I always undertake to protect your personal data, including any health and contact details, in a manner which is consistent with our duty of professional confidence and the requirements of the General Data Protection Regulation (GDPR) concerning data protection. I will also take reasonable security measures to protect your personal data storage.

I may use your personal data where there is an overriding public interest in using the information e.g. in order to safeguard an individual, or to prevent a serious crime. Also where there is a legal requirement such as a formal court order. I may use your data for marketing purposes such as in newsletters but this would be subject to you giving me your express consent.

4. Sharing your information with other organisations.

I will keep information about you confidential. I will only disclose your information with other third parties with your express consent with the exception of the following categories of third parties:

- Our professional body NTOI, for the processing of a complaint made by you
- Any contractors and advisors that provide a service to us or act as our agents on the understanding that they keep the information confidential
- Anyone to whom I may transfer our rights and duties under any agreement I have with you
- Any legal or crime prevention agencies and/or to satisfy any regulatory request, if I have a duty to do so or if the law allows us to do so.

I may share your information with supplement companies and biochemical testing companies (name and address only in order to facilitate test kit and supplement

delivery to you) as part of providing you with direct healthcare. I will not include any sensitive information.

I will seek your express consent before sharing your information with your GP or other healthcare providers. However, if I believe that your life is in danger then I may pass your information onto an appropriate authority (such as the police, social services in the case of a child or vulnerable adult, or GP in case of self-harm) using the legal basis of vital interests.

I may share your case history in an anonymised form with our peers for the purpose of professional development. This may be at clinical supervision meetings, conferences, online forums, and through publishing in medical journals, trade magazines or online professional sites. I will seek your explicit consent before processing your data in this way.

5. What are your rights?

Every individual has the right to see, amend, delete, or have a copy of data held that can identify you, with some exceptions. You do not need to give a reason to see your data.

If you want to access your data you must make a subject access request in writing to brendan@naturalfertilityconsultant.com. Under special circumstances, some information may be withheld. I shall aim to respond within 20 working days from the point of receiving the request and all necessary information from you. Our response will include the details of the personal data I hold about you including:

- Sources from which I acquired the information
- The purposes of processing the information
- Persons or entities with whom I am sharing the information

You have the right, subject to exemptions, to ask to:

- Have your information deleted
- Have your information corrected or updated where it is no longer accurate
- Ask us to stop processing information about you where I am not required to do so by law or in accordance with the NTOI guidelines.
- Receive a copy of your personal data, which you have provided to us, in a structured, commonly used and machine-readable format and have the right to transmit that data to another controller, without hindrance from us.
- Object at any time to the processing of personal data concerning you

I do not carry out any automated processing, which may lead to automated decision based on your personal data.

If you would like to invoke any of the above rights then please write to the Data Controller Brendan O'Brien, Alder Cottage, Carheeney, Kildimo, County Limerick, or email brendan@naturalfertilityconsultant.com

Safeguards in place to ensure data that identifies you is secure.

I only use information that may identify you in accordance with GDPR. This requires me to process personal data only if there is a legitimate basis for doing so and that any processing must be fair and lawful.

Within the health sector, I also must follow the common law duty of confidence, which means that where identifiable information about you has been given in confidence, it should be treated as confidential and only shared for the purpose of providing direct healthcare. I will protect your information, inform you of how your information will be used, and allow you to decide if and how your information can be shared.

I also ensure the information I hold is kept in secure locations, restrict access to information to authorised personnel only, protect personal and confidential information held on equipment such as laptops with encryption (which masks data so that unauthorised users cannot see or make sense of it). I ensure external data processors that support us are legally and contractually bound to operate and prove security arrangements are in place where data that could or does identify a person are processed.

I am registered with the Data Protection Commissioner as a data controller and collect data for a variety of purposes. A copy of the registration is available through www.dataprotection.ie

All records held by me will be kept for the duration specified by guidance from our professional association NTOI - which is currently 7 years,

7. Website technical details

a. Forms

I do use electronic forms on my website making use of an available 'forms module' which has a number of built-in features to help ensure privacy. I also aim to use secure forms where appropriate.

I do not make use of cookies to collect any private or personally identifiable information. The technical platform of my website uses cookies solely to aid the proper technical functioning of the website. The cookies used contain random strings of characters alongside minimal information about the state and session of the website - which in no way collects or discloses any personal information about you as a visitor.

Most web browsers allow some control of most cookies through the browser settings. To find out more about cookies, including how to see what cookies have been set and how to manage and delete them, visit www.allaboutcookies.org

To opt out of being tracked by Google Analytics across all websites visit <http://tools.google.com/dlpage/gaoptout>

8. Analytics

I don't use any analytics but should this change at any point in the future I will contact you with my updated policy.

9. Complaints

If you have a complaint regarding the use of your personal data then please contact me by writing to the Data Controller by email brendan@naturalfertilityconsultant.com and I will do my best to help you.

If your complaint is not resolved to your satisfaction and you wish to make a formal complaint to the Data Protection Commissioner at www.dataprotection.ie

Thank You

Brendan O'Brien