

SPCB Privacy Notice

This privacy statement explains how we collect and use personal information about you for the following process:

Presiding Officer's Office General Enquiries and Correspondence, Including Complaints

The categories of information processed

Correspondence will normally contain normal category data, such as names, addresses, email addresses, phone numbers.

Depending on the nature of the enquiry or complaint, special category data may be processed, for example court references, health information, political affiliation, police and/or information relating to criminal records.

Source of the information

This information is received from the correspondence which may be members of the public, MSPs and other elected and non-elected representatives (UK and abroad), public bodies and other external organisations.

The purpose(s) of the processing

The purpose of the processing is to enable the Presiding Officer's office to send replies to complainants and/or other correspondents.

The legal basis of processing

The legal basis for processing is that it is necessary for performance of a task carried out in the public interest or in the exercise of official authority vested in the controller (Crown function) Art 6(1)(e)GDPR, s8(d)DPB or in the substantial public interest, Art 9(2)(g) GDPR. The engagement of the Presiding Officer with the general public and other organisations greatly increases the transparency and accessibility of the SPCB which is in the substantial public interest.

Data sharing

Information is only shared with relevant Member or Standards Commission where a complaint has been made against a Member.

Retention of data

Correspondence containing personal data is retained for 2 years, in line with the official office document retention schedule.

Your rights

The GDPR sets out the rights which individuals have in relation to personal information held about them by data controllers. These rights are listed below, although whether you will be able to exercise each of these rights in a particular case may depend on the purpose for which the data controller is processing the data and the legal basis upon which the processing takes place.

Access to your information – You have the right to request a copy of the personal information about you that we hold. For further information, see our Data Subjects' Access Requests Policy.

Correcting your information – We want to make sure that your personal information is accurate, complete and up to date and you may ask us to correct any personal information about you that you believe does not meet these standards.

Deletion of your information – You have the right to ask us to delete personal information about you where:

- You consider that we no longer require the information for the purposes for which it was obtained
- You have validly objected to our use of your personal information – see *Objecting to how we may use your information* below
- Our use of your personal information is contrary to law or our other legal obligations.

Objecting to how we may use your information – Where we use your personal information to perform tasks carried out in the public interest then, if you ask us to, we will stop using that personal information unless there are overriding legitimate grounds to continue.

Restricting how we may use your information – In some cases, you may ask us to restrict how we use your personal information. This right might apply, for example, where we are checking the accuracy of personal information about you that we hold or assessing the validity of any objection you have made to our use of your information. The right might also apply where this is no longer a basis for using your personal information but you don't want us to delete the data. Where this right to validly exercised, we may only use the relevant personal information with your consent, for legal claims or where there are other public interest grounds to do so.

Please contact us in any of the ways set out in the *Contact information and further advice* section if you wish to exercise any of these rights.

Changes to our privacy statement

We keep this privacy statement under regular review and will place any updates on this website. Paper copies of the privacy statement may also be obtained using the contact information below.

This privacy statement was last updated on [25 May 2018].

Contact information and further advice

If you have any further questions about the way in which we process personal data, or about how to exercise your rights, please contact the Head of Information Governance at:

The Scottish Parliament
Edinburgh
EH99 1SP

Telephone: 0131 348 6913 (Calls are welcome through the Text Relay service or in British Sign Language through [contactSCOTLAND-BSL](#).)

Email: dataprotection@parliament.scot



HAPPY TO **TRANSLATE**

Please contact us if you require information in another language or format.