



RESOLUTION NO. 03
Series of 2020

ADOPTING AND SUPPORTING THE PRIVACY GUIDELINES ON THE PROCESSING AND DISCLOSURE OF COVID-19 RELATED DATA FOR DISEASE SURVEILLANCE AND RESPONSE PER DEPARTMENT OF HEALTH (DOH) AND NATIONAL PRIVACY COMMISSION (NPC) JOINT MEMORANDUM CIRCULAR NO 2020-0002

WHEREAS, the Department of Health, being the principal health agency in the country, collects, processes and disseminates COVID-19-related data; requires the reporting of such data from appropriate sources; and undertakes apropos epidemiologic investigations and biomedical researches. The collection and processing of COVID-19 related data consists of both personal and sensitive information;

WHEREAS, the confidential nature of these data only underscores the primacy of right of the patient to health privacy, such right being articulated in RA 10173 (Data Privacy Act of 2012), which specifically provides for health privacy, establishes the directive for data protection, and reinforces the right of the patient to data privacy;

WHEREAS, DOH and NPC issued Joint Memorandum Circular No. 2020-0002 dated April 24, 2020 purposely to provide guidelines for the collection, processing and disclosure of COVID-19-related data in pursuit of disease surveillance and response, while protecting the data privacy rights of patients and individuals and ensuring the confidentiality, integrity, and availability of their personal data;

WHEREAS, in the Region, there have been issues on the privacy of information concerning COVID-19 positive cases particularly the disclosure of their personal information thru social media;

WHEREAS, said Joint Memorandum Circular (JMC) specifically provides for the guidelines on the Implementation, Processing of Health Information, Access to Health Information, Use and Disclosure of Health Information, Roles and Responsibilities of government agencies and the local government units, and Penalty Clause;

WHEREAS, the Cagayan Valley-Regional Inter-agency Task Force is committed to support the policies of the Department of Health and the National Privacy Commission in achieving a balance between ensuring health and safety protocols and the privacy of an individual, in this case Covid-19 positive individuals

NOW, THEREFORE, BE IT RESOLVED, as it is hereby resolved, on motion of DOJ Regional Director Atty. Rommel Baligod and seconded by the body, the CV-RIATF adopts and strongly supports the DOH NPC Joint Memorandum Circular 2020-0002.

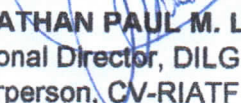
RESOLVED FURTHER, that:

- Local Government Units to strictly observe and follow the duties and responsibilities as enumerated in the JMC.
- Local Government Units and Private Hospitals to enter into Data Sharing Agreement.
- Thru the DOJ-NBI, PNP-CIDG, spearhead and facilitate the provision of legal, among other assistance to aggrieved individual/party.


RESOLVED FINALLY, that copies of this Resolution shall be provided to all member agencies, Local Government Units, other stakeholders, for their guidance and information.

Adopted during the 2nd CV-RIATF Meeting on May 15, 2020, Tuguegarao City, Cagayan.

APPROVED:



JONATHAN PAUL M. LEUSEN, JR., CESO III
Regional Director, DILG R2
Chairperson, CV-RIATF



DR. LETICIA T. CABRERA
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