

# DATA PRIVACY POLICY

## 1. Introduction

The Data Protection Act 2018, and the General Data Protection Regulations 2018, govern the way in which personal information and data is held and processed. This policy addresses the way Egginton Parish Council work to adhere to the Act.

The Clerk and all Councillors are responsible for following good data protection practice.

## 2. Principles under which we operate

Egginton Parish Council regards the lawful and correct treatment of personal information as very important to successful working, and to maintaining the confidence of those with whom we deal.

Egginton Parish Council intends to ensure that personal information is treated lawfully and correctly.

To this end, Egginton Parish Council will adhere to the Principles of Data Protection, as detailed in the Data Protection Act 2018 and the General Data Protection Regulations 2018.

Specifically, the Principles require that personal information:

- a) Must be processed lawfully, fairly and transparently,
  - b) Is only used for a specific processing purpose that the data subject has been made aware of and no other, without further consent,
  - c) should be adequate, relevant and limited ie only the minimum amount of data should be kept for specific processing,
  - d) Must be accurate and, where necessary, kept up to date,
  - e) Should not be stored for longer than is necessary, and that storage is safe and secure,
- Should be processed in a manner that ensures appropriate security and protection.

## 3. Your personal data – what is it?

"Personal data" is any information about a living individual which allows them to be identified from that data (for example a name, photographs, videos, email address, or address). Identification can be by the personal data alone or in conjunction with any other personal data. The processing of personal data is governed by legislation relating to personal data which applies in the United Kingdom including the General Data Protection Regulation (the "GDPR") and other local legislation relating to personal data and rights such as the Human Rights Act.

## 4. Control of Data

Egginton Parish Council is the data controller for your data. The information we hold about you is either:

- provided to us to fulfil a contractual obligation, or
- provided to us to maintain a register of information pertinent to the Village website.

## 5. We use your personal data for some or all of the following purposes:

- To confirm your identity to provide some services;
- To contact you by post, email, telephone.
- To maintain our own accounts and records;
- To seek your views, opinions or comments;
- To send you communications which you have requested and that may be of interest to you;
- To process relevant financial transactions;

## 6. What is the legal basis for processing your personal data?

We process personal data in relation to the performance of a contract with you, or to take steps to enter into a contract.

Sometimes the use of your personal data requires your consent. We will first obtain your consent to that use. We will always take into account your interests and rights.

## **7. Sharing your personal data**

The Parish Council will implement appropriate security measures to protect your personal data. This section of the Privacy Policy provides information about the third parties with whom the council will share your personal data. These third parties also have an obligation to put in place appropriate security measures and will be responsible to you directly for the manner in which they process and protect your personal data. It is likely that we will need to share your data with some or all of the following (but only where necessary):

- Our agents, suppliers and contractors. For example, we may ask a commercial provider to publish documents on our behalf, or to maintain our database software;

## **8. How long do we keep your personal data?**

We will keep some records permanently if we are legally required to do so. We may keep some other records for an extended period of time. For example, it is current best practice to keep financial records for a minimum period of 8 years to support HMRC audits or provide tax information. The Parish Council is permitted to retain data in order to defend or pursue claims. In some cases the law imposes a time limit for such claims (for example 3 years for personal injury claims or 6 years for contract claims). We will retain some personal data for this purpose as long as we believe it is necessary to be able to defend or pursue a claim. In general, we will endeavour to keep data only for as long as we need it. This means that we will delete it when it is no longer needed.

## **9. Your rights and your personal data**

You have the following rights with respect to your personal data:

When exercising any of the rights listed below, in order to process your request, we may need to verify your identity for your security. In such cases we will need you to respond with proof of your identity before you can exercise these rights.

*(i) The right to access personal data we hold on you*

*(ii) The right to correct and update the personal data we hold on you*

*(iii) The right to have your personal data erased*

*(iv) The right to object to processing of your personal data or to restrict it to certain purposes only*

*(v) The right to data portability*

*(vi) The right to withdraw your consent to the processing at any time for any processing of data to which consent was obtained*

*(vii) The right to lodge a complaint with the Information Commissioner's Office.*

You can contact the Information Commissioners Office on 0303 123 1113 or via email <https://ico.org.uk/global/contact-us/email/> or at the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF.

## **10. Transfer of Data Abroad**

Any personal data transferred to countries or territories outside the European Economic Area ("EEA") will only be placed on systems complying with measures giving equivalent protection of personal rights either through international agreements or contracts approved by the European Union

## **11. Further processing**

If we wish to use your personal data for a new purpose, not covered by this Privacy Policy, then we will provide you with a Privacy Notice explaining this new use prior to commencing the processing and setting out the relevant purposes and processing conditions. Where and whenever necessary, we will seek your prior consent to the new processing.

## **12. Changes to this policy**

We keep this Privacy Policy under regular review and we will place any updates on This Policy was last updated in September 2018.

## **13. Contact Details**

Please contact the Parish Council Clerk if you have any questions about this Privacy Policy or the personal data we hold about you or to exercise all relevant rights, queries or complaints.