

**Ms Claire Walker**

Information Protection Officer  
Information Governance Team

Dear Ms Walker

Whilst conducting his investigation, the Local Government Ombudsman thought it necessary and relevant to request from you copies of my Care Plans. These highly confidential, personal reports, contain medical information and my HIV status, which in itself is a privileged information.

I am informed by the Ombudsman that as a result of his request, you furnished copies of my Care Plans from 2000 to 2010, in paper as well as electronic format.

In April 2010 I issued the following instructions to the Council:

**YOU MAY DISCLOSE MY PHYSICAL DISABILITY AND HIV STATUS TO ORGANISATIONS/INDIVIDUALS ONLY AFTER YOU HAVE OBTAINED MY EXPLICIT WRITTEN CONSENT TO DO SO. AND ONLY TO THE SPECIFIED ORGANISATION**

I should be grateful if you could provide me with a copy of my written consent, as specified above, authorising you to release not only copies all of these documents but also to disclose my HIV status.

Should you **not** have my consent, as specified above, please provide me with the details of the English legislation which enabled you to disclose not only my personal medical confidential information, but also my HIV+ status, without my explicit written consent to do so.

Should I not receive a satisfactory reply from you within the next seven day, I will proceed with an official complaint for breach of the Data Protection Act, 1998.

As ever



Karl Hevera  
12<sup>th</sup> January, 2012