



## Data Protection — UK GDPR Policy

Sir Joseph Isherwood Limited is fully committed to prepare for and to comply with the UK General Data Protection Regulation (UK GDPR). The UK GDPR applies to all organisations that process data relating to their employees, as well as to others including customers, contractors and clients. It sets out principles which should be followed by those who process data; it gives new and extended rights to those whose data is being processed.

To this end, Sir Joseph Isherwood Limited endorses fully and adheres to the six principles of data protection, as set out in the UK GDPR.

1. Data must be processed lawfully, fairly and in a transparent manner in relation to individuals.
2. Data must be collected for specified, explicit and legitimate purposes and not further processed in a manner that is incompatible with those purposes.
3. Data must be adequate, relevant and limited to what is necessary in relation to the purposes for which they are processed.
4. Data must be accurate and, where necessary, kept up to date; every reasonable step must be taken to ensure that personal data that are inaccurate, having regard to the purposes for which they are processed, are erased or rectified without delay.
5. Data must be kept in a form which permits identification of data subjects for no longer than is necessary for the purposes for which the personal data is processed.
6. Data must be processed in a manner that ensures appropriate security of the personal data, including protection against unauthorised or unlawful processing and against accidental loss, destruction or damage, using appropriate technical or organisational measures.

These principles must be followed at all times when processing or using personal information. Therefore, through appropriate management and strict application of criteria and controls, Sir Joseph Isherwood Limited will:

- Observe fully the conditions regarding the fair collection and use of information including the giving of consent.
- Meet its legal obligations to specify the purposes for which information is used.

- Collect and process appropriate information only to the extent that it is needed to fulfil our operational needs or to comply with any legal requirements.
- Ensure the quality of information used.
- Ensure that the information is held for no longer than is necessary.
- Ensure that the rights of people about whom information is held can be fully exercised under the UK GDPR (ie the right to be informed that processing is being undertaken, to access one's personal information; to prevent processing in certain circumstances, and to correct, rectify, block or erase information that is regarded as incorrect).
- Take appropriate technical and organisational security measures to safeguard personal information.
- Publicise and abide by individuals' right to appeal or complain to the supervisory authority (the Information Commissioner's Office (ICO)) in the event that agreement cannot be reached in a dispute regarding data protection.
- Ensure that personal information is not transferred abroad without suitable safeguards.

## Status of this Policy

This Policy was initially approved on 23<sup>rd</sup> May 2018. It was subsequently reviewed on 16<sup>th</sup> May 2019 and 13<sup>th</sup> May 2020 and no changes were deemed necessary.

It was reviewed on 3<sup>rd</sup> February 2021 to take into account the impact of Brexit. Under the Brexit agreement the GDPR has been incorporated into UK data protection law as the UK GDPR. As such all references to GDPR have been changed to UK GDPR. It was subsequently reviewed on 7<sup>th</sup> February 2022 and no changes were deemed necessary

It will be reviewed again no later than 28<sup>th</sup> February 2023.

## Designated Data Controllers and Data Protection Officers

The designated Data Protection Officer (DPO) (Stephen Thompson) will deal with day-to-day matters. Any member of staff, or other individual who considers that the policy has not been followed in respect of personal data about himself or herself should raise the matter with the DPO.

## Staff Responsibilities & Data Security

All staff are responsible for ensuring that:

- Any personal data that they hold is kept securely.
- Personal information is not disclosed either orally or in writing or via Web pages or by any other means, accidentally or otherwise, to any unauthorised third party.

Personal information must be kept in a locked filing cabinet, drawer, or safe. If it is computerised, it must be coded, encrypted or password protected both on a local hard drive and on a network drive that is regularly backed up. If a copy is kept on removable storage media, that media must itself be kept in a locked filing cabinet, drawer, or safe.

## Disaster Recovery

1. Sir Joseph Isherwood Limited backs up data every day and has multiple copies (at least one set for each day of the week and additional weekly ones in order to have at least a month's worth of data at any one time). Records of these are kept.
2. Backups are kept in multiple physical locations, including a fire-proof safe.
3. Backups are verified regularly.
4. Firewalls and virus checkers are kept up to date and running, and users are regularly advised of the latest virus avoidance and detection techniques.
5. Computers are protected from physical harm, theft or damage.
6. Sir Joseph Isherwood Limited plans for how to deal with loss of electricity, external data links, server failure, and network problems.

## Subject Consent

The UK GDPR sets a high standard for consent and requires a positive opt-in. Neither pre-ticked boxes nor any other method of default consent are allowed. As required by the UK GDPR, Sir Joseph Isherwood Limited takes a "granular" approach ie it asks for separate consent for separate items and will not use vague or blanket requests for consent. As well as keeping evidence of any consent, Sir Joseph Isherwood Limited ensures that people can easily withdraw consent (and tells them how this can be done).

It should be noted, however, that consent is only one of the lawful bases on which data processing depends. In brief, the others may include the following.

- **Contract:** if processing someone's personal data is necessary to fulfil Sir Joseph Isherwood Limited's contractual obligations to them (eg to provide a quote).
- **Legal obligation:** if processing personal data is necessary to comply with a common law or statutory obligation.
- **Vital interests:** this refers to processing personal data to protect someone's life (and even then, it cannot be relied on with regard to health data or other special category data if the individual is capable of giving consent).
- **Legitimate interests:** the most flexible lawful basis for processing and one which applies when data is used in ways people would reasonably expect and which have a minimal privacy impact, or where there is a compelling justification for the processing.

Note that the UK GDPR provides for special protection for children’s personal data and Sir Joseph Isherwood Limited will comply with the requirement to obtain parental or guardian consent for any data processing activity involving anyone under the age of 16.

## Subject Access

Any person may request details of personal information which Sir Joseph Isherwood Limited holds about him or her under the UK GDPR. A small fee may be payable and will be based on the administrative cost of providing the information. If an employee would like a copy of the information held on him or her, they should write to The Data Protection Officer, Sir Joseph Isherwood Limited, Centre for Advanced Industry, Coble Dene, Royal Quays, North Shields, Tyne & Wear, NE29 6DE, United Kingdom (email: data.protection@isherwoods.com). The requested information will be provided within one month. If there is any reason for delay, that will be communicated within the four week time period. A request which is manifestly unfounded or excessive may be refused. The person concerned will then be informed of their right to contest this decision with the supervisory authority (the ICO).

If any person believes that any information held on him or her is incorrect or incomplete, then they should write to or email the Data Protection Officer as soon as possible, at the above address. Sir Joseph Isherwood Limited will promptly correct any information found to be incorrect.

## Conclusion

This policy sets out this organisation’s commitment to protecting personal data and how that commitment is implemented in respect of the collection and use of personal data.

**Signed:** S Thompson (signed on original)

**Date:** 23<sup>rd</sup> May 2018

### Policy review record:

16th May 2019	No Changes (S Thompson)
13th May 2020	No Changes (S Thompson)
3rd February 2021	Updated to reflect the impact of Brexit (S Thompson)
7th February 2022	No Changes (S Thompson)

**Next Policy Review Date:** 28<sup>th</sup> February 2023