

Data Protection Policy

Arngask Hall SC 048505

(also known as Glenfarg Village Hall and Glenfarg Community Centre)

1 Definitions

Data Controller - the controller says how and why personal data is processed

Data Processor - the processor acts on the controller's behalf

Data Subject - the individual to whom the data relates

Right to hold data – data is held and processed on the basis that it is in the legitimate interest for the purposes of Arngask Hall so to do. A Legitimate Interest Assessment (LIA) has been carried out and is available in Appendix E.

The definition of Personal Data is:

Information which relates to a living individual identified:

- from that data

- from that data and other information which is or is likely to be in the possession of the Data Controller

- held electronically or manually in a relevant indexed filing system

e.g. Name, job title, telephone number, email address, date of birth, postal address.

Particular care must be used when handling Sensitive Personal Data which may be defined as:

- defining racial or ethnic origin

- political opinions

- religious or similar beliefs

- trade union details

- health data

- sexual orientation data

- biometric or genetic data

- offences or alleged offences

- court proceedings

All the above Sensitive Personal Data falls outside of our requirements therefore should not be held.

2 Introduction

Data Protection Act (DPA) was passed by Parliament in 2018 and replaces the similarly named act of 1998. The European Union General Data Protection Regulations (GDPR) became law on 25 May 2018. DPA 2018 includes all provisions under the GDPR and includes a part dealing with processing that does not fall within EU law. This policy is designed to be applicable under both sets of legislation.






The basic principles of Data Protection are that personal details are the property of the individual and we may only hold information and use it in the way that the individual allows us to and relevant to the operation of Arngask Hall. There are four fundamental conditions under which we hold personal data. They are:

1. We only hold data which is relevant to the purposes and services of Arngask Hall
2. The data we hold must be accurate and up-to-date
3. Any data not relevant or no longer required is deleted both from current storage and back-up

4. The data must be kept secure and only those volunteers, Arngask Hall staff, system administrators and third party operators that require access as part of their function may be allowed access to the data.

Furthermore, anyone on whom we hold data is entitled to see any data we hold on them and can require any errors to be corrected. Any data so corrected must be passed on to third parties to whom the data has previously been supplied.

Processing is handling data in any way:

-  collecting personal data
-  storing in a database
-  ordering in a filing system
-  editing data records
-  transmission onwards to a third party

Arngask Hall falls within the definition of both data controllers and data processors.

Privacy breaches can lead to limitless financial penalties, bad press, damaged reputation, loss of trust from supporters and loss of revenue. It is in all of our interest to handle data appropriately. Data privacy is relevant to – and the responsibility of – everyone in Arngask Hall.

3 Data Protection Register

Self-assessment as to the need to register under the Data Protection Act was undertaken with the result that there was no requirement to register as the organisation is exempt. Data entered was as follows:

Do you use CCTV for the purposes of crime prevention? – No

Are you processing personal information? – Yes

Do you process the information electronically? – Yes

Is your organisation responsible for deciding how the information is processed? – Yes

Do you only process information for judicial functions, domestic or recreational reasons or to maintain a public register? – No

Are you a not-for-profit organisation that qualifies for an exemption? – Yes

4 Minimum Requirements

1 We must tell people what we are doing with their data

People should know what we are doing with their information and who it will be shared with. This is a legal requirement (as well as established best practice) so it is important we are open and honest with people about how their data will be used. To this end a privacy statement is to be published on the website and in membership welcome/renewal letters. The privacy statement is as follows: “Personal data provided by a Member to Arngask Hall will be used solely for the purpose of communicating with the Member about events relevant to the membership and matters related to the organisation of Arngask Hall. It will not be passed to any third party for any other purpose unless this is required by law”.

2 Make sure all people with access to the data are adequately trained

Volunteers and staff with access to the data must receive data protection training to explain how they should store and handle personal information and a record kept of such training on a signed form as shown at Appendix A. Refresher training should be provided at regular intervals for existing users and logged on a form as Appendix B.

3 Use strong passwords

There is no point protecting the personal information we hold with a password if that password is easy to guess. All passwords must contain upper and lower case letters, a number and a symbol and be at least 8 characters long. This will help to keep information secure from would-be thieves.

4 Only keep people's information for as long as necessary

We must establish a retention period and set up a process for deleting personal information once it is no longer required. This includes information held in a back-up

5 Data Held

Membership data held may include some or all of the following:

- 1 Membership number
- 2 Title, name
- 3 Full postal address
- 4 E-mail address
- 5 Telephone number
- 6 Membership date joined
- 7 Membership date ending

5 Data Retention

Membership data will be held for 12 months following the expiry of membership

7 Required Practice

Arngask Hall requires all its volunteers and staff to comply with the Act, the GDPR and this policy (and as each may be amended from time to time) when handling any Personal Data. No Sensitive Personal Data may be collected or retained.

There must be an annual assessment on the category of data held and the requirement to hold same. Such assessment must be logged on form as at Appendix C.

There must be an annual assessment of data for records that should no longer be held. Such assessment must be logged on form as at Appendix D.

Any volunteer or staff member may only be given access to the data following an assessed need to so access the data and following training on the requirements of the DPA and GDPR.

The storage of data must be in a folder only accessible to appropriate volunteers and staff of Arngask Hall, and accessible by a password fulfilling the definition of a strong password as in Section 3.

Any data removed in hard copy must be kept secure and disposed of securely at the earliest opportunity.

Any index hard copy records must be held in a secure location.

Any member of staff or volunteer who considers that this policy has not been followed in any instance must contact the Chairman of Arngask Hall.

8 Data Security Breach

We have to notify the Information Commissioner of any breach where it is likely to result in a risk to the rights and freedoms of individuals. If unaddressed such a breach is likely to have a significant detrimental effect on individuals – for example, result in discrimination, damage to reputation, financial loss, loss of confidentiality or any other significant economic or social disadvantage.

The Chairman of Arngask Hall must be informed immediately if any data goes missing. An immediate investigation will be launched by the Chairman. Depending on the circumstances, consideration will also be given to making a report to the Information Commissioner.

9 Data transfer

No data containing identifiable personal data will be transferred outside of the European Economic Area except to an organisation operating a protocol considered by the EU Commission to be equivalent to GDPR.

10 Automated Decision Making

No automated decision making will take place on the data held by Arngask Hall other than to comply with the request of an individual Member not to receive specific types of communication.

Volunteer/Staff Data Protection Declaration

As an volunteer/staff member (delete as appropriate) undertaking work on behalf of Arngask Hall I confirm I have studied the Arngask Hall Data Protection Policy, have undertaken training offered to me and can confirm that all personal data under my control will:

- be processed fairly and lawfully;
- be obtained for specific and lawful purposes only;
- be kept accurate and up to date;
- be adequate, relevant and not excessive in relation to the purpose for which it is used;
- not be kept for longer than is necessary for the purpose for which it is used;
- be processed in accordance with the rights of Data Subjects;
- be kept secure to prevent unauthorised processing and accidental loss, damage or destruction; and
- not be transferred to any country outside the EEA.

Signed

Name:

Date:

Data Protection Training

Trainer:

Date:

Title:

[illegible]

Annual Assessment on the Category of Data Held

Personal Data held by Arngask Hall and located as noted below was assessed as dated and found to be compliant with the Data Protection Policy in force at the time.

Date	Name	Signature	Locations checked

Annual Assessment on Retention of Data

Personal Data held by Arngask Hall and located as noted below was assessed as dated and found to be compliant with the Data Protection Policy in force at the time.

Date	Name	Signature	Locations checked

Legitimate Interest Assessment

Arngask Hall SC048505

The purposes of Arngask Hall is defined in the constitution as follows:

The organisation's purposes are to provide facilities for recreation and other occupation with the object of advancing education, community development, and the improvement of the conditions of life of the inhabitants of the Glenfarg Community Council area.

When a person joins Arngask Hall it is reasonable to assume they do so in acceptance and support of its purposes.

To fulfil the above purposes it is necessary to communicate with members about the organisation of Arngask Hall, to promote the various events that not only raise money to help and support Arngask Hall, but also to inform about the actions taken by the organisation in support of its objectives. To this end we must maintain contact details of our members and communicate directly with them. From time to time photographic images of hall users may be taken and these may appear on the Hall website or in the local press. If users do not wish an image to be used in this way they need to make this clear to the Data Controller.

To support the Arngask Hall purposes, it is in our legitimate interest to hold the personal data and communicate directly with them or through a third party.

We have procedures in place to protect that data from misuse thereby protecting the interests of the members. As joining Arngask Hall is the result of a direct action by an individual it is considered that an opt-out option would be counter to the action of the individual.