

GDPR – General Data Protection Regulation

The General Data Protection Regulation (GDPR) became directly applicable as law in the UK on 25 May 2018.

GDPR does not affect the principles and best practice of information sharing when raising a safeguarding concern. The Cheshire East Safeguarding Adults Board (CESAB) work together to ensure the health, well-being and safeguarding of adults in need of care and support within the borough. This statement couples the [Pan Cheshire Information sharing Agreement](#) and aims to facilitate the lawful and secure sharing of information between partner agencies and designated workers working to safeguard adults at risk in Cheshire East. The Care Act 2014 sets out a clear legal framework for how local authorities and other parts of the system should protect adults at risk of abuse or neglect. Local authorities have a duty to make enquiries where an adult is experiencing or is at risk of experiencing abuse or neglect, and has duties to collaborate with partners generally and in specific cases. Under this safeguarding legislation, information about a person may be disclosed without their consent. When overriding a person's wish for confidentiality, staff will be clear as to why this is being overridden and will document their reasons for doing so.

For the purposes of safeguarding adults at risk, the following GDPR Article 6 and 9 conditions may apply:

6(1)(e) '...for the performance of a task carried out in the public interest or in the exercise of official authority...' and:

9(2)(b) '...is necessary for the purposes of carrying out the obligations and exercising the specific rights of the controller or of the data subject in the field of ...social protection law in so far as it is authorised by Union or Member State law..' in particular social protection law.