

RFP 492-2021 Appendix 3

PHIA Section 25

DIVISION 4

MISCELLANEOUS REQUIREMENTS

INFORMATION MANAGERS

Trustee may provide information to an information manager

25(1) A trustee may provide personal health information to an information manager for the purpose of processing, storing or destroying it or providing the trustee with information management or information technology services.

Restrictions on use

25(2) An information manager may use personal health information provided to it under this section only for the purposes and activities mentioned in subsection (1), which must be purposes and activities that the trustee itself may undertake.

Agreement required

25(3) A trustee who wishes to provide personal health information to an information manager under this section must enter into a written agreement with the information manager that provides for the protection of the personal health information against such risks as unauthorized access, use, disclosure, destruction or alteration, in accordance with the regulations.

Information manager must comply with Act

25(4) An information manager shall comply with

- (a) the same requirements concerning the protection, retention and destruction of personal health information that the trustee is required to comply with under this Act; and
- (b) the duties imposed on the information manager under the agreement entered into under subsection (3).

Information deemed to be maintained by the trustee

25(5) Personal health information that has been provided to an information manager under an agreement described in subsection (3) is deemed to be maintained by the trustee for the purposes of this Act.