

CONFIDENTIALITY STATEMENT

The NIHR Innovation Observatory is funded by the National Institute for Health Research (NIHR) to provide key NHS policy-makers and research funders with advance notice of health technologies and interventions that are likely to have a significant impact on the National Health Service (NHS) in England. Information held by the NIHR Innovation Observatory is used to provide advice to national policy-makers responsible for evaluating and appraising new technologies and planning or supporting their introduction into the NHS. The advice provided by the NIHR Innovation Observatory may be in the form of verbal briefings, electronic updates, and/or written briefings. The information provided by the NIHR Innovation Observatory may contain confidential and/or commercially sensitive information (“Confidential Information”); this may be shared with: the Department of Health & Social Care; the National Institute for Health and Care Excellence (NICE); NHS England; the UK National Screening Committee and Programmes; the NIHR Evaluation, Trials and Studies Coordinating Centre (NETSCC); Public Health England; and other relevant national NHS policy-makers and research funders, who may wish to contact the technology developer(s) for additional information about products in development.

1. The NIHR Innovation Observatory acknowledges that information may be disclosed to it which is Confidential Information.
2. The NIHR Innovation Observatory undertakes to:
 - a. keep all Confidential Information strictly confidential;
 - b. not use any Confidential Information for any purpose other than participating in the NIHR Innovation Observatory’s processes;
 - c. restrict access to any Confidential Information to only those persons that need to know such information.
 - d. not disclose any Confidential Information to any third party other than for the purposes outlined in the text above, and where the third party is fully aware of the Confidential Information and agrees to be bound by these undertakings.
3. The undertakings set out in section 2 above shall not apply to the use or disclosure of information which:
 - a. at or after the time of disclosure or acquisition is in the public domain; or
 - b. was lawfully in a third party’s possession prior to its disclosure by the NIHR Innovation Observatory, provided that the source of such information was not bound by or subject to a confidentiality agreement with the technology developer; or
 - c. is required by a court or government agency, provided that the third party notifies the NIHR Innovation Observatory in advance of such disclosure; or
 - d. is approved for release by prior authorisation from the technology developer

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