



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 staff and Cromford Parish Councilors work to adhere to the Act.

All staff and Council members are contractually responsible for following good data protection practice.

All staff and Council Members are aware that a breach of the rules and procedures identified in this policy may lead to disciplinary action being taken against them.

2. Principles under which we operate

Cromford 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.

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

To this end, Cromford 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,
- f) 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

Cromford 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 represent your interests to local councils and other authorities across Derbyshire.

The Association works with other Data Controllers such as the Derbyshire Association of Local Councils, the Society of Local Council Clerks, other not for profit entities and contractors.

We may need to share your personal data we hold with them so that they can carry out their responsibilities to the Parish Council. If we and other data controllers listed above are processing your data jointly for the same purposes, then the Parish Council and the other data controllers may be ‘joint data controllers’ which means that we are collectively responsible for your data. Where each of the parties listed above are processing your data for their own independent purposes then each of us will be independently responsible to you.

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

- To deliver a contractual service to you including to understand your needs to provide the services that you request and to understand what we can do for you and inform you of other relevant services;
- To confirm your identity to provide some services;
- To contact you by post, email, telephone or using social media (e.g., Facebook, Twitter, WhatsApp);
- To help us to build up a picture of how we are performing;
- To prevent and detect fraud and corruption and where necessary for the law enforcement functions;
- To carry out comprehensive safeguarding procedures (including due diligence and complaints handling) in accordance with best safeguarding practice from time to time with the aim of ensuring that all children and adults-at-risk are provided with safe environments and generally as necessary to protect individuals from harm or injury;
- To promote the interests of the Parish Council;
- To maintain our own accounts and records;
- To seek your views, opinions or comments;
- To notify you of changes to our premises, services, events and staff, councillors and role holders;
- To send you communications which you have requested and that may be of interest to you;
- To process relevant financial transactions;
- To allow the statistical analysis of data so we can plan the provision of services.

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 your Council, 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

Cromford 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;

- On occasion, other local authorities or not for profit bodies with which we are carrying out joint ventures e.g. in relation to training or events.

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 Association 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

It is not our intention to do so, but 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.

The Cromford Parish Council web-site can be accessed from abroad which means that information published in our newsletter, policy documents and Council Minutes / records may be accessed outside of our control.

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 will keep this Privacy Policy under regular review and we will place any updates on This Policy was last updated in August 2020.

13. Contact Details

Please contact the Chief Officer 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.

Signed:

Position:

Date:

Review Date: