

## **Data Protection Privacy Notice**

This non-contractual notice explains what personal data (personal information) we hold about you, how we collect it, and how we use and may share personal information during the period you subcontract your services to We Are Digital. Please ensure that you read this notice and any other similar notice we may provide to you from time to time.

### **Who collects the personal information**

The Company is a 'data controller' and gathers and uses certain personal information about you.

### **Data protection principles**

The data protection principles which we will apply when gathering and using personal information are set out in our Data Protection Policy in our Standard Operating Procedure.

### **About the personal information we collect**

A table summarising the personal information we collect and hold, how and why we do so, how we use it and with whom it may be shared is below.

Personal information may be shared with other parties, such as group companies and/or affiliated companies, external contractors and our professional advisers (e.g. legal and financial advisers), HR advisors and payroll providers, and potential purchasers of some or all of our business or on a re-structuring. The recipient of the personal information will be bound by confidentiality obligations. We may also be required to share some personal information to comply with the law. We seek to ensure that our personal information collection and processing is always proportionate. We will notify you of any material changes to personal information we collect or to the purposes for which we collect and process it.

### **Where personal information may be held**

Personal information may be held at our offices and third-party agencies, service providers, representatives and agents as described above and in cloud-based IT services. In the event that we use cloud-based IT services, personal information may be transferred internationally to other countries around the world, including countries that do not have data protection laws equivalent to those in the UK. We have security measures in place to seek to ensure that there is appropriate security for personal information we hold.

### **How long we keep your personal information**

We keep personal information for the period that you subcontract your services to We Are Digital for no longer than necessary, and in the majority of cases for no more than 6 years after the ceasing of your contract services.

### **Your rights to correct and access your personal information and to ask for it to be erased**

Please contact Anna Lapworth if (in accordance with applicable law) you would like to correct or request access to personal information that we hold or if you have any questions about this notice. You also have the right to ask our Data Protection Contact for some, but not all, of the personal information we hold and process to be erased (the 'right to be forgotten') in certain circumstances.

## Keeping your personal information secure

We have appropriate security measures in place to prevent personal information from being accidentally lost, used or accessed in an unauthorised way. We limit access to your personal information to those who have a genuine business need to know it. Those processing personal information will do so only in an authorised manner and are subject to a duty of confidentiality. We also have procedures in place to deal with any suspected data security breach. We will notify you and any applicable regulator of a suspected data security breach where we are legally required to do so.

## Criminal records information

We may carry out Disclosure and Barring Service (DBS) checks (including requesting a criminal record certificate, enhanced criminal record certificate or a search of the children’s or adults’ barred list) where we feel that a DBS check is proportionate and relevant for your role. A record that the DBS check was completed and whether it was satisfactory will be kept; however, the check itself will usually be disposed of securely unless we feel it is relevant to the ongoing employment relationship, in which case it will be kept securely for six months (unless relevant for regulatory inspections).

## How to complain

We hope that we can resolve any query or concern you raise about our use of your personal information. If not, contact the Information Commissioner at - [ico.org.uk/concerns/](http://ico.org.uk/concerns/) or telephone: 0303 123 1113 for further information about your rights and how to make a formal complaint.

### Key to table below:

**Access** – to monitor/manage subcontractor access to our systems

**GEP** – to maintain records and for good practice

**Insurance** - to comply with the terms of our insurance

**LO** – to ensure compliance with legal and/or regulatory obligations

**Policies** – to ensure compliance with our policies, such as EOP

**Protect** – to protect our networks and personal data of subcontractors, employees and customers/clients

**PTC** – to enter into/perform the contract

**Personnel** – relevant managers, HR, professional advisors, payroll and consultants

**SA** – for subcontractor administration

**SPI** - for reasons of substantial public interest (e.g. equal opportunities, prevention and/or detection of unlawful acts)

**SWP** – to ensure safe working practices

The information we collect	How we collect the information	Why we collect the information (including legitimate interest)	How we use and may share the information
Your name, contact details & other contract records *	From you	PTC, GEP	PTC, SA Share: Personnel
Financial details (e.g., bank) *	From you	PTC, GEP	PTC Share: Personnel, HMRC, our bank
Your qualifications and any professional status *	From you	PTC, GEP	PTC Share: Personnel,

			clients (if required)
<b>Your nationality and immigration status and information from related documents (e.g. passport) *</b>	From you, the Home Office (if required)	PTC, GEP	PTC Share: Personnel, the Home Office (if required)
<b>Information on &amp; conduct issues</b>	From you, consultants, any interested third parties	PTC, LO, GEP, SWP	PTC Share: Personnel, any interested third parties (if appropriate)
<b>Details of your performance</b>	From you consultants	PTC, LO, GEP, SWP	PTC Share: Personnel
<b>Your use of our systems and your actions in and around locations where training is delivered</b>	Websites, applications, other technical systems (e.g. CCTV, phone, email, internet)	PTC, Access, Protect, Policies, operational reasons, statistical analysis	See adjacent column Share: Personnel, any interested third parties
<b>Your use of public social media (only in very limited circumstances to check specific risks for specific functions within our organisation) and any business-related social media (e.g. LinkedIn)</b>	Websites, applications	PTC protect our external reputation, adherence to restrictions and policies	See adjacent column Share: Personnel
<b>Photographs</b>	From you	ID documents, marketing	PTC, promote the company Share: website, promotional material
<b>Details in references about you that we give to others</b>	From referee providers	PTC, LO, GEP	To provide a reference Share: Personnel and the recipient(s) of the reference

You are required (by law or under the terms of your contract for services , or in order to enter into your contract for services) to provide the categories of information marked ‘\*’ above to us to enable us to verify your right to work and suitability for the position, to pay you, If you do not provide this information, we may not be able to use your services.† Further details on how we handle sensitive personal information are set out in our Data Protection Policy in our standard operating procedure.