

1 **INSTRUCTIONS: This template was developed by a multi-stakeholder group led by**
2 **the Multi-Regional Clinical Trials (MRCT) Center at Harvard and is intended to**
3 **provide language that can be used in consent forms in order to describe to**
4 **participants how their data are protected and how they may then be used or**
5 **shared. Such language anticipates research practices and/or regulations**
6 **requiring that participant-level clinical trials data be made available by**
7 **investigators to third-party researchers and to the public. The following language**
8 **can be inserted as the “privacy” section of an informed consent form and has been**
9 **drafted to enable broad use of the coded data for downstream research purposes.**
10 **While this language seeks to provide “best practice” guidance in this area, each**
11 **study site will need to consider whether customization of this language is required**
12 **based on applicable national law and the research and privacy policies of**
13 **individual study sites.**

14 **INFORMED CONSENT LANGUAGE FOR CONFIDENTIALITY AND DATA SHARING**

15 **What information about me will be used in the study?**

16 If you join the study, information about you will be used for the study. This
17 information may include your name, address, or birth date. It may also
18 include information from your medical record. As part of the study, new
19 information about you will be collected, such as heart rate, blood pressure and
20 results of study tests, for example tests on your blood and other samples.

21 **Who may see and use information about you and your health?**

22 Information that directly identifies you is held at the study site. Study doctors
23 and other people at the site who are assisting with the study or your care will
24 be able to see this information. In certain cases other persons may need to see
25 this information, for example, the ethics review committee (sometimes called an
26 institutional review board) that reviews the study to ensure that it meets
27 scientific and ethical standards. In addition, people from regulatory agencies
28 overseeing the study, and persons engaged by the study site to help with the
29 study, such as the site’s attorneys and data storage companies, may also need
30 to see your information. The study site will use care to protect your privacy
31 when sharing information and data, as described in the next paragraph. Some
32 people or groups who receive your health information might not be required by
33 law to follow the same privacy rules that the study doctors and study site must
34 follow.

35 The researchers at the study site (the “Site Study Team”) will give your
36 information a unique study number. This number will then be used in place of
37 your name and other information that directly identifies you. We will call this
38 information “Your Coded Information.” The Site Study Team will keep the link
39 between your directly identifiable information and Your Coded Information.

40 **How will my Coded Information be used and protected?**

41 The Site Study Team will protect Your Coded Information as described here
42 and will follow laws that protect the use of health information. The Site Study
43 Team and those working with the Site Study Team will use Your Coded
44 Information for health research purposes only. This may include using Your
45 Coded Information in the following ways:

- 46 • Keeping it electronically and analyzing it to understand the study and
47 the study results.
- 48 • Sharing it with regulatory agencies that approve new medicines and
49 others as required by law. For example, it is possible that as part of
50 efforts to make research data more widely available to researchers,
51 regulatory agencies in some countries may require that Your Coded
52 Information be made publicly available on the internet or in other ways.
- 53 • Combining it with data from this study or other studies to learn more
54 about [DISEASE/CONDITION] or other conditions, to develop new
55 commercial products, medicines or devices, and to advance science and
56 public health.
- 57 • Using it to improve the quality of this study or other studies.
- 58 • Publishing summaries of the study results in medical journals, on the
59 internet or at meetings so that other researchers may learn about this
60 study. Your name or other data that directly and easily identifies you
61 will not appear in any of these publications without your specific
62 permission.

63 The Site Study Team may also share Your Coded Information with other
64 researchers for the purposes of researching [DISEASE/CONDITION] or other
65 conditions, to develop new commercial products, medicines or devices, and to
66 advance science and public health. If the Site Study Team makes Your Coded
67 Information available to other researchers, the Site Study Team will take
68 additional steps to safeguard your privacy. For example, before allowing other
69 researchers to access Your Coded Information, the Site Study Team will replace
70 the unique code assigned to the information with a new unique code and may
71 remove other information that may indirectly identify you. Despite these and
72 other precautions, however, your privacy cannot be guaranteed.

73 Your Coded Information may be sent to another country where researchers
74 with whom the Site Study Team shares Your Coded Information are located.
75 This may include countries where the data protection laws are not as strict as
76 the rules in the country where you live. In such cases, Your Coded Information
77 may be protected less strongly and securely by the data protection laws of

78 these foreign countries, as compared to those of your own country.

79 **What other general information about this clinical study is shared?**

80 A general description of this clinical study will be available on the Clinical
81 Study Register: <insert web address>. Information about the study may also
82 appear in clinical trial/study registries in countries in which the clinical study
83 is conducted or in other countries where regulatory agencies require
84 information about the study to be made available on a website known as a
85 clinical trial registry. These websites may contain Your Coded Data, but they
86 will not include information that can directly identify you.

87 *[IF THE STUDY IS SUBJECT TO CLINICALTRIALS.GOV REGISTRATION*
88 *REQUIREMENTS, INCLUDE THIS LANGUAGE:]*["A description of this clinical trial
89 will be available on <http://ClinicalTrials.gov/>, as required by U.S. Law. This
90 Web site will not include information that can identify you. At most, the Web
91 site will include a summary of the results. You can search this Web site at any
92 time."]

93 **Do I have to participate in this study?**

94 No. You do not have to participate. You have the right not to sign this form. If
95 you do not sign it, you cannot take part in this research study. It is your
96 choice to sign this form. You should feel that all your questions about the
97 study and the use of your data have been answered before you sign.

98 **For how long will my data be used?**

99 Your data may be used and shared as described in this form for as long as they
100 remain useful for research purposes.

101 **Can I change my mind about participating in this study?**

102 Yes. You have the right to withdraw your permission for us to use or share
103 your information for this research study. If you withdraw your permission, you
104 will no longer be able to participate in the study and no further information will
105 be collected about you. However, all of the information collected before you
106 withdraw your permission will still be used. We will not be able to take back
107 information, including Your Coded Information, that has already been used or
108 has been shared with others. We cannot remove your information that is
109 already part of larger data sets that have been and are being shared for further
110 research. If you wish to withdraw your permission, you must notify your study
111 doctor.

112

113 *[Note to researchers: This section on withdrawal of permission to share information relates to*
 114 *the United States; other jurisdictions may not allow the retention of information once a subject*
 115 *withdraws from the study. Please review the laws of the jurisdiction in which the study takes*
 116 *place before using this language.]*

117

118 OPTIONAL: The below table may be included in addition to the above text to provide a
 119 summary of how information will be used and protected.

Type of information	How will it be used	How will it be protected
Information that directly identifies you e.g. name, address and date of birth.	Information that directly identifies you will be used: <ul style="list-style-type: none"> • For study purposes. • To ensure the study is being conducted correctly. 	Access will be granted only to the following persons who need access to complete the research: <ul style="list-style-type: none"> • Doctors and other people who are assisting with the study or your care. • People who ensure the study is done correctly such as the ethics committee and regulatory agencies.
Coded information (Your name and other information that directly identifies you are removed and replaced with a code).	Coded information: <ul style="list-style-type: none"> • Will be transferred from the study site to people who are working with the study site team. • Will be used to understand the study and study results. • May be used by the Study Site Team and other researchers for health research purposes including to learn more about other diseases/conditions and to improve the conduct of clinical trials in general. • May be used by the Study Site Team and other parties to develop new commercial products, medicines, or 	The Study Site Team will protect coded information by: <ul style="list-style-type: none"> • Following laws that protect the use of information stored electronically. • Taking additional steps when sharing data with other researchers, for example, removing data fields that are not needed by the recipient researchers and/or assigning a new code number.

Type of information	How will it be used	How will it be protected
	<p>devices, and to advance science and public health.</p> <ul style="list-style-type: none"> • May be sent to other countries where the data protection laws are not as strong as those in your country of residence. 	
<p>Results Summaries (combined statistical data and results of the study)</p>	<p>Results summaries may:</p> <ul style="list-style-type: none"> • Help other researchers learn more about the study. • Be provided in medical journals, on the internet or at meetings. 	<p>The Study Site Team will:</p> <ul style="list-style-type: none"> • Not include information in the results summaries that directly identifies you without first obtaining your explicit permission to do so.