**DATA PROTECTION POLICY**

Pennington Parish Council recognises its responsibility to comply with the 2018 General Data Protection Regulation. The General Data Protection Regulation retains the existing legal principles of the 1998 Data Protection Act and adds some additional protections as to how personal data and sensitive personal data can be used.

# THE DATA PROTECTION ACT:

The Data Protection Act 1998 sets out high standards for the handling of personal information and protecting individuals’ rights for privacy. It also regulates how information can be collected, handled and used. The Data Protection Act applies to anyone holding information about people electronically or on paper.

# THE GENERAL DATA PROTECTION REGULATION:

The General Data Protection Regulation 2018 says that the information provided to people about how we process their personal data must be concise, transparent, intelligible and easily accessible, written in clear and plain language, particularly if addressed to a child and free of charge.

As a local authority, Pennington Parish Council has a number of procedures in place to ensure that it complies with the General Data Protection Regulation 2018 when holding personal information.

Pennington Parish Council has appointed Mrs. Braithwaite as the designated Data Protection Officer.

When dealing with personal data, PenningtonParish Council staff and Councillors must ensure that:

* **IT IS PROCESSED FAIRLY AND LAWFULLY** This means that information should only be collected from individuals if staff and Councillors have been open and honest about why they want theinformation.

# IT IS PROCESSED FOR SPECIFIED PURPOSESONLY

* **IT IS RELEVANT TO WHAT IT IS NEEDED FOR** Data will be monitored so that too much or too little is not kept; only data that is needed should beheld.
* **IT IS ACCURATE AND KEPT UP TO DATE** Personal data should be accurate, ifit is not it should be corrected.

# IT IS NOT KEPT LONGER THAN IT ISNEEDED

* **IT IS PROCESSED IN ACCORDANCE WITH THE RIGHTS OF INDIVIDUALS** This means that individuals must be informed, upon request, of all the information held aboutthem.
* **IT IS KEPT SECURELY** This means that only staff and Councillors can access the data, it should be stored securely so it cannot be accessed by members of thepublic.

# COLLECTING DATA

 Pennington Parish Council recognises its responsibility to be open with people when taking personal

 details from them. This means that staff must be honest about why they want a particular piece of

 information. If, for example, a member of the public gives their phone number to staff or a member of

 Pennington Parish Council, this will only be used for the purpose it has been given and will not be

 disclosed to anyone else. Data may be collected via the Parish Council’s website via the ‘Contact Us’

 form. The contact us webpage contains a privacy statement about how the data will be stored and used.

# STORING AND ACCESSING DATA

Pennington Parish Council may hold information about individuals such as their addresses and telephone numbers. These are kept in a secure location at the Parish Clerk’s place of residence and are not available for the public to access. All data stored on a computer is password protected. Once data is not needed anymore, if it is out of date or has served its use, it will be shredded or deleted from the computer.

The Parish Council is aware that people have the right to access any information that is held about them. If a person requests to see any data that is being held about them,

* - They must be sent all of the information that is being held aboutthem
* - There must be explanation for why it has beenstored
* - There must be a list of who has seenit
* - It must be sent within onemonth
* - Requests that are manifestly unfounded or excessive may be refused or a chargemade
* - If a request is refused, a reason must begiven.

If an individual requests that their data is rectified or erased, this will be carried out.

# DISCLOSURE OF INFORMATION

If an elected member of the council, for example a councillor needs to access information to help carry out their duties, this is acceptable. They are only able to access as much information as necessary and it should only be used for that specific purpose. If for instance someone has made a complaint about over hanging bushes in a garden, a councillor may access an address and telephone number of the person who has made the complaint so they can help with the enquiry. However, before they access any sensitive information about a person, they would need consent to do this from the Parish Clerk. Data should never be used for political reasons unless the data subjects have consented.

# CONFIDENTIALITY

Pennington Parish Council staff must be aware that when complaints or queries are made, they must remain confidential unless the subject gives permission otherwise. When handling personal data, this must also remain confidential.

If a data breach is identified the ICO must be informed within 72 hours and an investigation will be conducted.

This policy will be reviewed annually, as well as an annual review of the compliance and effectiveness of the policy.