



Law Society
of Scotland

Consultation Response

Information Commissioner's Office survey on Period tracking apps and fertility tracking apps – your views

October 2023



Introduction

The Law Society of Scotland is the professional body for over 12,000 Scottish solicitors.

We are a regulator that sets and enforces standards for the solicitor profession which helps people in need and supports business in Scotland, the UK and overseas. We support solicitors and drive change to ensure Scotland has a strong, successful and diverse legal profession. We represent our members and wider society when speaking out on human rights and the rule of law. We also seek to influence changes to legislation and the operation of our justice system as part of our work towards a fairer and more just society.

Our Privacy Law sub-committee welcomes the opportunity to consider and respond to the Information Commissioner's Office survey on Period tracking apps and fertility tracking apps – your views¹.

The sub-committee has the following comments to put forward for consideration.

General Comments.

We are not commenting or answering the survey questions as the questions are personal to individual(s) personal experiences of these apps. Rather, we wish to comment generally on the use of period tracking apps and fertility tracking apps, as we are concerned about the use of these apps but also the use of Medtech in general.

We are concerned that there is a wider issue were medical practitioners recommend the use of Apps which gather medical information with clarity on what the data is also used for i.e. is it shared with other organisations, is it retained for future use by the App provider etc.

We would like to see the wider issue of this technology reviewed by the ICO, not just a focus on period and fertility tracking Apps.

¹ [Period tracking apps and fertility tracking apps – your views | ICO](#)

BUSINESS

For further information, please contact:

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