



Outlook

RE: 100082

From daniel.asprey@mmalegal.co.uk <daniel.asprey@mmalegal.co.uk>

Date Wed 2026-07-29 11:05 AM

To ggc.gp87432clinical@nhs.scot <ggc.gp87432clinical@nhs.scot>

Dear Practice Manager,

Re: Subject Access Request for Chrisopher Mulholland

Date of birth: 29/07/1981

Current address: 71 Kirklandneuk Road

Renfrew

PA4 9BP

Previous address: 24 Cherrywood Drive

Beith

North Ayrshire

KA152DZ

Original request date: 30/04/2026

We write further to the Subject Access Request submitted on behalf of our client and your response advising that the request has been refused because our client is no longer registered with your practice and no longer resides within the practice catchment area.

Our client's current registration status and address do not remove his right of access under Article 15 of the UK GDPR and the Data Protection Act 2018. The issue for the purposes of the Subject Access Request is whether the practice holds, controls or can retrieve personal data relating to our client, rather than whether it remains able to provide him with ongoing primary care services.

Your practice was our client's last registered GP practice, and he has confirmed that he is not currently registered with another practice. National Services Scotland guidance specifically states that a request for access to GP medical records should be made to the patient's current or last GP practice. The guidance further states that where the practice does not currently hold the record, it can request the record from National Services Scotland so that it can be retrieved and returned to the practice for the necessary clinical review and disclosure.

We therefore ask that you withdraw the refusal and continue processing the Subject Access Request. Where the records have been returned to NHS National Services Scotland Practitioner Services, please request their retrieval in accordance with the applicable records-transfer procedure.

The request covers all personal data and medical information held in paper or electronic form, including:

- The complete GP medical record;
- Lloyd George and other historical paper records;
- Scanned documents and correspondence;
- Consultation notes and clinical entries;

- Prescribing and medication records;
- Referral letters and reports;
- Test results;
- Mental-health records;
- Registration and removal information;
- Previous GP details and records transferred into the practice;
- Any archived, off-site or legacy records; and
- Any information retained locally after the physical or electronic record was transferred.

Please treat the original request date as the date on which the Subject Access Request was received, subject to any legitimate requirement for identification or confirmation of authority. The signed client authority and supporting identification previously supplied remain valid.

Please confirm within five working days that the refusal has been withdrawn and that the practice is arranging retrieval and processing of the records.

If the practice maintains its refusal, please provide a formal written response confirming:

1. The precise legal basis and exemption relied upon;
2. Whether any of our client's personal data remains on the practice's clinical, administrative, archived or backup systems;
3. The date on which the medical record was transferred;
4. The identity and contact details of the organisation to which it was transferred;
5. Whether the practice has contacted NHS National Services Scotland to retrieve the record; and
6. Details of the relevant NHS Board and practice complaints procedure.

We hope this can be resolved promptly and collaboratively. However, if the request continues to be refused solely because our client is no longer registered or is outside the practice catchment area, we will consider referring the matter to the relevant NHS Board and the Information Commissioner's Office.

We look forward to receiving confirmation that the request is now being processed.

Kind regards

Daniel Asprey
Investigations Team

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